

PROCEEDINGS
of the
Orleans County Legislature

1990

Richard V. Bennett
John J. McCarthy, II
George R. Bower
Marcia B. Tuohey
Frank R. Berger
Theodore Swiercznski
Lyndon D. Billings

Member at Large
Member at Large
Member at Large
District No. 1
District No. 2
District No. 3
District No. 4

Lyndon D. Billings Chairman
Frank R. Berger Vice Chairman
Stanley J. Dudek . . . Chief Administrative Officer
Lois M. Brandt Clerk
Kathleen M. Ahlberg Deputy Clerk
Donna D. Smith Confidential Stenographer
Lori A. Moore Confidential Stenographer

By Order
of the
Legislature

Printed by
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Albion, NY 14411

COUNTY OF ORLEANS)

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.

Lois M. Brandt

Clerk of the Legislature

ORGANIZATION MEETING
ORLEANS COUNTY LEGISLATURE
January 4, 1990

The meeting was called to order by the Clerk of the Legislature at 7:35 p.m. Reverend Jeffrey Haines, parish priest of Christ Episcopal Church of Albion, New York opened the meeting with prayer. After the pledge to the flag, the Clerk recessed the meeting to allow the Republican members of the Legislature to be sworn in by County Clerk Carol Lonnen.

Meeting recessed at 7:38 p.m.
Meeting reconvened at 7:40 p.m.

The Clerk called the roll and the Legislators answered as follows:

Legislator Richard Bennett	At Large
Legislator Frank R. Berger	Dist. 2
Legislator Lyndon D. Billings	Dist. 4
Legislator George R. Bower	At Large
Legislator John J. McCarthy	At Large
Legislator Ted Swiercznski	Dist. 3
Legislator Marcia Tuohey	Dist. 1

The Clerk called for nominations for Temporary Chairman. Legislator Bower, with second by Legislator McCarthy, nominated Legislator Billings. There being no other nominations, Legislator Berger, with second by Legislator Bower, moved that nominations be closed. Motion carried. Upon vote of the Legislators, Legislator Billings was elected Temporary Chairman of the Legislature. The following resolution was adopted:

RESOLUTION NO. 1-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING TEMPORARY CHAIRMAN OF THE
LEGISLATURE

RESOLVED, that Legislator Lyndon D. Billings is hereby appointed Temporary Chairman of the Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Temporary Chairman Billings called for nominations for the position of Chairman of the Legislature. Legislator Berger nominated Legislator Billings. Legislator Bennett nominated Legislator Swiercznski. There being no other nominations, Legislator Swiercznski,

with second by Legislator Bennett, moved that nominations be closed. Motion carried. The vote for the position of Permanent Chairman of the Legislature proceeded as follows:

Legislator Bennett	"Swiercznski"
Legislator Berger	"Billings"
Legislator Billings	"Billings"
Legislator Bower	"Billings"
Legislator McCarthy	"Billings"
Legislator Swiercznski	"Swiercznski"
Legislator Tuohey	"Billings"

Legislator Billings was declared Chairman of the Legislature. Legislator Swiercznski moved to make the vote "unanimous" for Legislator Billings. The following resolution was then adopted:

RESOLUTION NO. 2-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING PERMANENT CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that Legislator Lyndon D. Billings be appointed as Permanent Chairman of the Orleans County Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Upon his election as Chairman of the Legislature, Legislator Billings stated, "I appreciate the support I have of the group, and will do my best to keep the County on an even keel."

The Chairman called for nominations for Vice-chairman of the Legislature. Legislator McCarthy, with second by Legislator Bower, nominated Legislator Berger. There being no other nominations, Legislator Bennett, with second by Legislator Swiercznski, moved that nominations be closed. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 3-190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING VICE CHAIRMAN OF THE LEGISLATURE

RESOLVED, that Legislator Frank R. Berger is hereby appointed Vice-chairman of the Orleans County Legislature in accordance with Rule No. 2 of the Rules of Procedure as duly adopted by this Legislature.

Adotped. 6 ayes; 1 nay, Legislator Berger; 0 absent.

RESOLUTION NO. 4-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Lois M. Brandt be appointed Clerk of the Legislature to serve during the pleasure of the Legislature.

Adopted. 7 aye; 0 nays; 0 absent.

Legislator Bower, with second by Legislator McCarthy, introduced a resolution appointing Thomas J. Young as Orleans County Attorney. Legislator Swiercznski, with second by Legislator Bennett, moved to appoint Norris L. Webster to the position of Orleans County Attorney. Legislator Tuohey called for a roll call vote, which proceeded as follows:

Legislator Bennett	"Webster"
Legislator Berger	"Webster"
Legislator Billings	"Young"
Legislator Bower	"Young"
Legislator McCarthy	"Young"
Legislator Swiercznski	"Webster"
Legislator Tuohey	"Webster"

Norris L. Webster was declared Orleans County Attorney, and the following resolution was then adopted.

RESOLUTION NO. 5-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING COUNTY ATTORNEY

RESOLVED, that Norris L. Webster is hereby appointed Orleans County Attorney by this Legislature; and be it

FURTHER RESOLVED, that salary for said position is set at Grade 6 Step 1 on the Management Compensation Plan salary schedule.

Adopted. 4 ayes; 3 nays, Legislators Billings, Bower, McCarthy; 0 absent.

The Chairman recessed the meeting in order for the Chairman, Vice-chairman and Clerk to take their oaths of office. Meeting recessed at 7:52 p.m. and reconvened at 7:52 p.m.

RESOLUTION NO. 6-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION APPOINTING BUDGET OFFICER

RESOLVED, that Mary B. Basinait be appointed Budget Officer of this County, effective January 1, 1990 through December 31, 1990; and be it

FURTHER RESOLVED, that the Budget Officer be authorized to appoint a Deputy Budget Officer for the year 1990 at an annual salary of \$2,806.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 7-190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 1990, the compensation of each Legislator payable by the County of Orleans shall be annual salary, with the Chairman's salary to be \$12,600.00, and each other member to receive \$8,400.00 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 Twenty-two and one-half cents (\$0.225) 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 Twenty-two and one-half cents (\$0.225) 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 8-190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DESIGNATING NEWSPAPERS

RESOLVED, that pursuant to Section 214, Subd. 2 of the County Law, the following newspapers be designated as the official newspapers of the County of Orleans for the publication of all local laws, notices and other matters required by law to be published:

The Albion Advertiser, Inc., published in the Village of Albion, New York;

The Medina Daily Journal-Register, Inc., published in the Village of Medina, New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 9-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION DESIGNATING NEWSPAPERS

WHEREAS, the Democratic members of this County Legislature have filed a certificate designating the Medina Daily Journal-Register, Inc. to publish the Concurrent Resolutions for 1990, the Tax Redemption Notices for 1990, the Official Canvas for 1989 and the Election Notices for 1990; and

WHEREAS, the Republican members of this County Legislature have filed a certificate designating the Albion Advertiser, Inc. to publish the Concurrent Resolutions for 1990, the Tax Redemption Notices for 1990, the Official Canvas for 1989 and the Election Notices for 1990;

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature does hereby approve of such designations and hereby designates the Albion Advertiser, Inc. and the Medina Daily Journal Register, Inc. to publish the Concurrent Resolutions for 1990, the Tax Redemption Notices for 1990, the Official Canvas for 1989 and the Election Notices for 1990; and be it

FURTHER RESOLVED, that all official notices required by law shall be printed solid in not exceeding eight-point type, 12 ems, and any proof of publication shall be filed in the County Treasurer's and County Clerk's Offices within twenty days after the last publication, and shall be accompanied by a statement of cost of such printing and the cost of printing shall be determined pursuant to Section 70-a of the Public Officers Law as amended. The reason for this regulation is to insure uniformity and composition and cost in official publications and printing.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski requested the new committee assignments. Chairman Billings stated he would have them ready in a day or so.

Legislator Swiercznski asked if the Legislature would continue to meet on the same days as in previous years. Motion by Legislator Berger, with second by Legislator Tuohey, that the Legislature continue to hold its regular meetings on the second and fourth Wednesdays of each month. Motion carried.

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Legislator Swiercznski, with second by Legislator Bennett, moved to recess the meeting subject to recall of the Chairman. Motion carried.

Meeting recessed at 8:10 p.m.

LEGISLATURE MEETING
January 10, 1990

The meeting was called to order at 7:30 p.m. by Chairman Billings. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk presented the following communications: a letter from Chairman Billings stating that Richard Clark of Medina, New York has been appointed as Director of Civil Defense for Orleans County; a letter from Constance D. Mosher, West Transit-Church Road, Albion, New York asking the Legislature to do whatever it takes to halt the Orleans Sanitary Landfill expansion plans.

Report of Standing Committees: Legislator Berger reported attending the Organizational Meeting of the Legislature on January 4th; the Village of Lyndonville meeting on January 8th (noted that there was still some concern in regard to the Agricultural District No. 10); the Soil & Water Conservation District Board meeting January 9th; met with the Sheriff and Mrs. Tuohey on January 10th. Mr. Berger reported he was working with Dick Clark on the silo on Fruit Avenue and School House Road.

Legislator McCarthy said he had met with TREK in Medina, along with the Town of Ridgeway Supervisor, the mayor of Medina and the Highway Superintendent and Deputy Highway Superintendent regarding the flooding problem on Salt Road. TREK is going to buy pipe through the Village of Medina, and the County Highway Department will help install it. Mr. McCarthy reported that the Village let bids for the pipe the previous evening.

Legislator Swiercznski had nothing new to report. Legislator Bennett announced that the Orleans County Sportsmen's Federation Banquet is January 20th; he also felt that the organization should be included in the Committee listings.

Legislator Tuohey reported meeting with the County Treasurer, and noted that the 1990 budgets have been printed.

Chairman Billings stated that he had been talking with Senator Daly and Lew Gurley of the NYS DOT regarding the high bridge at Point Breeze. Mr. Robert Waters is to be reporting back the first of week. Mr. Billings said that the project "is still a 'go', and that Senator Daly will push it this way, if this group

so desires."

The following resolutions were presented:

RESOLUTION NO. 10-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING AND AMENDING RULES OF PROCEDURE OF
THE ORLEANS COUNTY LEGISLATURE

WHEREAS, the County Law authorizes the Legislature to adopt Rules of Procedure for its organization, operation and meetings; and

WHEREAS, Rules of Procedure have been previously adopted and amended as now printed in the 1989 Roster;

NOW, THEREFORE, BE IT RESOLVED, that Paragraph 9 of said 1989 Rules of Procedure be amended to read as follows:

STANDING COMMITTEES

9. The following shall be the Standing Committees of the Orleans County Legislature with responsibility for the programs and appropriations indicated:

LEGISLATIVE

Chief Administrative Officer
Clerk of the Legislature
County Attorney
Personnel & Self Insurance
Off Track Betting
Private Industry Council
Genesee Transportation Council
Genesee/Finger Lakes Regional Planning Council

ADMINISTRATIVE & FINANCE

Treasurer & Budget Officer
County Clerk
Equalization & Assessment
Delinquent Taxes
Education (Community College, Medical Scholarship, Libraries)
Records Management

PUBLIC SAFETY

Sheriff
District Attorney
Courts

Public Defender
Probation
Office of Disaster Preparedness
Coroner
Fire Advisory Board
Emergency Medical Services Council
STOP DWI

HOME & COMMUNITY SERVICES

Planning & Economic Development
Tourism
Solid Waste
Cooperative Extension
County Soil & Water Conservation District

HEALTH

Public Health
Community Action
Mental Health
Physically Handicapped Children
Health Miscellaneous
Health Systems Agency of WNY

ELECTIONS

Board of Elections

ECONOMIC ASSISTANCE & OPPORTUNITY

Social Services
Nursing Home
Veterans Service Agency
Office of the Aging
Youth Board
Job Development Agency
Historian

HIGHWAY

Highway
Parks
Buildings & Grounds
Weights & Measures

The Standing Committee shall advise the Legislature on matters of policy. Presence of a majority shall constitute a quorum for committee purposes. Standing Committees shall meet at the Chairman's call, and the Chairman shall report to the Legislature at the Conference Session. All Standing Committee meetings shall be held on not less than 24 hour written notice to the members or not less than 72 hours written notice mailed to the members except in the case of emergency when telephone notice to the members shall be deemed sufficient proper notice; and be it

FURTHER RESOLVED, that paragraph 24 shall be

amended to read as follows:

24. The succession of executive authority to be exercised in the absence of the Chairman of the Orleans County Legislature, (in addition to that already established for emergency situations by Local Law No. 2 of 1980) is as follows:

EXECUTIVE SUCCESSION
1990

Legislator Frank R. Berger, Dist. 2
Legislator Marcia B. Tuohey, Dist. 1
Legislator John J. McCarthy, At Large
Legislator George R. Bower, At Large
Legislator Ted Swiercznski, Dist. 3
Legislator Richard Bennett, At Large

and be it

FURTHER RESOLVED, that the said 1989 Rules of Procedure as so amended, be adopted by this Legislature as the Rules of Procedure for 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 11-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO EMPLOYEE ASSISTANCE
PROGRAM BOARD OF DIRECTORS

RESOLVED, that pursuant to the recommendation of the Orleans County CSEA Unit President, Alice Casson, Institutional Aide at the County Nursing Home, is hereby appointed to a two year term on the Employee Assistance Program Board of Directors by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 12-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING COUNTY TREASURER TO BUDGET
MONIES FOR ORLEANS COUNTY UPSTATE POWER UTILITY SERVICE

AGENCY FOR 1989

RESOLVED, that the County Treasurer is hereby authorized to set up monies in Appropriation Account A6989 in the amount of \$144092.45 and in Revenue Account A2150 in the amount of \$142,662.45; and be it

FURTHER RESOLVED, that the difference in said amounts totalling \$1,430.00 be transferred from Account A1190 to Appropriation Account A6989; said amount covers the expense of dues and special dues levy that have been paid and are not reimbursable from Niagara Mohawk and are County responsibility.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 13-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING EMPLOYEE ASSISTANCE PROGRAM AGREEMENT WITH GENESEE COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE, INC.

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Employee Assistance Program and Genesee Council on Alcoholism and Substance Abuse, Inc. for the calendar year 1990, cost for said program is \$5400.00; said amount to be paid in quarterly installments by submission of a County voucher through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 14-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARDDING BID FOR OFFICE SUPPLIES

BE IT RESOLVED, that office supply bid for Part I Catalog Discount be awarded to Garlock Office Supplies; and be it

FURTHER RESOLVED, that the following items in Part II of the office supply bid be awarded to Garlock Office Supplies:

Item No. 3	Cassette Tapes
Item No. 5	Correction Fluid
Item No. 7	File Folders - All Sizes
Item No. 10	Post-it Notes - All Sizes
Item No. 13	Pens
Item No. 20	Scotch Tape

and be it

FURTHER RESOLVED, that the following items in Part II of the office supply bid be awarded to Spectrum Office Products:

Item No. 1	3-Ring Binders - All Sizes
Item No. 2	Data Binders
Item No. 4	Paper Clips - All Sizes
Item No. 6	Envelopes - All Sizes
Item No. 8	File Pockets - Both Sizes
Item No. 9	Labels, Various
Item No. 11	Scratch Pads - All Sizes
Item No. 12	Pencils
Item No. 14	Typewriter & Printer Ribbons
Item No. 15	Staplers
Item No. 16	Staples
Item No. 17	Steno Books
Item No. 18	Storage Boxes
Item No. 19	Adding Machine Tapes

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 15-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT FOR CHAPLAIN'S SERVICES AT COUNTY JAIL

RESOLVED, that this Legislature does hereby approve the agreement between the County and Rev. W. E. Moss, 223 Washington Street, Albion, New York 14411 to provide Chaplain's services at the County Jail at an annual cost of \$1500.00; said cost to be paid in equal quarterly installments of \$375.00 each on January 1, April 1, July 1 and October 1, 1990 upon the submission of a county voucher through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 16-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING JAIL PHYSICIAN AGREEMENT

RESOLVED, that the Jail Physician Agreement between the Sheriff and John P. Fernandez, M.D. is hereby approved by this Legislature; said agreement to be in effect for the calendar year 1990 at an annual cost of \$8,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 17-190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND COOPERATIVE EXTENSION

RESOLVED, that the sum of \$253,241.00 is hereby appropriated to the Orleans County Extension Service Association for the fiscal year beginning January 1, 1990 and ending December 31, 1990; to be expended in accordance with the budget submitted to the County Legislature; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to pay the sum of \$63,310.25 in quarterly installments, to the duly elected and properly bonded Treasurer of the Orleans County Extension Service Association; and be it

FURTHER RESOLVED, that this Legislature hereby approves such Memorandum of Agreement as may be duly approved by Cornell University as agents for the State outlining the above conditions and methods of payment and directing the above Association to expend the funds only for the purposes set forth in the said budget of said Association referred to herein, and a true and accurate account of all receipts and expenditures of said County Extension Association of the fiscal year be kept.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 18-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING ADDENDUM TO THE LIBERTY
SUBCONTRACT WITH THE COUNTY OF ORLEANS

WHEREAS, Resolution No. 466-1089 approved the agreement between the County of Orleans Youth Bureau and the Alternative Choices for Teens Program; and

WHEREAS, the Research Foundation of the State University of New York has requested an addendum be attached to said agreement;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the "Addendum to the Liberty Subcontract with the County of Orleans" as follows:

Article 1. Delete "at its own expense and charge" in line 1; this infers that money sources for such items as personnel, equipment, etc. will come from other than the contract.

Article 7.A Add "arising out of the negligence of the Agency." at the end of the first sentence in the paragraph. The Foundation cannot be liable for any damage or wrongdoing not attributable to its action.

Article 7.B Such insurance will be purchased from our Policy by the Campus.

Article 7.E An explicit Certificate of Insurance will stand for proof of adequate insurance coverage. The Foundation does not disseminate the text of its policies.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Berger, introduced a resolution continuing the County's Cluster Home Program. After discussion, Legislator Berger, with second by Legislator Swiercznski, moved to amend the proposed resolution, and include the phrase "said program to be reviewed every six months." Upon vote, the amendment passed; 6 ayes; 1 nay, Legislator Bennett; 0 absent. The following resolution was then adopted.

RESOLUTION NO. 19-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING CONTINUATION OF THE CLUSTER HOME PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the continuation of the Cluster Home Program effective January 1, 1990; said program to be reviewed every six months.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 20-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPOINTING ELIZABETH WESTLUND AS ACTING COMMISSIONER OF THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that due to the illness of Patricia Hardenbrook, Commissioner of the Department of Social Services, Elizabeth Westlund shall be appointed Acting Commissioner of Social Services effective January 25, 1990 until Patricia Hardenbrook can return (approximately four to eight weeks); salary for Acting Commissioner shall be Grade 6, Step 0 of the administrative salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 21-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Orleans-Niagara BOCES, Medina, New York for the purchase of day care services; to be effective 9/1/89-8/31/90 at a cost of \$60 per week per

child. County cost is \$7 per week per child.

- (2) Baker Hall, Lackawanna, New York to provide institutional foster care services for children; to be effective 7/1/89-6/30/90 at a cost of \$51,355 per child. County cost is \$17,461 per child.
- (3) Monroe Ambulance, Rochester, New York to provide emergency and non-emergency ambulance transport services for Medicaid patients; to be effective 1/1/90-12/31/90 pursuant to the rates set forth in the agreement. County cost is 25% of total cost.
- (4) Genesee-Orleans Homemakers, Inc., Batavia, New York to provide home health care services to Title XIX (Medicaid) recipients; to be effective 1/1/90-12/30/90 at a cost of \$7.88 per hour per recipient. County cost is \$1.97 per hour per recipient.
- (5) Western New York Children's Psychiatric Center, West Seneca, New York to provide discharge planning and after-care services for releasees of Western New York Children's Psychiatric Center; for a period of 1 year from date of signature of agreement at no cost.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 22-190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING VARIOUS AGREEMENTS FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following consultants to the Department of Mental Health for the calendar year 1990, as follows:

1. John Amos, Ph.D., 67 Winfield Lane, Rochester, New York 14580, providing services as Staff Psychologist for 16 hours per week at an hourly rate of \$40.00 for 48 weeks.
2. D. James Morrice, Ph.D., 10 Vick Park A, Rochester, New York 14607 providing services as Staff Psychologist for 10 hours per week at an hourly rate of \$40.00 for 48 weeks.

3. Kathy Neidert, 347 West State Street, Albion, New York 14411 providing services as Social Worker Intern for one day per week at a rate of \$40.00 per day for 20 weeks.
4. Oak orchard Community Health Center, Inc. 253 S. Main Street, Albion, New York 14411 providing physician services for 6 hours per week at an hourly rate of \$65.00 for 48 weeks.
5. F. Gordon Pleune, M.D. 2612 Culver Road, Rochester, New York 14607 providing services as Supervising Psychiatrist for 14 hours per week at a rate of \$65.00 per hour for 48 weeks.
6. Raymond D. Sullivan, 92 Fairlane Drive, Tonawanda, New York 14150 providing consulting account services for approximately 25 hours per month, at a monthly rate of \$400.00.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 23-190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE 1990 AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND PARK RIDGE CHEMICAL DEPENDENCY FOR ALCOHOLISM PROGRAM SERVICES

WHEREAS, Park Ridge Chemical Dependency is fully licensed to provide alcohol services and agrees to furnish these services set forth in the agreement; and

WHEREAS, the Department of Mental Health desires to purchase these services from the Park Ridge Chemical Dependency Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1990 Agreement between the Department of Mental Health and the Park Ridge Chemical Dependency Program for the provision of Alcohol Services; said agreement to be effective for the calendar year 1990; total cost for said program to be \$330,051.00, with a County cost of \$55,111.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 24-190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE 1990 AGREEMENT BETWEEN THE
DEPARTMENT OF MENTAL HEALTH AND THE ASSOCIATION FOR
RETARDED CITIZENS

WHEREAS, the Association for Retarded Citizens is a non-profit corporation established for the purpose of providing services to the mentally retarded and developmentally disabled; and

WHEREAS, the Association for Retarded Citizens agrees to furnish the services set forth in said agreement; and

WHEREAS, the County of Orleans, acting through its duly constituted Mental Health Board, desires to purchase these services in the implementation of the Local Government Plan for the County of Orleans;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1990 Agreement between the Department of Mental Health and the Association for Retarded Citizens for the calendar year 1990; total cost for said Program is \$562,941.00 with a County Cost of \$67,600.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 25-190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING THE AGREEMENT BETWEEN THE
DEPARTMENT OF MENTAL HEALTH AND PARK RIDGE CHEMICAL
DEPENDENCY FOR DRUG ABUSE SERVICES

WHEREAS, the Department of Mental Health holds the license for substance abuse services; and

WHEREAS, the Department of Mental Health has entered into a management agreement with Park Ridge Chemical; and

WHEREAS, the Department of Mental Health desires to purchase these substance abuse services from the Park Ridge Chemical Dependency Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement between the Department of Mental Health and Park Ridge Chemical Dependency Program for the provision of drug abuse services for the period of April 1, 1989 through March 31, 1990; total cost for said program is \$183,516.00 with a County cost of \$18,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 26-190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H4310.2 MENTAL HEALTH BUILDING

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$19,807.50 to J & J Piping of Rochester, New York in payment of Application No. 9 of the HVAC Contract; said payment to be made from Account H4310.2 Mental Health Building.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 27-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING PUBLIC DEFENDER

RESOLVED, that this Legislature does hereby appoint Duane Johnson, Medina, New York to the position of Public Defender; said appointment to be effective for a two year term at Grade 5, Step 7 on the Management Compensation Plan Salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 28-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF TWO ADDITIONAL AIR STORAGE TANKS FOR USE WITH THE

INTEGRATED BREATHING AIR STATION.

WHEREAS, it has been determined that two (2) additional air storage cylinders are required to provide a sufficient back-up air supply; and

WHEREAS, the Department of Civil Defense had a 1989 fund balance sufficient to cover the cost of this purchase; and

WHEREAS, all departmental balances become part of the County's general fund balance at year's end;

NOW, THEREFORE, BE IT RESOLVED, that the Director of Civil Defense is hereby authorized to purchase the two (2) additional storage cylinders at a cost of \$2,875.00; and be it

FURTHER RESOLVED, that account 3640.250 Civil Defense Other Equipment account be increased by an additional \$2,875.00; said amount to be transferred from the general fund balance.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower asked about the status of the 1988 Proceedings, and was told that 75 copies had been received, with the remainder to be delivered the following week.

Legislator McCarthy, with second by Legislator Swiercznski, moved to adjourn the meeting. Motion carried.

Meeting adjourned at 8:00 p.m.

SPECIAL LEGISLATURE MEETING
January 15, 1990

The meeting was called to order by Chairman Lyndon Billings. After the pledge to the flag, roll call was taken and all Legislators were present.

It was noted that all Legislators had signed a "Waiver" of the 48-hour written notice in order for the Board to meet consider the awarding of the bid for the Fire Alarm and Emergency Lighting System for the Court House and the County Clerk's Building.

The following resolution was presented:

RESOLUTION NO. 29-190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARDING BID FOR INSTALLATION OF FIRE ALARM
AND EMERGENCY LIGHTING SYSTEM

WHEREAS, consultant Gordon White has determined that Suburban Electric of Albion, New York is the lowest responsible bidder of the bids received for the installation of the alarm system at the County Court House and the County Clerk's Building;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby awards the bid for the installation of the fire alarm and emergency lighting system to Suburban Electric of Albion, N.Y. at a cost of \$15,875.00; and be it

FURTHER RESOLVED, that the alarm system installation, along with consultant fees of approximately \$1200.00 be funded from the Buildings and Grounds Capital Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Bennett, with second by Legislator Berger, to adjourn the meeting. Motion carried.

Meeting adjourned.

LEGISLATURE MEETING
January 24, 1990

The Chairman called the meeting to order at 7:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The following communications were presented: a letter from George Blackburn resigning as landowner representative on the Fish and Wildlife Management Act Board; also his recommendation that Bob Pask be appointed to his place; notice that the County Planning Board will meet January 25th at 7:30 p.m. in Conference Room C at the County Administration building; announced that minutes from the November 30, 1989 County Planning Board meeting were on file in the office; a letter from the Yates Town Clerk stating that the Board had recommended that Shirley Jurinich and Louis D. Salen be appointed to the County Planning Board as Representative and Alternate Representative respectively;

A letter from Dr. John Mosher opposing OSL's proposed expansion; a letter from the Orleans County Federation of Sportsmen's Clubs, Inc. stating they were opposed to OSL's expansion; an agenda and minutes from the January 9th meeting of the Orleans County Soil and Water Conservation District Board; a letter from NYS Department of Agriculture and Markets stating that Orleans Agricultural District No. 7 in the Town of Shelby is slated for its eighth year review;

A letter from C. W. Lattin resigning his position as Records Management Officer for the County; announced that the annual report from the Board of Elections had been received; a letter from the Christmas Judging Committee of the Greater Albion Chamber of Commerce and a Certificate of Merit for the County's display of Christmas decorations during the holiday season.

Legislator Berger, with second by Legislator Bower, moved to accept Mr. Lattin's resignation. Motion carried. Legislator McCarthy, with second by Legislator Bennett, moved to accept Mr. Blackburn's resignation. Motion carried. Letters are to be sent to each individual.

Legislator Berger stated that he had received a letter from Bill Miller, attorney for the Oak Orchard Small Watershed District, along with the by-laws of the District; this was after many letters had been sent requesting these by-laws.

Legislator Bower reported attending the Village of

Holley Board meeting, as well as the Town of Yates and Village of Lyndonville board meetings. Mr. Bower attended the Mental Health Board meeting and the Board of Health Meeting. He noted that the entire Board of Health was totally against the proposed expansion of the Landfill. Mr. Bower asked for copies of the minutes of the hearing regarding the mobile home park in the town of Clarendon during which fines were levied but not collected. Mr. Bower attended the Town of Kendall board meeting, and the annual County Planning Board dinner meeting.

Legislator Berger attended the Town of Yates meeting on January 11th; the special Legislature meeting on January 15th, as well as the meeting regarding the Landfill on the same date; attended a Probation Meeting, Soil & Water Conservation District Board Meeting and an EMS meeting on the 17th. Mr. Berger noted that the EMS Council will be meeting on a monthly basis until they have everything taken care of. Mr. Berger met with Assemblyman R. Stephen Hawley in Medina on January 20th; attended the breakfast with Congressman LaFalce sponsored by the Chamber of Commerce on January 22nd; attended the Task Force Meeting on radios on the 22nd and met with the Sheriff, County Treasurer, Mrs. Tuohey and the County Treasurer on January 24th.

Chief Administrative Officer Dudek stated that Blue Shield does not offer 2-person plans. The State will allow them to do this but they choose not to do it. Blue Cross does not offer 2-person plan. Blue Cross said that several years ago they allowed this, but they were sued by Blue Shield - it's still in Court. It keeps going back to the State Insurance Department.

Legislator McCarthy met with the Highway Superintendent, his Assistant, the Deputy Highway Superintendent and Legislator Bennett and discussed their program for the summer, and the remainder of the year. Mr. McCarthy met with Dave Stevenson to discuss the problems at the new building. He noted that Mr. Stevenson gave him a list of these problems, which was distributed to the Legislators. There was discussion on a walk connecting the Infirmary and the County Administration Building. Mr. McCarthy also met with Wayne Hale and Don White on the 18th. On January 24th Mr. McCarthy met with the County Highway Superintendent, his Assistant and Mr. Tuohey to discuss the Orleans County Marine Park Phase II proposal.

Legislators Swiercznski and Bennetts had nothing new to report, just the usual committee meetings.

Legislator Tuohey met with department heads and discussed their budgets. Met with Dave Green, Jim Punch and Dean Holland and emphasized to them that they need to adhere to their budgets; that it's "going to be tight". Mrs. Tuohey also attended the meeting in which Mr. Lattin resigned as Records Management Officer. Mrs. Tuohey announced that the sales tax receipts for this month were \$145,314 less than last year at this time. This is the lowest amount that the County has received since 1987, and represents a considerable decrease in cash flow. Mrs. Tuohey explained that this money is actually the sales tax for the last quarter of 1989, and is received in January.

The Chief Administrative Officer stated that work is to begin on the Court House Project shortly. Interior work will be done first, and then the second week scaffolding will be set up and work will commence on the outside.

The County Attorney Norris Webster noted that in view of the special concern the Board has with the landfill expansion, he had another interview with another attorney. He stated that the first attorney had suggested that the County could have the ability to enact a local law that could control the flow of garbage and operation of a landfill in the County. Mr. Webster said they would be exploring that possibility of enacting a local law to control the situation.

Chairman Billings asked Mr. George Follet to step forward, and presented him with a proclamation signed by the Chairman on behalf of the County, declaring the week of February 5 - 11, 1990 as Literacy Volunteer Week in Orleans County.

During the open discussion portion of the meeting Dan Cook of the Journal Register asked if anyone had been in contact with the landfill officials over the last month or so; or if they had contacted the County. The Chairman said "No.". Legislator Swiercznski commented, "They were supposed to meet with the Town tonight, but there was a conflict and they will be meeting on January 31st. We hope to go to that meeting - a few of us."

Mr. Gil Wolcott, Albion, New York was given privilege of the floor to address the board in regard to the appointment of a Director of Weights and Measures. Mr. Wolcott gave out a packet of information he had put together explaining his situation in regard to the appointment. Mr. Wolcott noted he had passed the test and was on the list; that the person in the

position was provisional and had not passed the test; (he had taken it twice and failed). Mr. Wolcott said he had spoken with Albany, and was told that since a provisional person was in the position, the test should be offered every year. Mr. Wolcott stated he had been interested since 1985, and felt he met the qualifications for the job, and that he had passed the Civil Service test, and asked that he be considered for the job.

The following resolutions were presented:

RESOLUTION NO. 30-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING FIELD TRIPS FOR 1990 COUNTY YOUTH BUREAU CLIENTS

BE IT RESOLVED that this Legislature does hereby approve the following activities for clients of the County Youth Bureau for 1990:

1. Junior County 4-H Fair
2. Putt-Putt Golf
3. Art-Park
4. Buffalo Zoo
5. Buffalo Bisons Game
6. Skateland
7. Darien Lake
8. A bowling league
9. A bicycling trip
10. Genesee County Museum
11. Brockport State College

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 31-190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING BIDS FOR CONSTRUCTION OF PHASE II AT ORLEANS COUNTY MARINE PARK

WHEREAS, the State Office of Parks and Recreation has approved the Orleans County Marine Park Phase II plans;

NOW, THEREFORE, BE IT RESOLVED, that the Superintendent of Highways is hereby authorized to seek bids for the construction of Phase II at the Orleans County Marine Park, which includes shore power, a fish cleaning station, a combination restroom, office and storage building and additional parking.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Legislator Tuohey.

RESOLUTION NO. 32-190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE CREATION OF A TEMPORARY ACCOUNT CLERK TYPIST POSITION IN THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, the title of Developmental Disabilities Coordinator has been abolished and a Deputy Director position has been created in its place; and

WHEREAS, the original resolution approved abolishing the Developmental Disabilities Coordinator position two weeks after the appointment of the Deputy Director; and

WHEREAS, the Developmental Disabilities Coordinator is leaving January 29, 1990 and it could be several months before the Deputy Director is appointed, and there is substantial work associated with monitoring and managing the program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create the position of Temporary Account Clerk Typist in the Department of Mental Health; said position to be terminated two weeks after the appointment of the Deputy Director.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 33-190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE HIRING OF KASHINATH B. PATIL, M.D. TO FILL IN DURING THE ABSENCE OF F. GORDON PLEUNE, M.D.

WHEREAS, Dr. Pleune may become ill or take a vacation; and

WHEREAS, Kashinath B. Patil, M.D. has agreed to fill in for Dr. Pleune on such occasions at the same rate of pay;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement with Dr. Patil providing for Dr. Patil to fill in during Dr. Pleune's absence.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 34-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AWARDDING BID AND AUTHORIZING PURCHASE OF SHERIFF'S CARS

RESOLVED, that this Legislature does hereby award the bid for four (4) marked cars and one (1) unmarked car for use by the County Sheriff's Department to Hartway Motors, Inc. of Medina, New York for a total cost of \$64,100.00, which includes "trade-in".

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 35-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING RECORDS MANAGEMENT OFFICER

WHEREAS, the County has received the resignation of the Records Management Officer C. W. Lattin, effective January 31, 1990;

NOW, THEREFORE, BE IT RESOLVED, that Stanley J. Dudek be and hereby is appointed Orleans County Records Management Officer, without additional compensation.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 36-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING RECORDS MANAGEMENT OFFICER TO
APPLY FOR STATE FUNDING

BE IT RESOLVED, that the Records Management
Officer is hereby authorized to apply for State funding
to be used to initiate a Records Management Program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 37-190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE SUPERINTENDENT OF HIGHWAYS
TO BID FOR CARETAKER SERVICES AT THE ORLEANS COUNTY
MARINE PARK FOR THE 1990 SEASON

RESOLVED, that the Superintendent of Highways is
hereby authorized to advertise for bids for caretaker
services for April 15 through November 1, 1990 at the
Orleans County Marine Park.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 38-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE FILLING OF VACANCY IN OFFICE
OF THE CLERK OF THE LEGISLATURE

RESOLVED, that this Legislature does hereby give
its permission to fill the vacant part-time position of
Confidential Clerk-typist in the Office of the Clerk of
the Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 39-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE FILLING OF VARIOUS VACANT POSITIONS IN THE COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the filling of the following vacant positions in the Orleans County Nursing Home:

1. Three (3) Institutional Aide positions;
2. One (1) Cleaner position;
3. One (1) Nurse's Aide position.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator McCarthy, introduced a resolution pertaining to the 1989 In Rem Tax Foreclosure Proceedings. During discussion, Legislator Bower asked the County Attorney if he felt there was a conflict of interest, or if there was a problem with the code of ethics due to the fact that Mr. Webster served as the Attorney for the villages of Medina and Lyndonville, as well as being the County Attorney. Mr. Webster replied that he did not feel this was a problem - there was no violation or conflict of interest. The following resolution was then adopted:

RESOLUTION NO. 40-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE AGREEMENTS WITH THE VILLAGES OF MEDINA AND LYNDONVILLE REGARDING THE 1989 IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, both the Villages of Medina and Lyndonville have tax liens against parcels of real property that are subject to the 1989 In Rem Tax Foreclosure Proceeding; and

WHEREAS, it is desirable to resolved this matter in the usual manner by the execution of Agreements between the Villages and the County agreeing to protect the Villages' interests in the respective parcels when ownership of the parcels are transferred to the County in such proceeding;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is authorized to execute the

Agreements between the Villages of Medina and Lyndonville and the County relative to the 1989 In Rem Tax Foreclosure Proceeding regarding the parcels of real estate upon which both the County and the Villages have tax liens.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

RESOLUTION NO. 41-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT WITH GLORIA E. LOPEZ, M.D. AS UTILIZATION REVIEW PHYSICIAN

RESOLVED, that this Legislature does hereby approve the Agreement between the County Nursing Home and Gloria E. Lopez, M.D., which provides for services on a part-time basis as Utilization Review Physician for the calendar year 1990 at an annual cost of \$1768.00; said amount to be paid in monthly installments of \$147.33.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Swiercznski, introduced a resolution approving an agreement for computer consultation services with Louis Dewhurst. During discussion, Legislator Bower said that he was interested in looking into ways of handling this service and possibly saving the County some money. Legislator Tuohey asked that Mr. Bower invite her to any meetings that he may have on this subject. The following resolution was then adopted.:

RESOLUTION NO. 42-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN LOUIS DEWHURST AND COUNTY OF ORLEANS RE COMPUTER CONSULTATION SERVICES

RESOLVED, that this Legislature does hereby approve the agreement between the County and Louis Dewhurst of Kendall, New York which provides for consultation services to various County departments for approximately 18 hours per week, at an hourly rate of \$17.50; said agreement to be in effect during the

calendar year 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 43-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING CLEANING SERVICES AGREEMENT
BETWEEN THE PROBATION DEPARTMENT AND ARC

RESOLVED, that this Legislature does hereby approve a cleaning services agreement between the County Probation Department and ARC, providing for cleaning service in the Medina office of the Probation Department for the calendar year 1990, at a total cost of \$1,080.00; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$1,080.00 from Probation Department Personal Services Account A3140.1 to Account A3140.418 Probation Department Other Contractual; said transfer is necessary to cover the expense of the cleaning service agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO.44-190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE ADVERTISING OF BIDS FOR A
NEW STATION WAGON FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the advertisement of bids for a new station wagon to be used at the Department of Social Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 45-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CONFIRMING APPOINTMENTS TO GLOW SOLID WASTE
COMMITTEE

WHEREAS, Orleans County's membership on the GLOW Solid Waste Committee consists of the Legislature, his alternate, as well as two additional representatives to be nominated by the Chairman;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby confirm the Chairman's nominations to the GLOW Solid Waste Committee with terms to end December 31, 1991:

<u>NAME</u>	<u>REPRESENTATIVE OF</u>
Frank R. Berger	Alternate
Ted Swiercznski	Legislature
Wayne Hale	Planning

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 46-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT

RESOLVED, that the Chairman of the Legislature be authorized to execute a contract on behalf of the County for Secretarial Services for the County Attorney providing for payment of \$1,308.33 per month for such services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 47-190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING QUIT CLAIM DEED FROM THE COUNTY TO EDWARD DOWNEY FOR A PORTION OF THE OLD TROLLEY RIGHT OF WAY

RESOLVED, that the County Treasurer is authorized to execute a quit claim deed to Edward Downey releasing the interest of the County in that portion of the former Buffalo-Rochester-Lockport Railway Company right of way that crosses the property to Edward H. Downey

and Karen S. Downey on Telegraph Road, Town of Murray, Orleans County, New York, as conveyed to Downeys by deed recorded in the Orleans County Clerk's Office in Liber 381 of Deeds at Page 199 for a consideration of One Thousand and 00/100 (\$1,000.00) Dollars.

Adopted. 7 ayes; 0 nays; 0 absent.
RESOLUTION 48-190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENTS TO SOIL AND WATER
CONSERVATION DISTRICT BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Soil and Water Conservation District Board:

<u>Name</u>	<u>Represents</u>	<u>Term Expires</u>
David Mathes	Grange	12/31/91
Orren Roberts	At Large	12/31/92
Richard Bennett	Legislature	12/31/90
Frank Berger	Legislature	12/31/90

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 49-190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIMS
RE MENTAL HEALTH SERVICES BUILDING

RESOLVED, that the County Treasurer is hereby authorized to pay the following capital project claims from Account H4310.2 Mental Health Services Building:

1. A. V. Lombard, 61 Saratoga Avenue, Rochester, New York 14608 progress payments No. 13 and 14 in the amount of.....\$37,400.00
2. Penfield Electric, 34 May Street, Webster, New York 14580 for payment of their payment application No. 12 in the amount of....\$11,985.34.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 50-190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION INCREASING 1989 SHERIFF AND JAIL BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to increase the 1989 budget accounts in the Sheriff's Department as follows:

Increase Revenue Acct. 2264	\$43,000.00
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Increase Appropriations Accts:

3110.4 Contractual Expense-Sheriff	\$12,037.00
3150.1 Personal Services-Jail	<u>30,963.00</u>
TOTAL	\$43,000.00

Transfer from Contingent Acct. A1990.418	\$38,079.00
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Increase Appropriation Accts:

3150.1 Personal Services-Jail	\$ 4,299.00
3150.4 Contractual Expense-Jail	26,530.00
3110.4 Contractual Expense-Sheriff	<u>7,250.00</u>
TOTAL	\$38,079.00

and be it

FURTHER RESOLVED, that such action is necessary due to the increased costs of food, medical attention, vehicle maintenance, gasoline and personal services within the department.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced Local Law No. 1-Intro of the year 1990 pertaining to the annual salaries of certain appointed and/or elected officials.

Legislator Bennett, with second by Legislator Swiercznski, moved to adjourn. Motion carried.

Meeting adjourned at 8:25 p.m.

LEGISLATURE MEETING
February 14, 1990

The meeting was called to order by Chairman Billings at 7:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Notice from Inter-county Association of Western New York re their February 22nd meeting; announced that a Report of Examination of Western Regional Off-track Betting Corporation is on file in the office and available for public inspection; announced that the 14th Annual Legislative Conference sponsored by the New York State Association of Counties will be held March 11 - 13, 1990 at the Albany Hilton Hotel; announced that annual reports had been received from the County Office for the Aging and the County IDA;

A letter from the Sportsmen's Federation stating that they have elected Peter Germeo, Holley, New York and Lyle Johnson, Albion, New York as their representatives on the Federal Wildlife Management Act Board; a letter from the Barre Fire Company stating that they have appointed Chief Thomas Hicks as their representative on the County Fire Advisory Board;

A letter from the Town of Ridgeway stating their Board had voted to do a revaluation update of property values in their township; a letter from the EAP Committee notifying the Board of the appointments needed to be made to that Committee;

A letter of acknowledgment from NYSAC for copies of resolutions received from the County Legislature; letters of request from the villages of Albion and Lyndonville, that their water/sewage treatment plants be excluded from county taxes;

A letter from Assemblyman Hawley pertaining to a bill he is sponsoring amending the Highway Law by placing the task of identifying private bridges with the Department of Transportation's Bridge Inspection Unit; a copy of the November 30th Board minutes from Western Regional OTB Corporation.

Report of Standing Committees: Legislator Tuohey reported attending a Probation Meeting on February 1st; attended two meetings with the County Treasurer and Personnel Officer regarding Self Insurance and Civil Service matters; attended the Town of Barre board meeting and the Radio Task Force Committee meeting;

also attended the Town of Shelby Board meeting. Mrs. Tuohy explained they were concerned with the radio situation and with recycling.

Legislator Bennett attended the Soil and Water Conservation District Board meeting; had a luncheon meeting with Dr. Chenelly, director of Mental Health; and stated that he would meet with the Public Health Department Director after the Board of Health meeting.

Legislator Swiercznski reported regular meetings with his departments; Legislator McCarthy reported meeting with the Highway Superintendent and the Chief Administrative Officer; also had three meetings with the Buildings and Grounds Department.

Legislator Berger attended the Fire Advisory Board meeting January 29th; attended the Div. I Soil and Water Training in Batavia January 30th and 31st; attended the Probation Meeting February 1st; attended the Town of Ridgeway Board meeting on February 6th; attended the LEPC Meeting on February 8th, also the Town of Yates Board meeting; attended a meeting with the village of Lyndonville on February 12th and attended the Soil and Water meeting for local Counties on February 13th.

Legislator Bower reported attending regular meetings, and noted he spent the day in the County meeting with Jim Hancock, Job Development Coordinator; Jack Pease, Nursing Home Director; Chris Covell; and with Rob Tirsch, Director of the Youth Bureau.

During the open discussion portion of the meeting reporter Dan Cook asked if any action had been taken regarding the landfill. Chairman Billings stated that no action had been taken; that the County is discussing strategies.

Mr. Bob Brown, of the Bridges, in the Town of Carlton was given privilege of the floor. Mr. Brown stated he was very concerned with the Route 18 bridge over Oak Orchard Creek, noting that the bridge had been downgraded to 8 Ton last fall. Mr. Brown stated he was very interested in the possibility of some kind of follow-up to "keep things moving". Legislator McCarthy said he would meet with the NYS Regional Engineer in Albion, and from there meet with Mr. Gurley, the Regional Director, in Rochester, and that he would get a written report back to Mr. Brown regarding this bridge. Mr. Brown expressed concern that with attention focusing on the Route 98 bridge over Marsh Creek, the Route 18 bridge would not be given a very high priority. He noted that it was a great

inconvenience for the farmers and businesses in the area to have the bridge down-graded to such a low tonnage. Mr. Bill Harrington and Mr. David Krull also spoke to the Board and expressed their concern with the current weight limit on the Route 18 bridge.

Chairman Billings said he had met with Supervisor Higley and Senator Daly and that he was trying to move things along more quickly. Legislators Bennett and Bower commented that it might be a good idea to have another public hearing on the Route 98 bridge and Legislator Swiercznski noted that the County can't keep changing it's mind; that a public hearing had already been held and after that hearing, it was decided to go with the Route 98 bridge. Chairman Billings said that bond monies voted for the Route 98 bridge could not be transferred over to the Route 18 bridge. Legislator Bennett suggested that it would be a good idea to find out if there are any other options open to the County with regard to the bridge situation, when meeting with Senator Daly, and if there are, perhaps look at the proposal again. Legislator Bower agreed. Legislator Berger suggested that the three gentlemen write to Senator Daly and express their concerns, stating all that has happened to the Route 18 bridge and the affect it has had on their businesses and farming operations.

Legislator Bower spoke to the Board regarding the amount of time that has passed when the County first started working on the landfill situation, to the present and noted that the problem still has not been solved. He stated he did not want the situation with the County Code of Ethics to continue on for such a long period of time, and presented a comprehensive Orleans County Ethics Law prepared by Attorney Thomas J. Young, and said he was referring it to the Ethics Committee. Copies were given to each member of the Board. Mr. Bower noted that the State already has its Ethics Law in place at the present time.

The following resolutions were presented:

RESOLUTION NO. 51-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, Niagara Falls, New York to provide home health care services to Title XX recipients; to be effective 1/1/90- 12/31/90 at a cost of \$1.12 per hour per recipient.
- (2) Orleans County Attorney, Medina, New York to provide the services of 2 (two) part-time attorneys for the Social Services Department; to be effective 1/1/90 - 12/31/90 at a cost of \$48,672. County cost is \$12,168.
- (3) Orleans Community Action Committee, Inc., Albion, New York to provide medical transportation services for eligible Orleans County Medicaid recipients; to be effective 1/1/90-12/31/90 pursuant to the rate set forth in the agreement. County cost is 25% of total cost.
- (4) Little People's Center, Medina, New York for the purchase of day care services; to be effective 1/1/90 - 12/31/90 at a cost of \$60 per week per child. County cost is \$7.50 per week per child.
- (5) Brockport Child Day Care Center, Inc., Brockport, New York for the purchase of day care services; to be effective 1/1/90 - 12/31/90 at a cost of \$60 per week per child. County cost is \$7.50 per week per child.
- (6) Children's Home Workshop, Holley, New York for the purchase of day care services; to be effective 11/1/89 - 10/31/90 at a cost of \$60 per week per child. County cost is \$7.50 per week per child.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 52-290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENTS FOR MONIES APPROPRIATED FOR VARIOUS AGENCIES IN THE 1990 COUNTY BUDGET

RESOLVED, that this Legislature does hereby approve the following agreements between the County of Orleans and various agencies within the County for monies appropriated for said agencies in the 1990 County Budget:

1. Orleans County Soil and Water Conservation District Board, Albion, New York for the calendar year 1990 in the amount of \$28,795.00;
2. Orleans County Soil and Water Conservation District Board Water Management Program for the calendar year 1990 in the amount of \$16,000.00;
3. Orleans Community Action Committee, Inc., Albion, New York for the calendar year 1990 in the amount of \$38,720.00; said amount to be paid in two installments: 1st payment to be made in February 1990 and the 2nd payment to be made July 1, 1990;
4. The various public libraries within the County, as follows:

Community Free Library	\$ 8,941.00
Lee-Whedon Memorial Library	13,266.00
Swan Library	15,532.00
Yates Community Library	4,637.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 53-290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES BLANKET BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, the County of Orleans has appropriated the sum of \$5,632.96 as its share of the 1990 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 office 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 Paul Howard, Executive 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 Employee's 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 \$220,000.00;

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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 54-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO BOARD OF HEALTH

RESOLVED, that this Legislature does hereby appoint Eric Brown to a six-year term on the Orleans County Board of Health; said term to commence the first of January 1990 and to expire on 31 December 1995.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 55-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE-ORLEANS HOMEMAKER SERVICE, INC.

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Genesee-Orleans Homemaker Service, Inc., to provide Home Health Aide and Personal Care Aide services to the Orleans County Health Department Home Health Agency for the calendar year 1990, with costs to be paid on a per hour basis, at no cost to the County.

Adopted. 7 ayes; 0 ayes; 0 absent.

RESOLUTION NO. 56-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE COUNTY BOARD OF HEALTH (GENESEE LABORATORY BOARD OF MANAGERS)

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and the Genesee Board of Health (Genesee Laboratory Board of Managers) for laboratory services for the calendar year 1990. Cost to be reimbursed through State Aid at 40%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 57-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE CONTRACT BETWEEN THE ORLEANS COUNTY MENTAL HEALTH BOARD AND THE NEW YORK STATE DIVISION OF SUBSTANCE ABUSE SERVICES

RESOLVED, that this Legislature does hereby approve the contract between the Orleans County Mental Health Board and the New York State Division of Substance Abuse Services to continue the provision of substance abuse services to the residents of Orleans County for the period April 1, 1990 through March 31, 1991, to be supported by funds in the amount of \$165,512.00 - New York State Division of Substance Abuse Funds, \$18,000.00 Orleans County funds and \$1,500.00 Third Party Revenue funds.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 58-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING ORLEANS COUNTY NURSING HOME

ADMINISTRATOR TO FILL VACANT INSTITUTIONAL AIDE POSITIONS

RESOLVED, that the Administrator of the Orleans County Nursing Home is hereby authorized to fill two vacant Part-time Permanent Institutional Aide positions in the County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 59-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING COUNTY SHERIFF TO FILL VACANT CLERK'S POSITION IN SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff's Department currently has a Clerk who is on maternity leave until February 12, 1990 and who will continue to be on a leave of absence without pay from February 12 1990 through June 5, 1990;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby give the Sheriff permission to fill this vacant Clerk's position effective February 12, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 60-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES TO FILL A VACANCY FOR THE POSITION OF TYPIST

WHEREAS, the Department of Social Services has a Typist leaving the employ of the County effective February 16, 1990, and

WHEREAS, this position is needed to do routine typing in the Medicaid/Food Stamp Unit and to send out Food Stamp ATP's to recipients,

NOW, THEREFORE BE IT IS RESOLVED, that the Orleans County Legislature does hereby give the Department of Social services permission to fill this vacancy effective February 19, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 61-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES TO FILL A VACANCY FOR THE POSITION OF CASEWORKER

WHEREAS, the Department of Social Services promoted a Caseworker to Senior Caseworker effective January 29, 1990, leaving a vacant Caseworker position, and

WHEREAS, this position is needed for assessment and provision of Casework services to individuals and families,

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby give the Department of Social Services permission to fill this vacancy effective February 1, 1990.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 62-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES TO FILL A VACANCY FOR THE POSITION OF SOCIAL WELFARE EXAMINER.

WHEREAS, the Department of Social Services has a Social Welfare Examiner on maternity leave from March 2, 1990 to July 9, 1990; and

WHEREAS, this position is needed to determine eligibility for Medicaid and Food Stamps;

NOW, THEREFORE BE IT IS RESOLVED that the Orleans County Legislature does hereby give the Department of Social Services permission to fill this vacancy effective March 27, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 63-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES TO CREATE A TEMPORARY POSITION OF RECEPTIONIST

WHEREAS, the Department of Social Services has a Receptionist on sick leave through March 24, 1990; and

WHEREAS, this position is needed to maintain an orderly flow of clients and phone messages in the Income Maintenance Unit;

NOW, THEREFORE BE IT RESOLVED, that the Orleans County Legislature does hereby create one temporary Receptionist position from February 15, 1990 to April 4, 1990 or until the end of Mrs. Schlatter's sick leave, whichever occurs first; and be it

FURTHER RESOLVED, that the Orleans County Legislature does hereby give the Department of Social Services permission to fill this vacancy effective February 15, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger withdrew the resolution entitled RESOLUTION CREATING PART-TIME TYPIST POSITION IN THE OFFICE OF SELF INSURANCE from the agenda.

RESOLUTION NO. 64-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING FILLING THE VACANCY OF PERSONNEL ASSISTANT IN THE PERSONNEL DEPARTMENT

WHEREAS, Christine Trimm, Personnel Assistant in the Personnel Department has submitted her resignation effective February 1, 1990;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Administrator of Personnel and Self Insurance to fill said vacancy.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 65-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING FILLING THE VACANCY OF
CONFIDENTIAL STENOGRAPHER IN THE PERSONNEL DEPARTMENT

WHEREAS, the Personnel Department has a Confidential Stenographer vacancy resulting from a promotion December 28, 1989; and

WHEREAS, this position is needed to assist the personnel officer in the clerical responsibilities to administer the civil service law for the county, towns, villages and school districts, including BOCES;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Administrator of Personnel and Self Insurance to fill said vacancy.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 66-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIMS FROM ACCOUNT H4310.2 NEW MENTAL HEALTH BUILDING

RESOLVED, that this Legislature does hereby authorize the payment of the following capital project claims from Account H4310.2 New Mental Health Services Building:

1. J & J Piping Corporation, Rochester, New York for payment of Payment Application No. 11 for the Heating/Air Conditioning Contract.....\$ 2,850.00;
2. A. V. Lombard, Inc., Rochester, New York for payment of Payment Application No. 15 of the general construction contract.....\$55,382.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 67-290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION RESTRUCTURING THE ORLEANS COUNTY TOURISM
ADVISORY BOARD

WHEREAS, since the creation of the Orleans County Tourism Advisory Board October 8, 1986, several changes in function by the groups appointed at that time have occurred; and

WHEREAS, several areas of the Tourism Industry and County interests are not represented on the Board;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby dissolve the structure of the present Orleans County Tourism Advisory Board; and be it

FURTHER RESOLVED, that the membership of the Orleans County Tourism Advisory Board shall consist of 17 voting members and an alternate, as follows:

Chamber of Commerce	2
Cobblestone Society	1
Federation of Sportsman	1
Restaurant & Tavern Owner Assoc.	1
Fishing Industry (1 cold water)	
(1 warm water)	2
County Legislature	1
Service Clubs (the club doing the	
fishing derby and one other)	2
Cooperative Extension	1
At Large to represent:	
Agriculture/Farm Markets	1
Antiques/Crafts	1
Senior Citizens	1
Camping, Bed & Breakfast,	
Accommodations	1
Council on the Arts	1
Marina/Bait & Tackle	1
Alternate	1
Total Members	18

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 68-290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CREATING TEMPORARY PART-TIME POSITIONS IN
THE TOURISM DEPARTMENT

WHEREAS, the upcoming Tourism Sport, Trade and Travel shows run for several days and that these shows overlap or run concurrently, and two people minimum are required for each show; and

WHEREAS, the Director is unable to attend all shows because of commitments to program continuance in other areas; and

WHEREAS, the sum of \$3,400.00 has been approved and appears in the budget for 1990;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby create two temporary part-time positions in the Tourism Department; said positions to be for a 34 day period with each position to pay \$50.00 per day, total expenditure not to exceed \$3,400.00; and be it

FURTHER RESOLVED, that the Director, with the advice of the Tourism Advisory Board and the Fishing Advisory Committee shall make the selection of the County's representation to said Tourism show.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 69-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING 1990 YOUNG PARENTS NETWORK LINKAGE
AGREEMENT WITH THE ORLEANS COUNTY YOUTH BUREAU.

WHEREAS, the linkage agreement between the Young Parents Network and the Orleans County Youth Bureau agrees to participation in a community effort to better integrate and coordinate services and care for pregnant/parenting adolescents, adolescents at-risk of pregnancy, and their families; and

WHEREAS, services provided in said agreement are available at no cost to the County;

NOW THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve said agreement between

the Young Parents Network and Orleans County Youth Bureau at no cost to the County; and be it

FURTHER RESOLVED, that this agreement shall be in effect from October 1, 1989 through September 30, 1991, with an annual review scheduled for October 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 70-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H7180 ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$5,439.50 to Carl Tuohey Associates, Medina, New York for Engineering services, planning and design, preparation of contract plans and specifications pertaining to Phase II of Orleans County Marine Park; said payment to be made from Account H7180.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Legislator Tuohey.

RESOLUTION NO. 71-290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP BUDGET MONIES IN 1990 SHERIFF'S DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that this Legislature dos hereby authorize the County Treasurer to set up new budget monies in the 1990 Sheriff's Department budget accounts as follows:

Revenue Account:	
A2680 Insurance Recoveries	\$787.20;
Appropriation Account:	
A3110.446 Sheriff's Dept.	
Vehicle Maintenance	\$787.20.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 72-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING DIRECTOR OF PUBLIC HEALTH
DEPARTMENT

WHEREAS, Civil Service has certified Joanne Johnson as eligible for permanent appointment to the position of Director of Public Health;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint Mrs. Joanne Johnson, Director of Public Health, subject to a six-month probationary period.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 73-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING THE ORLEANS COUNTY SHERIFF'S
DEPARTMENT TO ADVERTISE FOR BIDS TO REPLACE DOG POUND
INCINERATOR

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff's Department to advertise for bids to replace the incinerator at the Orleans County Dog Pound.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the previous resolution, the comment was made regarding PAWS disposing of dogs at their site, and Legislator Bennett said that PAWS seemed to be more interested in saving dogs, than in disposing of them. He also noted that dogs that are turned in by their owners can go to PAWS, but that dogs that are picked up by the dog control officer cannot be given to PAWS.

RESOLUTION NO. 74-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT WITH THE VILLAGE OF
LYNDONVILLE FOR SHERIFF PATROL

RESOLVED, that the agreement between the Sheriff's Department and the Village of Lyndonville for a Deputy Sheriff to be assigned to patrol the Village is hereby approved; and be it

FURTHER RESOLVED, that the Sheriff shall charge to the Village for said patrol, the cost of the patrol computed at \$12.33/hour with an initial charge of \$500.00 to offset miscellaneous uniform, weapon and training expenses.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 75-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING RENT-A-KID CONTRACT FOR YOUTH
BUREAU

RESOLVED, that this Legislature does hereby approve the agreement between the Albion-Holley Pennysaver and the County Youth Bureau which provides for advertising for the Rent-A-Kid Program at a total cost of \$472.23; said agreement to be in effect for the 1990 calendar year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 76-290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY
PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Planning Board, with terms to expire December 31, 1992:

<u>Name</u>	<u>Representative of</u>
Shirley V. Jurinich	Town of Yates

Louis D. Salen Alternate, Town of Yates

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 77-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY NURSING HOME AND BASKERVILL ASSOCIATES

RESOLVED, that this Legislature does hereby approve the agreement between the County Nursing Home and Baskervill Associates, Williamsville, New York, providing for speech pathology services at the Nursing Home; said agreement to be effective for the calendar year 1990, with services to be paid for monthly, at an hourly rate of \$37.50 on an as needed basis.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 78-290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 1990 RE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS

WHEREAS, there has been duly presented and introduced at a meeting of the Legislature held on January 24, 1990, 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 28th day of February 1990 at 7:30 p.m. at the Legislature Chambers, Court House Square, Albion, New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 79-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ABOLISHING SENIOR TELEPHONE OPERATOR
POSITION IN DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Civil Service Department is unable to approve the title of Senior Telephone Operator for Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish the position of Senior Telephone Operator in the Department of Social Services.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 80-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AMENDING TELEPHONE MAINTENANCE AGREEMENT

WHEREAS, the number of trunk lines and stations have increased from 23 to 30 and 192 to 224 respectively since the inception of the agreement;

NOW, THEREFORE, BE IT RESOLVED, that the quarterly payment be increased from \$1,242.00 to \$1,366.00 for the last three quarters of 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 81-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY NURSING
HOME AND ORLEANS EXTERMINATING

RESOLVED, that the Orleans County Nursing Home is authorized to enter into a contract with Orleans Exterminating, 3631 Marshall Road, Medina, New York

14103, to provide extermination services at a cost of \$40.00 per month, which includes a monthly visit and one complain call, with additional visits to cost \$25.00; said agreement to be in effect during the calendar year 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 82-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR EGGS FOR USE BY THE ORLEANS COUNTY NURSING HOME

RESOLVED, that the Administrator of the Orleans County Nursing Home is hereby authorized to advertise for bids on behalf of the Nursing Home, County Jail and any other appropriate department for eggs for use from March 1, 1990 to March 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 83-290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$8,700.00 to Wilkie Farr & Gallagher, New York, New York for services rendered relating to the Bridge Bond Issue; said payment to be made from Capital Project Account H5120.2 Bridges.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 84-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITIONS IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby abolish the position of full time Licensed Practical Nurse and in its place creates three part-time Licensed Practical Nurse positions; two of these positions will be on the night shift, and one will be on the day shift.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 85-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE PARTICIPATION BY THE COUNTY OF ORLEANS IN THE STATE AID LOCAL BRIDGE PROGRAM OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE ACCOMPLISHMENT OF STATE AID LOCAL BRIDGE PROJECTS IN CONNECTION WITH THE PROGRAM BY THE FORCES OF THE COUNTY OR BY COMPETITIVELY LET CONTRACT AND MAINTENANCE OF THE COMPLETED IMPROVEMENTS BY THE COUNTY

WHEREAS, pursuant to Chapter 261 of the Laws of 1988 and Article 20 of the Transportation Law, the New York State Legislature has authorized and appropriated funds for a State Aid Local Bridge Program to be administered by the New York State Department of Transportation; and

WHEREAS, the Applicant desires to participate in such Program;

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans shall participate in the State Aid Local Bridge Program, pursuant to the terms of the Bond Act, the Program Guidelines and State/Applicant Agreement which the Municipality ratifies and affirms; and be it

FURTHER RESOLVED, that the accomplishment of all State Aid Local Bridge Projects authorized under the State Aid Local Bridge Program shall be by Municipal forces or by competitively let contract with oversight by Orleans County; and be it

FURTHER RESOLVED, that the Highway Superintendent for Orleans County be and is hereby authorized to execute all necessary agreements and documents on behalf of the County of Orleans required by the New York State Department of Transportation for participation in its State Aid Local Bridge Program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 86-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING ERDMAN, ANTHONY ASSOCIATES TO DESIGN AND PREPARE SPECIFICATIONS FOR THE REPLACEMENT OF THREE BRIDGES

BE IT RESOLVED, that the County Superintendent of Highways is authorized to hire Erdman, Anthony Associates to design and prepare specifications for the replacement of the following bridges at a cost of:

Blood Road (BIN #3318820)	
Mapping & Study.....	\$ 6,500.00
Design.....	15,200.00
Subsurface Exploration.....	1,575.00
Services During Construction.....	<u>5,500.00</u>
	\$28,775.00

Sanderson Road (BIN #3319290)	
Mapping & Study & Design.....	\$23,200.00
Service During Construction.....	<u>6,500.00</u>
	\$29,700.00

Shelby Basin Road (BIN #3361910)	
Survey & Mapping.....	\$ 7,800.00
Preliminary Design.....	9,200.00
Petition & Hearing (Est.).....	5,000.00
Plans, Specs & Cost (Est.).....	13,000.00
Phase V (Est.).....	<u>9,500.00</u>
	\$44,500.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 87-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING FIVE-YEAR AGREEMENTS BETWEEN THE COUNTY AND TOWNS FOR SNOW AND ICE CONTROL AND MOWING OF COUNTY ROADS

RESOLVED, that this Legislature does hereby approve the agreements between the County and the ten (10) towns within the County providing for snow and ice

control on County roads from January 1, 1990 through December 31, 1994; the County to pay to the towns \$650.00 for each mile of County roads sanded and \$650.00 for each mile plowed; and be it

FURTHER RESOLVED, that the agreements between the County and towns for the mowing of County roads by the Towns at a cost of \$225.00 per mile be and hereby are, approved; and be it

FURTHER RESOLVED, that payments be made on three (3) vouchers submitted at a rate of \$75.00 a mile per each of the three mowings; and be it

FURTHER RESOLVED, that the Chairman is hereby authorized to execute said agreements on behalf of the County.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the previous resolution, Legislator McCarthy said he had spoken with the Town of Murray Highway Superintendent, who said these rates had not been increased since 1984, and that he would be bringing in a proposal with higher rates in August, at budget time, for the County to consider.

RESOLUTION NO. 88-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR MATERIALS AND SUPPLIES USED BY THE COUNTY HIGHWAY DEPARTMENT

RESOLVED, that pursuant to Section 103 of the General Municipal Law, the County Superintendent of Highways and the Highway Committee of this Legislature be, and hereby are, authorized to advertise for bids for materials and supplies costing in excess of \$5,000.00 to be purchased between May 1, 1990 and April 30, 1991 by the County Highway Department; and be it

FURTHER RESOLVED, that there be included in each purchase agreement a provision whereby purchases may be made under such an agreement by any political subdivision or district in the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 89-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR
HIGHWAY EQUIPMENT

BE IT RESOLVED, that the County Superintendent of
Highways is hereby authorized to advertise for bids for
the following equipment:

1. Pavement Broom
2. Six-wheel Dump Truck
3. Loader
4. Two-wheel Drive Pick-up.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 90-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE AGREEMENT BETWEEN THE
DEPARTMENT OF MENTAL HEALTH AND MANUEL H. BRONTMAN,
M.D. FOR SERVICES AS STAFF PSYCHIATRIST

WHEREAS, monies have been budgeted in the
Continuing Treatment Program and the Intensive Case
Management Program for psychiatric services; and

WHEREAS, this position will be charged half to
each of the above programs; and

WHEREAS, the Continuing Treatment Program and the
Intensive Case Management Programs are 100% State
funded;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby approve the Agreement with
Manuel H. Brontman, 2365 Clinton Avenue South,
Rochester, New York 14618 for psychiatric services for
eight hours per week at a rate of \$65.00 per hour for
the period of February 1, 1990 through December 31,
1990 at no cost to the County.

Adopted. 7 ayes 0 nays; 0 absent.

RESOLUTION NO. 91-290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SUPPORTING ORLEANS COUNTY TOURISM ADVISORY BOARD ASKING NEW YORK STATE NOT TO CUT ANY FUNDS FROM I LOVE NEW YORK MATCHING FUNDS PROGRAM OR I LOVE NEW YORK OPERATING BUDGET

WHEREAS, tourism is our second largest industry in New York State; and

WHEREAS, tough competition exists, locally, regionally, statewide, nationally and worldwide making monies for promotion essential; and

WHEREAS, other States keep increasing monies for promotion which New York State wants to cut those monies;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature supports the Orleans County Tourism Board in its effort to keep the Tourism money at the same level as last year.

Adopted. 7 ayes 0 nays 0 absent.

RESOLUTION NO. 92-290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DIRECTING PLANNING AND DEVELOPMENT DEPARTMENT TO PREPARE A PROPOSAL FOR A COUNTY OFFICE PAPER RECYCLING PROGRAM

WHEREAS, the GLOW Region Solid Waste Management Committee has approved an office paper recycling project on behalf of its member counties of Genesee, Livingston, Orleans and Wyoming; and

WHEREAS, Orleans County Legislature desires to implement a county office paper recycling program in all county offices by May 1, 1990;

NOW, THEREFORE, BE IT RESOLVED, that the Director of the Planning and Development Department is hereby directed to prepare a proposal for a county office paper recycling program; and be it

FURTHER RESOLVED, that the Glow Region Solid Waste

Management Committee be requested to provide technical, financial and marketing assistance to prepare and implement this program.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey tabled the resolution entitled RESOLUTION UPGRADING DIRECTOR OF VETERANS' SERVICE AGENCY POSITION. Mrs. Tuohey stated that her reason for tabling this resolution was to allow anyone who should be upgraded to "get it done now and have it done for the year."

RESOLUTION NO. 93-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK

RESOLVED, that this Legislature does hereby approve the following appointments to the Inter-county Association of Western New York:

Lyndon D. Billings, Chairman of the Legislature

Frank R. Berger, Vice-chairman of the Legislature

Marcia B. Tuohey, Legislator, District No. 1

and be it

FURTHER RESOLVED, that Stanley J. Dudek is hereby appointed as the County's alternate representative to said Association.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 94-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY FIRE ADVISORY BOARD

RESOLVED, that this Legislature does hereby approve the appointment of the following to the Orleans

County Fire Advisory Board:

Dale Banker
Thomas Hicks
Robin Roberts
Richard DeYoung
Roger Wilkins
Timothy Maier
John Blsenhauer
Craig Herman
Donald Grabowski
Gregory Barhite
Gary Zinsmeister
Norman Bale
Gary Watts

Albion Fire Department
Barre Fire Department
Carlton Fire Department
Clarendon Fire Department
East Shelby Fire Dept.
Holley Fire Department
Hulberton Fire Department
Kendall Fire Department
Lyndonville Fire Dept.
Medina Fire Department
Morton Fire Department
Ridgeway Fire Department
Shelby Fire Department

and be it

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

Richard Clark

Orleans County Fire
Coordinator

David Green

Orleans County Sheriff

Dale Watts

Deputy Coordinator

David Westlund

Deputy Coordinator

Paul Wagner

Deputy Coordinator

John Daniels

Fire Investigator

Charles Mele

Fire Investigator

Mark Mallick

Office of Fire Prevention
and Control

Roger Wilkins

Orleans County Fire
Chiefs Association

Frank R. Berger

Orleans County Legislator
Chairman Public Safety
Committee

Marcia B. Tuohey

Orleans County Legislator
Member of the Public
Safety Committee.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy withdrew the resolution entitled RESOLUTION APPOINTING PROVISIONAL DIRECTOR OF WEIGHTS AND MEASURES from the agenda.

RESOLUTION NO. 95-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING SALE OF AIR COMPRESSOR

WHEREAS, the County has received and reviewed offers to purchase one Ingersoll Rand High Volume Air Compressor; and

WHEREAS, Aquatic Fantaseas of Lockport, New York has submitted the highest purchase offer;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby accept the purchase offer received from Aquatic Fantaseas, 6103 Robinson Road, Lockport, New York 14094 in the amount of \$895.00 for one (1) Ingersoll Rand High Volume Air Compressor.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Bennett, with second by Legislator Swiercznski, to adjourn the meeting. Motion carried.

Meeting adjourned at 9:20 p.m.

LEGISLATURE MEETING
February 28, 1990

The meeting was called to order by Chairman Lyndon Billings at 7:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: a letter from the NYS Supervisors & County Legislators Association regarding the County's participation in the organization's lobbying effort; read a "Declaration of a State of Emergency" from Village of Lyndonville Mayor Robert M. Harrold; also read a "Proclamation of State of Emergency" signed by Lyndonville Mayor Robert M. Harrold, pertaining to the February 16th ice storm; presented a copy of the County Planning Board minutes from the January 25th meeting; presented a copy of the the minutes of the Soil and Water Conservation District Board February 13th meeting; announced that the Youth Bureau Director's update for the week ending February 23rd is on file in the office; read a letter from the Town of Albion Republican Committee urging that the County put a "hold" on its application to increase the number of beds at the Nursing Home until such time as Park Ridge Health Systems, Inc. has an opportunity to submit a similar application; announced that the State had sent the 1989 equalization rates for Orleans County; read a thank you note from Community Action's Executive Director, Charles Pulley, expressing appreciation to the Board for its support.

Report of Standing Committees: Legislator Tuohey reported attending Tow, Village and School Board meetings on February 15th; attended the East Shelby Fire Hall Dinner on February 16th; Mrs. Tuohey also attended the Radio Task Force Committee meeting on the 20th; the EMS Council meeting on the 21st; attended Inter-County Association Meeting on the 22nd; attended the Department Head meeting; the Fire Advisory Board meeting; met with the County Treasurer and the Personnel Officer; attended the Village Board meeting on the 27th.

Legislator Bennett attended the "West End" meeting with Mrs. Tuohey; attended the Mental Health Board meeting; attended the State meeting for Soil and Water Conservation District Board regarding new regulations on non-pollution; attended the Health Board meeting the previous meeting; met with the Highway Committee this morning with Legislator McCarthy; attended the Rural Health Network meeting the 27th.

Legislator Swiercznski reported attending his usual meetings.

Legislator McCarthy reported attending three meetings with the Highway Committee; met with Legislator Bennett and the Highway Superintendent this morning; attended a meeting with Wayne Hale and Chairman Billings and attended two meetings with the Buildings and Grounds Department; attended the Town of Carlton Fire Department annual meeting.

Legislator Berger attended the Soil and Water Conservation Board Training in Rochester on the 15th; went with the CD Director to the Village of Lyndonville on the 16th after the ice storm; attended the open house at the Albion Fire Department on the 17th; attended the special Fire Chiefs' meeting in East Shelby on the 19th; attended the Radio Task Force meeting on the 20th; attended the Chamber of Commerce meeting with Senator Daly on the 21st, also talked to four history classes at Medina High School on local government, also attended a seminar on "physical force"; attended the Inter-county Association meeting on the 22nd (Mr. Berger announced that Orleans County will be host to the organization on March 15th at 9:30 a.m. at the Apple Grove Inn in Medina); attended the Chamber of Commerce meeting on smoking law presented by the County Health Department, went to CD center to pick up letter from DEC - it wasn't there, it will be in later in the week; attended the Soil & Water meeting in Rochester this morning - the last part of the State Soil and Water training.

Legislator Bower reported attending his usual committee meetings.

During the open discussion portion of the meeting, Gil Wolcott was given privilege of the floor. Mr. Wolcott said he had debated with himself whether or not to speak to the Board regarding the Director of Weights and Measures position. Mr. Wolcott reviewed for the Board the events leading up to his appearance before the Board this evening. He stated that he had talked to Mr. Henry Miller who is an attorney in White Plains, who reviewed the procedure that had taken place to date. Mr. Wolcott stated that Mr. Miller felt that the procedure was very unethical, and that even though the new law pertains to counties over 50,000, he was going to discuss it with the Committee. Mr. Wolcott stated he hoped the Board would do what is best for the County.

The following resolutions were presented:

RESOLUTION NO. 96-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SUPPORTING AMENDMENTS TO THE WORKER'S
COMPENSATION LAW

WHEREAS, the New York State Association of Self-Insured Counties has promulgated a list of legislative priorities for the year 1990; and

WHEREAS, said Association's top priority is the introduction and adoption of legislation to correct abuses in the Workers' Compensation System; and

WHEREAS, the New York State Association of Self-Insured Counties represent approximately forty-five counties as well as New York City and it is the opinion of this County Legislature that the legislative priorities promulgated by this organization are in the best interest of the County of Orleans;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby support the amendments to the Workers' Compensation Law as expressed by the NYS Association of Self-Insured Counties as set forth in its 1990 legislative priorities list, including the introduction and adoption of legislation to correct abuses in the Workers' Compensation System; and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to forward a copy of this Resolution to the following representatives: Governor Mario Cuomo, Assemblyman Robert A. D'Andrea, Assemblyman Arnold Proskin, Assemblyman Glenn H. Harris, Senator Joseph L. Bruno, Senator Hugh T. Farley, Senator James J. Lack, Senator John B. Daly, Assemblyman R. Stephen Hawley, Assemblyman Frank J. Barbara, NYS Association of Counties, NYS State Supervisors' and County Legislators' Association and the Chairman of the County Legislative Boards.

NYS ASSOCIATION OF SELF INSURED COUNTIES
LEGISLATIVE PRIORITIES FOR 1990

1. Top priority is introduction and adoption of Legislation to correct abuses in the Workers' Compensation System. Our Association, whose members represent approximately 45 counties as well as New York City, is alarmed at the escalation of stress and psychic trauma claims, many of which result from the ordinary day-to-day "stress" of the workplace.

This type of claim must be contained, and we have proposed an amendment to Section 10 of the Workers' Compensation Law to add a new subdivision (3) which we are making efforts to have introduced at this session of the Legislature. Our proposal takes into account measures passed in New Mexico, Massachusetts and Michigan. This amendment would limit stress claims in such a way as to bar any employee from receiving compensation in connection with "stress" arising out of legitimate business decisions.

The proposals is: "WCL S10 (3). Notwithstanding any other provisions of this chapter, there shall be no liability for compensation for mental or emotional stress, psychic trauma, psychiatric disorder, or mental illness, or for physical disability due to any such condition, whether characterized as an accident or as an occupational disease, where such condition arose out of a bona fide personnel or managerial or business action including, but not limited to, transfer, promotion, termination, demotion, or job evaluation action, or out of the terms, conditions or incidents of employment."

2. Support Passage of S.454-b. This bill would repeal Dole vs Dow and would provide for a modest increase in Workers' Compensation benefits.

Only New York State and Illinois permit third-party over actions. In the other 48 states, the manufacturer is solely responsible and cannot sue the employer. Accident statistics in New York State show that Dole vs Dow has not resulted in less accidents or any safer working conditions than any of the 48 states which do not allow employees to sue via the "back door".

Sen. James J. Lack's bill (S.454-b) this session is expected to continue the controversy between some labor groups, the Business Council, Chamber of Commerce, public entities, and, of course, those attorneys who do not want any erosion of their "base."

To quote Robert H. Bauge, a well-know insurance authority, if "liberal courts continue to expand Dole vs Dow doctrine, 'safe workplace' and other doctrines, the (Workers' Compensation) system will ultimately lose its utility....Third-party over, dual capacity and safe workplace are tools which have been used to undermine the intent of the original No-fault Workers' Compensation Law.... Until and unless the NYS system returns to the basic universal principal of contract law-a

promise for a promise-(The employer will compensate the injured employee regardless of fault and the employee will not sue his employer regardless of fault), the whole system is in jeopardy..."

3. Oppose S.4695. (A6674 passed last session, but the Senate bill did not.) This legislation would require carriers to pay the claimant's attorney fee when the employer loses a controversy, applies for modification or appeals a decision and loses. Why shouldn't the playing field be fair when reasonable people disagree? It is estimated conservatively that 12 to 18 percent of claims are questionable or fictitious. This added barrier would reduce reasonable controversies and cause fictitious claims to soar. Such a concept is grossly unfair.
4. Urge Amendment to State OSHA Law defining Standards of Compliance. Section 27-a of the Labor Law imposes an obligation to provide "employment and a place of employment which are free from recognized hazards.." The absence of a definition for such terms enables the Department of Labor and its inspectors to classify any perceived problem as a "recognized hazard" without regard for the fiscal or legal implications of their demands for corrective action.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 97-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION URGING THE NEW YORK STATE LEGISLATURE TO AMEND THE WORKER'S COMPENSATION LAW DEFINING COMPENSABLE MENTAL STRESS AND ESTABLISHING A STANDARD FOR DISTINGUISHING LEGITIMATE CLAIMS RESULTING FROM ORDINARY DAY-TO-DAY BUSINESS DECISIONS

WHEREAS, the non-physical, highly subjective nature of workers' compensation mental stress claims has led 33 states to define mental stress through either statute or case law; and

WHEREAS, the absence of a similar definition in New York State has created an area of abuse which must be addressed by the Legislature, since it is reasonable to expect a deluge of these cases as a result of a number of decisions in recent years including *Rackley v County of Rensselaer*, 141 A.D. 2d 232 (1988); and

WHEREAS, it is imperative that the Legislature re-establish a reasonable standard for mental stress claims and re-introduce rationality into the method by which they are adjudicated; and

WHEREAS, if the present disturbing trend is allowed to continue, it will bankrupt counties and drive more businesses out of New York State thus jeopardizing our State's economic future; and

WHEREAS, a proposal has been presented to the Labor Committees of the Senate and Assembly by a coalition including the New York State Association of Self-Insured Counties, the Business Council of New York, Inc., the New York Chamber of Commerce and Industries, the New York State Self-Insurers' Association, the New York State Association of Counties and the New York State Chapter of Public Risk Insurance Management Association (PRIMA); and

WHEREAS, this proposal would amend Section 1, Subdivision 7 of Section 2 of the Workers' Compensation Law by excluding claims for mental injury from the ordinary day-to-day personnel decisions such as disciplinary action, work evaluation, job transfer, demotion, promotion, salary review or termination of employment, and would require that a compensable stressful employment condition be extraordinary and unusual in comparison to the pressures and tensions experienced by others performing similar work;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature strongly supports the coalition's proposal and urges the New York State Legislature to take immediate action to close this "loophole" in the law which permits very costly abuse; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Governor Mario Cuomo, the Honorable Ralph J. Marino, the Honorable Melvin Miller, Senator James J. Lack, Assemblyman Frank J. Barbaro, Senator John B. Daly, Assemblyman R. Stephen Hawley, New York State Association of Counties and the New York State Supervisors' and County legislators' Association.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 98-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING APPOINTMENTS TO THE COUNTY HEALTH AND SAFETY COMMITTEE

WHEREAS, recommendations have been received from CSEA Local 837 and from AFSCME for their representatives to the County Health and Safety committee;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of Ann Harrold to the Health and Safety Committee as CSEA representative, replacing Larry Pratt; and be it

FURTHER RESOLVED, that David Reis is hereby appointed to said Committee as AFSCME representative.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 99-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING PAYMENT TO HEALTH SYSTEMS AGENCY OF WESTERN NEW YORK

WHEREAS, the sum of \$1,000.00 has been designated for the Health Systems Agency of Western New York as a line item in the 1990 County Budget

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$1,000.00 to the Health Systems Agency of Western New York; said payment to be made by submission of a County voucher through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 100-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO HEALTH SYSTEMS AGENCY OF WESTERN NEW YORK BOARD OF DIRECTORS

RESOLVED, that Sharon Midea, North Main Street, Albion, New York, is hereby appointed to the Health Systems Agency of Western New York Board of Directors as Orleans County's Consumer representative; term of said appointment to be decided at a later date, due to the restructuring of said Board.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 101-290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO MENTAL HEALTH BOARD

RESOLVED, that this Legislature does hereby approve the appointment of the following to the Mental Health Board; said appointments to expire December 31, 1993:

Mrs. Carol Culhane
15310 East Lee Road
Albion, New York 14411

Eugene Ver, M.D.
Oak Orchard Community Health Center
243 South Main Street
Albion, New York 14411

John Fernandez, M.D.
South Main Street
Albion, New York 14411

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 102-290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TRANSFERRING FUNDS FROM FUND BALANCE TO EQUIPMENT REPAIR ACCOUNT

WHEREAS, funds in the amount of \$15,018.00, from the 1989 Equipment Repair Account have reverted to the County's Fund Balance; and

WHEREAS, said funds are needed to repair equipment for the various County departments;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$15,018.00 from Fund Balance to 1990 Equipment Repair Account A1615.465.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 103-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION CREATING PART-TIME CLEANER POSITION IN
BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature does hereby create one part-time Cleaner position in the Buildings and Grounds Department; said position to be placed in Grade 2, Step 1 on the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that the the County Treasurer is hereby authorized to transfer the sum of \$6500.00 from Buildings and Grounds Contractual Account A1620.4 to Account A1620.1 Personal Services, to cover the additional expense of said position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 104-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AWARDING BID FOR DISPOSAL SERVICE FOR
VARIOUS COUNTY DEPARTMENTS

RESOLVED, that this Legislature does hereby award the bid for Disposal Services for various County Departments to Albion Disposal, Inc., 11372 Main Street, Clarence, New York, at the following monthly costs:

<u>Location</u>	<u>1990</u>	<u>1991</u>	<u>1992</u>
Nursing Home	\$966.00	\$1207.00	\$1509.00
Mental Health Building	135.00	168.00	210.00
Highway	60.00	75.00	93.00
Jail	232.00	290.00	362.00
Park	135.00	168.00	210.00.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 105-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REJECTING BID FOR CARETAKER SERVICES AT ORLEANS COUNTY MARINE PARK AND AUTHORIZING THE SUPERINTENDENT OF HIGHWAYS TO REBID FOR CARETAKER SERVICES

RESOLVED, that this Legislature does hereby reject the bids received for Caretaker Services at Orleans County Marine Park for the 1990 season; and be it

FURTHER RESOLVED, that the Legislature does hereby authorize the Highway Superintendent to readvertise for Caretaker Services for April 15, 1990 through November 1, 1990, and April 1, 1991 through November 1, 1991; said bid opening to take place March 7, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 106-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN DELOITTE AND TOUCHE AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to enter into an agreement with Deloitte and Touche of 800 Midtown Tower, Rochester, New York 14604 who will audit financial statements of said Nursing Home for the year ending December 31, 1989.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 107-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN MEDICAL RECORDS CONSULTANT AND ORLEANS COUNTY NURSING HOME

RESOLVED, that the Medical Records Consultant Contract between the Orleans County Nursing Home and Bonnie Shuler in which Ms Shuler agrees to perform duties and provide services as a Medical Records Consultant for the calendar year 1990 at a cost of \$9.25 per hour is hereby approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 108-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ADDENDUM TO AGREEMENT BETWEEN
SEILER CORPORATION AND THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the Addendum to the Agreement between Seiler Corporation and the Orleans County Nursing Home providing for meal planning/volume purchasing for the Dietary Department for the calendar year 1990 at an total cost of \$508,002.00 (4% increase over 1989).

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Bower, introduced a resolution entitled RESOLUTION APPOINTING PROVISIONAL DIRECTOR OF WEIGHTS AND MEASURES. During discussion, Legislator Bennett, with second by Legislator Swiercznski, moved to amend the proposed resolution to appoint George Wolcott to the position of Director of Weights and Measures. Upon vote the amendment failed, 2 ayes, Legislators Bennett and Swiercznski; 5 nays; 0 absent. The following resolution was then adopted.

RESOLUTION NO. 109-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING PROVISIONAL DIRECTOR OF WEIGHTS
AND MEASURES

WHEREAS, a valid Eligible List is not available from which to choose a permanent Director of Weights and Measures; and

WHEREAS, Charles Shervin has had a provisional appointment to the position of Director of Weights and Measures and has been serving in this capacity for the past two (2) years; and

WHEREAS, Charles Shervin has fulfilled all the duties of the position in a satisfactory manner and no complaints have been received regarding his performance from any source; and

WHEREAS, the Department of Weights and Measures under his leadership has received an excellent report from the State indicating that the Department is operating "well above average"; and

WHEREAS, it appears that the test score of Charles Shervin on the last Civil Service test for the position was just slightly below passing and that those passing the test were just slightly above passing so that there may be no substantial difference in the relative ability of the candidates; and

WHEREAS, a new Civil Service test has been ordered and will be available for this position shortly; and

WHEREAS, it is not desirable to change leadership in this position until a proper permanent appointment can be made as such change could be disruptive of an apparently well working department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby reappoint Charles Shervin, Allen Road, Albion, New York to the position of Provisional Director of Weights and Measures; said appointment to take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 110-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H7180 ORLEANS COUNTY MARINE PARK PHASE II

RESOLVED, that the Orleans County Treasurer is hereby authorized to pay the sum of \$5,439.50 for work completed to date on Phase II Orleans County Marine Park, to Carl Tuohey Associates, P. O. Box 87, Medina, New York 14103; said payment to be made from capital project account H7180.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Legislator Tuohey.

RESOLUTION NO. 111-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$129,675.15 to Silverline Construction, Inc., Newtown Road, Burdett, New York

14818 for work completed on Harris Road Bridge; said payment to be made from the capital project Bridges Account H5120.2.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 112-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO FILL VACANT POSITIONS AT COUNTY NURSING HOME

RESOLVED, that the Orleans County Nursing Home Administrator is hereby authorized to fill the following vacant positions at the Orleans County Nursing Home:

1. Two (2) institutional aide positions;
2. One (1) head cook position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 113-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION DESIGNATING CHAIRMAN TO VOTE ON BEHALF OF COUNTY AT NEW YORK STATE ASSOCIATION OF COUNTIES SPRING CONFERENCE

RESOLVED, that Chairman Lyndon Billings is hereby authorized to cast the County of Orleans' votes at the business meeting of the New York State Association of Counties 1990 Spring Conference.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 114-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION IN SUPPORT OF REGIONAL FEASIBILITY STUDY FOR THE PLACEMENT OF STATE VETERANS NURSING HOME IN WESTERN NEW YORK

WHEREAS, there are over 500,000 veterans in Western New York, many of whom are aging World War II veterans; and

WHEREAS, the two existing state veterans' nursing homes in New York State are situated great distances from Western New York with one in Oxford, Chenango County and the other on Long Island at Stony Brook; and

WHEREAS, the Department of New York American Legion 1990 Legislative Program has recommended that such a regional feasibility study be conducted;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby urge that such a regional feasibility study be conducted for the consideration of the placement of a state veterans' nursing home in Western New York; and be it

FURTHER RESOLVED, that such a study consider a site adjacent to the Veterans' Hospital located in Batavia, Genesee County, New York, since there is land available at that location which would be suitable as a site for the construction of such a Nursing Home and would place such a Nursing Home between two large western New York communities - Buffalo, located in Erie County and Rochester, located in Monroe County; and be it

FURTHER RESOLVED, that copies of this resolution be forwarded to Congressman John J. LaFalce; Senator Alfonse D'Amato; Senator Daniel Moynihan; Governor Cuomo; Lt. Governor Lundine; Assembly Speaker Miller; Senate Majority Leader Marino; Senator John B. Daly; Assemblyman R. Stephen Hawley; the Chairmen of the Veterans Committees; the Director of the NYS Division of Veterans Affairs, Mr. Thomas Lewis; Commissioner of Health Dr. David Axelrod; Inter-County Association of Western New York; New York State Association of Counties.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 115-290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 1990 ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, the following proposed Local Law

No.1-Intro of 1990 was introduced at a meeting held on January 24, 1990, and a public hearing was held at 7:30 p.m. on February 28, 1990, at which time all persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS LOCAL LAW NO. 1 OF 1990

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, 1990:

<u>EMPLOYEE</u>	<u>GRADE</u>	<u>STEP</u>	<u>1990 PROPOSED SALARY</u>
Sheriff	6	5	\$38,804.00
Commissioner of Social Services	6	8	42,182.00
Admin. Personnel and Self Insurance	5	1	29,383.00
Director of Real Property Tax Service	3	8	25,571.00
Highway Superintendent	6	3	36,704.00
Elections' Commissioner (2)	NA	NA	5,836.00

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.

Adopted. 5 ayes; 1 nay, Legislator Swiercznski; 0 absent; 1 abstention, Legislator Bower.

RESOLUTION NO. 116-290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING PART-TIME TYPIST POSITION IN THE

OFFICE OF SELF INSURANCE

RESOLVED, that this Legislature does hereby create the position of Part-time Typist in the Office of Self Insurance for up to 17 hours per week; said position is to be Grade 3 Step 1 on the salary schedule; and be it

FURTHER RESOLVED, that the Administrator of Personnel and Self Insurance is hereby authorized to fill said position, subject to review after three months.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Legislator Bower.

RESOLUTION NO. 117-290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION RESCINDING RESOLUTION NO. 110-290 RE PHASE II ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby rescind resolution No. 110-290 authorizing payment to Carl Tuohey Associates for work completed on Phase II of Orleans County Marine Park, since payment for this work had been authorized at the February 14th meeting.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Legislator Tuohey.

RESOLUTION NO. 118-290

By Legislator McCarthy, who moved the adoption.

Unanimous second.

RESOLUTION HONORING DEBORAH BENTLEY AS NEW YORK STATE YOUNG WOMAN OF THE YEAR

WHEREAS, Deborah Bentley of Lyndonville, New York did enter the competition for New York State Young Woman of the Year; and

WHEREAS, Deborah Bentley did compete against young women from all across the State of New York; and

WHEREAS, after due deliberation, the judges of the competition did in fact award the title of New York State Young Woman of the Year to Deborah Bentley;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature hereby recognizes the talent of Ms Bentley and the honor she has brought to Orleans County and does hereby extend its congratulations to Ms Bentley for her achievement; and be it

FURTHER RESOLVED, that on behalf of the citizens of Orleans County, this Legislature does hereby extend to Ms Bentley good wishes and continued good fortune as she goes on to prepare for and to compete in the national competition in Mobile, Alabama.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 119-290

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION UPGRADING DIRECTOR OF VETERANS' SERVICE AGENCY POSITION

RESOLVED, that this Legislature does hereby approve of an upgrade for the Director of the Veterans Service Agency, from Grade 3, Step 8 to Grade 4, Step 4, as per CS Form 1024.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett moved, with second by Legislator Swiercznski, to authorize department heads a \$1200.00 increment after 15 years of service. Upon vote, the motion failed, 1 aye, Legislator Bennett; 6 nays; 0 absent.

Motion by Legislator Swiercznski, with second by Legislator McCarthy, to adjourn. Motion carried.

Meeting adjourned at 8:20 p.m.

LEGISLATURE MEETING

March 14, 1990

The meeting was called to order by the chairman at 7:30 p.m. After the pledge to the flag, the clerk called the roll and all legislators were present.

The Clerk presented the following communications: a letter of resignation from Public Health Director M. Joanne Johnson, to take effect April 13, 1990;

A letter from the Cobblestone Society recommending that Bill Lattin be appointed to the Tourism Advisory Board as their organization's representative; a letter from State Motor Vehicle Commissioner Patricia B. Adduci noting that special license plates were available for Orleans County Legislators; a letter of thanks from the Korean War Memorial Committee of Western New York for the \$500.00 contribution made by Orleans County.

Letters from the Town of Yates and the County Assessors' Association requesting that the County, Town and Schools set the Aged 65 Exemption Limit at \$10,500; a letter from the Town of Ridgeway stating that their resolution requesting that an 1991 update be carried out, is rescinded.

Announcement from the Inter-County Association of Western New York stating that the March 15th meeting will be held in Medina at the Apple Grove Inn, beginning at 9:30 a.m.; a notice of a public hearing scheduled for April 9, 1990 on the Genesee Leroy Stone Corporation Application and draft environment impact statement, to be held at the Holley Junior-Senior High School at 7:00 p.m.

Report of Standing Committees: Legislator Bower reported that the Certificate of Need for Orleans County is to be discussed at the State level in April, to be voted on at a later date. Mr. White stated that in answer to the question as to whether or not Park Ridge could apply to the Finger Lakes Region, as well as HSA of Western New York, they cannot; attended the Town of Albion; had meetings with Jack Pease and with Carri Blake on March 13th; attended the Town of Gaines meeting on March 13th and mentioned that there is the possibility of the Town purchasing property on Ridge Road; met with Social Services Commissioner Patricia Hardenbrook and later in the afternoon, met with Youth Bureau Director Rob Tirsch.

Legislator Berger attended the Radio Task Force meeting March 6th. They are involved in a study to

determine if the County's antenna is enough or if it needs a booster. A meeting is scheduled for a later date, dependent upon the results of the report. On March 1st, Mr. Berger attended the Soil and Water Conservation District Board meeting; attended the Village of Lyndonville Board meeting; attended the Landfill meeting on March 5th; attended the interviews for the Safety Officer position and computer interviews; attended the Town of Yates meeting March 8th; Health Department meeting on March 9th; attended the Hawley Conference in Albany March 11-13th; attended the unemployment and community service opening on March 14th; also noted that the Sheriff presented the Citizen's Award to Dana Woolston. Mr. Woolston is the young man who pulled Deputy Whittaker out from under the vehicle at the time when the Deputy was hurt so badly.

Legislator McCarthy spoke in reference to the Route 18 bridge and stated that he had tried to contact Mr. Gurley the NYS DOT Regional Director, but had been unable to do so. Mr. McCarthy noted that Senator Daly and/or Mr. Bob Waters would be getting back to the Board next week regarding this matter. Mr. McCarthy attended seven committee meetings, as well as attended the NYS Association of Counties Conference in Albany March 11-13th.

Legislator Swiercznski reported attended regular meetings with his departments.

Legislator Bennett stated that a Hepatitis B immunization clinic was scheduled for March 28th. Mr. Bennett commented that eight people had received shots for Hepatitis A; this was in reference to the Hepatitis outbreak in Brockport.

Legislator Tuohey stated she had attended most of the Safety Committee meetings. Mrs. Tuohey stated that she had toured the Nursing Home and agreed with the Administrator Jack Pease, that it needs some upgrading. In conjunction with the trip to Albany, Mrs. Tuohey stated she had an opportunity to look over the 800 megahertz system of the City of Albany police force. The gentleman who designed the system spoke, and he will be in Batavia to speak to Genesee County. They will let Orleans County know when, so that the Radio Task Force can attend.

Legislator Berger said he spoke with the Director of Region 8 - DEC regarding the situation in Morton. He asked that the County wait a month before speaking to the newspapers regarding the barrels stored in Morton.

Chief Administrative Officer Stan Dudek told the Board that the Telephone Service bids had been received, opened and reviewed and recommended that the County go with RCI a subsidiary of Rochester Telephone. Mr. Dudek stated that company was the low bidder, and also had the fastest dialing equipment. Mr. Dudek said the County would save \$8500.00 on long distance service by going with RCI.

With regard to the Radio Task Force Committee, Mr. Dudek noted that the original resolution required an April 1st report, and stated that it would not be feasible to do this; he said it would be a few more months to put everything together.

With regard to the village of Albion barns, the County Attorney stated that he had spoken with the village attorney, who said that the document in question was being held up by the IRS. Mayor Sacco was going to look into the matter. Chairman Billings stated that he felt the Board should go and look at the buildings again, noting that he was no longer sure the County could use them.

Legislator Swiercznski suggested that the County Attorney send a letter and say "time is of the essence" and see if that produces any results. The Board agreed, and Legislator Swiercznski, with second by Legislator Bower, moved to authorize the County Attorney send a letter to the village stating that it either closes by a specified date, or else the County will be done with it. Allow the village 15 days to reply. Upon vote, motion carried.

Pierson Root, president of the Orleans County Farm Bureau, and Bruce Krenning were given privilege of the floor. Mr. Root thanked the Board for the funds put into the County's water management program and for the work with the project. He also questioned whether or not it was necessary for the County to add on to the Infirmary, when there is an organization coming into the County also proposing a similar project for the Arnold Gregory.

Mr. Krenning said he was designated to speak to the Board on behalf of the Farm Bureau, and noted that the "dump is an issue". Mr. Krenning stated that the Bureau's position is that "they hope that the current situation does not have to get any larger than it has to be, and that we can continue to find other means to get rid of our trash."

Mr. Krenning also commented on the State's

"regionalization of money for schools." The State is making an attempt to change funding of school systems. There are two factors involved - one is school attendance-the State has tried for years to change that, and Mr. Krenning felt the Assembly would pass that proposal. Mr. Krenning felt that input from the County is needed on that bill. He stated that the regionalization of money for schools involves aid coming to the district, based on teachers' salaries within the district. Orleans County teachers' salaries would not be as high as, for example, teachers from Suffolk County. School districts in Orleans County would not get as much. Mr. Krenning said he felt the County should keep track of the situation

With regard to environmental liability, Mr. Krenning stated there is a bill before the State Legislature, that will probably pass-it does not cost any money. It determines who can be held liable - not only the County and Towns, but the farm community as well, for practices deemed necessary and approved in the past. Mr. Krenning felt this (liability) could come back to the County and Towns.

Chairman Billings thanked Mr. Root and Mr. Krenning for coming, and congratulated the Farm Bureau for being first in the State to come out in their membership goal.

Sharon Midea, the County's representative to the Health Systems Agency of Western New York was given privilege of the floor. Mrs. Midea stated she decided to attend the meeting after last Thursday's meeting with the Village of Albion. Mrs. Midea told the Board that any applications that HSA received in 1990 will be acted upon in 1991 - that was their rule. The Project Review Committee will meet April 22nd, and the Board of Directors meets the week after that. The rules are set by the State Health Department.

Chairman Billings stated that the Chief Administrative Officer Stan Dudek will set up a meeting with Dr. McBride of HSA and someone from Park Ridge and he would notify Mrs. Midea of the exact time.

The following resolutions were presented:

RESOLUTION NO. 120-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM MENTAL HEALTH ACCOUNT H4310.2.

RESOLVED, that this Legislature does hereby authorize the payment of a capital project claim from Capital Project Account H4310.2 to Trans-Eastern Associates, Heritage Station, Schenectady, N.Y. for furniture for the new Mental Health Building, in the amount of \$20,581.25.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 121-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES TO CHANGE A TEMPORARY TYPIST VACANCY TO A PERMANENT VACANCY

WHEREAS, the Department of Social Services has a Senior Typist on leave of absence, having transferred to a temporary appointment in the County Personnel Office, which has subsequently become a provisional appointment; and

WHEREAS, the Typist whom the Department of Social Services appointed as a temporary replacement, can now be granted a permanent appointment;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby change a temporary vacancy for the position of Typist to a permanent vacancy.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 122-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES TO CREATE A TEMPORARY CASEWORKER POSITION AND TO FILL THE VACANCY

WHEREAS, the Department of Social Services has a

Caseworker on maternity leave from February 20, 1990 through July 6, 1990; and

WHEREAS, this position is needed to continue effective services in the Foster Care Program;

NOW, THEREFORE BE IT RESOLVED, that the Orleans County Legislature does hereby create a temporary position of Caseworker effective March 15, 1990 through May 4, 1990 and gives the Social Services Department permission to fill this vacancy during this maternity leave.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 123-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AWARDING BID FOR STATION WAGON IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby award the bid for the purchase of a 1990 Chevrolet Caprice station wagon (model BN35) to be used by the Department of Social Services, to Hartway Motors, Inc. of Medina, New York, at a cost of \$14,290.00.

Adopted. 6 ayes; 1 nay, Legislator Berger; 0 absent.

RESOLUTION NO. 124-390

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING APPOINTMENTS TO FISH & WILDLIFE BOARD

RESOLVED, that this Legislature hereby authorizes the following appointments to the Fish & Wildlife Board, said appointments to terminate December 31, 1991:

Bob Pask
4578 E. Shelby Road
Medina, New York Landowner Representative

Peter Germeo
3576 Hulberton Road

Holley, New York Sportsmen's Representative

Lyle Johnson
Ridge Road
Albion, New York Sportsmen's Representative
(alternate)

Ted Swiercznski
Albion-Eagle Harbor Road
Albion, New York Legislature Representative

Jack McCarthy
306 Catherine Street
Medina, New York Legislature Representative
(alternate)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 125-390

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION REGARDING CHANGE IN PENAL LAW

WHEREAS, the justice system in the United States protects an individual's right to life, liberty and the pursuit of happiness; and

WHEREAS, the system was established to ensure that a person is innocent until proven guilty and that the person has a right to speedy trial and to a trial by a jury of his peers; and

WHEREAS, in sentencing convicted criminals, judges are allowed latitude by the penal law, which provides for indeterminate terms with a minimum and maximum time to be served; and

WHEREAS, in certain cases when the crime is so heinous, that from the victim's standpoint and from society's standpoint the punishment does not fit the crime, as with the case of Charles Rothenberg who set fire to his six year old son, David, and is now free after serving 6 1/2 years of a 13 year sentence, or Larry Singleton who raped and dismembered a teenage girl and is now free after serving eight years in prison, and

WHEREAS, while those convicted of aggravated assault are now free from incarceration, the victims, David Rothenberg and the teenage girl, have to live

the rest of their lives with the mental and physical scars and disfigurements resulting from the crimes committed against them; and

WHEREAS, in California, lawmakers have established a new category for such heinous crimes - aggravated mayhem - which requires a mandatory maximum sentence in order to keep violent criminals behind bars for a determinate period, without parole; and

WHEREAS, for such vicious and heinous crimes, the courts in New York State should require that convicted criminals serve the full sentence with no parole, and abolish giving criminals credit for good behavior,

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature urges members of the local delegation to the New York State Legislature to introduce legislation to amend the corrections law, parole law and penal law with regards to violent felonies, to abolish indeterminate sentencing and require that an individual convicted of a violent felony serve a definite term without parole; and be it further

RESOLVED, that certified copies of this resolution be sent to Governor Mario Cuomo; Senator John B. Daly; Assemblyman R. Stephen Hawley; Probation Director Dean Holland; District Attorney James Punch; Sheriff David Green; County Judge Paul I. Miles; the Director of the Division of Criminal Justice Services of New York State.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 126-390

By Legislator Bower, who moved the adoption

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO FILL VACANT POSITIONS AT COUNTY NURSING HOME

RESOLVED, that the Orleans County Nursing Home Administrator is hereby authorized to fill four vacant Institutional Aide positions; two part-time and two full-time, at the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 127-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING BUILDINGS & GROUNDS
SUPERINTENDENT TO FILL VACANCY IN BUILDINGS & GROUNDS
DEPARTMENT

RESOLVED, that this Legislature hereby authorizes the Superintendent of the Buildings & Grounds Department to fill a vacant Cleaner position in the Orleans County Buildings & Grounds Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 128-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING APPOINTMENT TO EMPLOYEES
ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature does hereby appoint Jeanne D. Scharping as the Highway Department representative to the Employees Assistance Program Committee.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO.129-390

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TRANSFERRING MONEY FROM FUND BALANCE FOR
BREATHING AIR UNIT

RESOLVED, that this Legislature authorizes the transfer of the sum of \$16,845.00 from fund balance to account 3640.2, Civil Defense equipment, for the purpose of paying for the installation of a breathing air station for the Civil Defense Department.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 130-390

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING SHERIFF TO FILL VACANT POSITION

RESOLVED, that this Legislature authorizes the filling of a vacant Cook position in the Orleans County Sheriff's Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 131-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING ORLEANS COUNTY NURSING HOME TO JOIN NY ASSOCIATION OF HOMES AND SERVICES FOR THE AGING

BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to join the New York Association of Homes and Services for the Aging, and to pay dues to same in the amount of \$2959.00 annually; 12-14% of said amount to come from County funds.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 132-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill a Caseworker vacancy and a Typist vacancy in the Department of Social Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 133-390

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO COUNTY PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the appointment of Arthur Hendel, 3451 N. Main St. Road, Holley, N.Y. 14470 to fill the vacancy on the County Planning Board as representative from the Town of Murray; said appointment to be in effect until December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 134-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING REPRESENTATIVE TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, Lyndon Billings, as Chairman of this Legislature, automatically serves as a County representative on the Council; and

WHEREAS, the County is entitled to appoint a second representative,

NOW, THEREFORE, BE IT RESOLVED, that Theodore Swiercznski be appointed as the County's second representative to the Genesee Finger Lakes Regional Planning Council.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Berger, with second by Legislator Tuohey, introduced a resolution entitled RESOLUTION AUTHORIZING TRANSFER OF FUNDS INTO CIVIL DEFENSE ACCOUNT. After much discussion, the resolution was put to the vote and was defeated, as follows:

RESOLUTION NO. 135-390

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS INTO CIVIL DEFENSE ACCOUNT

WHEREAS, the Department of Civil Defense has received unanticipated revenues from the sale of

equipment, and

WHEREAS, these revenues have been deposited into the general fund sale of equipment account;

BE IT RESOLVED, that this Legislature does hereby authorize the transfer of \$760.00 from A2665, sale of equipment revenue account, into 3640.2, Civil Defense equipment account.

Defeated. 4 nays, Legislators Billings, Swiercznski, Bower and McCarthy; 3 ayes, Legislators Tuohey, Bennett and Berger; 0 absent.

RESOLUTION NO. 136-390

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PROCEDURE FOR FILLING OF VACANCIES

BE IT RESOLVED, that this Legislature hereby authorizes the following procedure for the filling of vacant positions:

A position will be considered vacant under the following conditions:

1. An employee has terminated his employment with the county.
2. The employee is on an unpaid leave of any kind.

When these conditions exist, the department may fill the vacancy by submitting a completed Employee Status change Form. When the vacancy exists because an employee is on leave, such vacancy shall be filled only on a temporary basis, to terminate at the end of the leave period. The vacant position will be listed in the CAO's weekly report. The Chairman will be authorized to approve the filling of the vacancy if no Legislator expresses concern by 12:00 p.m. on the following Wednesday.

Upon the request of any Legislator, the position will remain vacant and automatically be placed on the next conference session agenda for discussion.

In all situations when an absent employee is being paid, whether on annual leave, sick leave,

workers comp. leave, etc., the position will not be considered vacant.

Should it become necessary to obtain replacement staff during this paid absence, a new temporary position must be created by resolution. The department will submit a properly completed Employee Status Change Form, CS Form, B.A.R.F. form if necessary, and resolution to the Legislature.

Should such approval be received, the resolution number shall substitute for the Chairman's signature on the Employee Status Change Form and the newly created position may be filled.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 137-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING ACCEPTANCE OF CASE MANAGEMENT GRANT FROM THE NEW YORK STATE DEPARTMENT OF HEALTH BY THE ORLEANS COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the acceptance of the Case Management Grant, from the New York State Department of Health, by the County Health Department; said Grant to include the hiring of one (1) Public Health Nurse, at Grade 15, Step 1, of the CSEA Salary Schedule, and one (1) Account Clerk Typist, at Grade 5, Step 1, of the CSEA Salary Schedule. Said Grant is to begin 01 April 1990 and end 30 September 1990 (6 months). All salary costs are 100% reimbursable from the State Health Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO.138-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE FILLING OF THE TEMPORARY FULL-TIME PUBLIC HEALTH NURSE POSITION AND TEMPORARY FULL-TIME ACCOUNT CLERK TYPIST POSITION FOR THE CASE MANAGEMENT GRANT FOR THE COUNTY HEALTH DEPARTMENT.

RESOLVED, that this Legislature does hereby approve the filling of the temporary full-time Public Health Nurse position at Grade 15, Step 1, of the CSEA Salary Schedule, and the filling of the temporary full-time Account Clerk Typist position at Grade 5, Step 1, of the CSEA Salary Schedule. Both positions are in accordance with the Case Management Grant, salaries to be reimbursed by the State Health Department at 100%. Duration of Grant and positions is for six (6) months, to start 01 April 1990 to end 31 September 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 139-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE FILLING OF THE VACANT PUBLIC HEALTH NURSE POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of the vacant Public Health Nurse position in the County Health Department. Salary for said position is to be Grade 15, Step 1, of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 140-390

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING GLOW REGION SOURCE SEPARATION AND RECYCLING PLAN

WHEREAS, the GLOW Region Solid Waste Management Committee has developed a Source Separation and Recycling Plan which has been reviewed by the participating counties and has been the subject of four public hearings, and

WHEREAS, the GLOW Region Solid Waste Management Committee has reviewed the comments on the draft plan and does recommend acceptance,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Source Separation

and Recycling Plan as modified and presented by the GLOW Region Solid Waste Management Committee, and be it

FURTHER RESOLVED, that the Orleans County Legislature does urge the GLOW Region Solid Waste Management Committee to expeditiously implement the Plan using all available resources including the State's Environment Quality Bond Act Grant.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 141-390

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING GLOW SOLID WASTE COMMITTEE LEGAL CONSULTANT CONTRACT EXTENSION

WHEREAS, the GLOW Region Solid Waste Management Committee's objectives include the preparation of an integrated, regional solid waste management plan for Genesee, Livingston, Orleans and Wyoming Counties; and

WHEREAS, the Committee recognized that professional legal assistance would be necessary to accomplish these objectives and selected the firm of Bishop, Cook, Purcell and Reynolds to provide legal services on solid waste management activities; and

WHEREAS, the contract with Bishop, Cook, Purcell & Reynolds expired on December 31, 1989, and the Committee has approved an extension of the contract to December 31, 1991; and

WHEREAS, the GLOW Region Solid Waste Management Committee does hereby request that the Counties of Genesee, Livingston, Orleans and Wyoming approve a Letter of Agreement with Bishop, Cook, Purcell & Reynolds extending the contract until December 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve of the contract extension between the GLOW Region Solid Waste Management Committee and Bishop, Cook, Purcell & Reynolds and authorizes the Chairman of this Legislature to sign the agreement on behalf of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 142-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REJECTING CONTRACT NO. 1 - GENERAL
CONSTRUCTION BID FOR PHASE II ORLEANS COUNTY MARINE
PARK

RESOLVED, that this Legislature does hereby
reject the bid received for Contract No. 1 - General
Construction for Phase II Orleans County Marine Park;
and be it

FURTHER RESOLVED, that this Legislature does
hereby authorize the County Superintendent of Highways
to rebid Contract No. 1 - General Construction for
Phase II Orleans County Marine Park.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 143-390

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PURCHASE OF CELLULAR TELEPHONE
BY DOG CONTROL OFFICER

RESOLVED, that this Legislature does hereby
authorize the purchase of one (1) cellular telephone
for use in the Dog Control Officer's vehicle.

Adopted. 7 ayes; 0 nays; absent.

RESOLUTION NO. 144-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING TEMPORARY EMPLOYMENT & TRAINING
COUNSELOR POSITION IN JOB DEVELOPMENT AGENCY

WHEREAS, Orleans County has been notified of the
availability of federal funds to operate a Summer
Youth Employment Program this summer; and

WHEREAS, the amount of program funds available this year over last year's total is significantly greater; and

WHEREAS, the difficulty in recruiting eligible summer youth has increased; and

WHEREAS, this program is 100% reimbursed, with no County cost;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create one (1) temporary Employment & Training Counselor to assist in the Summer Youth Program; said position to end by September 30, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 145-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING FILLING THE SENIOR CLERK VACANCY AND EXTENDING THE TEMPORARY ACCOUNT CLERK TYPIST POSITION

WHEREAS, Diane DeTar, Senior Clerk, has resigned her position effective March 12; and

WHEREAS, the Deputy Director will be starting March 19th and one of her duties will be to review the job descriptions of the entire support staff; and

WHEREAS, there is currently a Temporary Account Clerk Typist filling the vacancy created by the resignation of the Developmental Disabilities Coordinator, to be effective until the appointment of the Deputy Director;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the filling of the vacant Senior Clerk position, and authorizes a ninety (90) day extension of the Temporary Account Clerk Typist position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 146-390

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE RE-PRINT OF THE ORLEANS COUNTY TRAVEL GUIDE

RESOLVED, that this Legislature does hereby authorize the Director of the Orleans County Tourism Agency to have 10,000 Orleans County Travel guides re-printed at a cost of \$4,978.92.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Tuohey, moved a resolution entitled RESOLUTION AUTHORIZING A STUDY OF THE E-911 SYSTEM FOR ORLEANS COUNTY. After discussion, Legislator Bennett, with second by Legislator Bennett, moved to amend and add the work "another" just before the phrase "feasibility study". Upon vote, the motion carried, 7 ayes; 0 nays; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 147-390

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING A STUDY OF THE E-911 SYSTEM FOR ORLEANS COUNTY

RESOLVED, that this Legislature does hereby authorize another feasibility study of the E-911 System as offered by New York Telephone Company for enhanced emergency services in Orleans County; said study to be done at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 148-390

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING SMOKING POLICY FOR ORLEANS COUNTY

WHEREAS, in an effort to provide a safe and healthy environment for employees and in accordance with the New York State Public Health Law, Section 1399-0, subdivision 6;

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the County of Orleans hereby adopts the following smoking policy effective April 1, 1990:

SMOKING POLICY OF THE COUNTY OF ORLEANS

Smoking is prohibited throughout the facilities except in designated areas approved by the department head and identified by "SMOKING PERMITTED" signs.

Smoking is prohibited in any indoor enclosed work area, including vehicles, occupied by more than one person, unless all employees in such area agree to allow smoking. The rights of a non-smoker to a smoke-free work area shall prevail.

Smoking is also prohibited in all employee restrooms, elevators, hallways, classrooms, auditoriums, gymnasiums, employee medical facilities and areas containing office equipment used in common.

Smoking is also prohibited in conference or meeting rooms and municipal vehicles used by more than one person unless all occupants agree to allow smoking.

An enclosed smoking room may be designated upon request if space is available.

Conflicts should be brought to the attention of the appropriate supervisory personnel. Employees may also file a formal complaint with the Director of the Orleans County Health Department.

Employees found smoking outside of designated smoking areas will be considered in violation of this policy and may be subject to penalties.

The department head shall be responsible for enforcing this policy by notifying employees who are in violation.

This policy may be amended from time to time by resolution of the County of Orleans. All amendments shall be in conformance in with New York State law and employees will be notified accordingly.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 149-390

By Legislator Swiercznski, who moved the adoption.

Unanimous second.

RESOLUTION ACCEPTING RESIGNATION OF ADMINISTRATOR OF
COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby by accept, with regret, the resignation of Mrs. M. Joanne Johnson, Administrator of the County Health Department; said resignation to become effective April 13, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett, with second by Legislator Bower, moved to waive the rules to allow for a resolution authorizing the Health Committee to advertise for the position of Administrator of the County Health Department. Motion carried. The following resolution was then adopted.

RESOLUTION NO. 150-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator

RESOLUTION AUTHORIZING ADVERTISEMENT OF VACANT COUNTY
HEALTH DEPARTMENT ADMINISTRATOR POSITION

RESOLVED, that this Legislator does hereby authorize the Health Committee to advertise the vacant County Health Department Administrator position.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Swiercznski, with second by Legislator Bennett, to adjourn. Motion carried.

Meeting adjourned at 9:15 p.m.

LEGISLATURE MEETING

March 28, 1990

The meeting was called to order by Vice-Chairman Frank R. Berger. After the pledge to the flag, the Clerk called the roll and all legislators, except for Legislators Billings and Tuohey were present.

The Clerk presented the following communications: An invitation to attend a meeting with COVA and the Greater Albion Chamber of Commerce; a copy of the minutes of the January 25th meeting of Western Regional OTB Corporation;

A letter from the Town of Gaines stating their desire to purchase property within the township, formerly known as Roth Trucking, Inc.; a letter from Helen J. and Robert J. Dercqu requesting that they be allowed to redeem their property in the Town of Ridgeway that was taken in the 1990 In Rem Foreclosure (resolution is on evening agenda to take care of this matter);

Letters of acknowledgment from Assemblyman R. Stephen Hawley, upon receipt of resolutions No. 97-290 and No. 96-290 (both in regard to amending the Worker's Compensation Law) and No. 114-290 pertaining to our request for a "regional feasibility study for the placement of a state veterans nursing home in Western New York".

A copy of the minutes of the February 22nd meeting of the Orleans County Planning Board and the agenda for their March 22nd meeting; a copy of the minutes of the March 13th meeting of the Orleans County Soil and Water Conservation District Board meeting;

A letter from NYS Div. of Equalization and Assessment containing a corrected list of 1989 State equalization rates; a letter of acknowledgment from Senator Joseph L. Bruno; a letter of acknowledgment from Assemblyman Robert A. D'Andrea of resolution no. 71; a letter of acknowledgment from Senator Ralph J. Marino of resolutions No. 97-290 and 114-290 pertaining to the amendment of the Worker's Compensation Law and the feasibility study for the placement of a State veterans home in Western New York, respectively; a thank you letter from ACT (Alternative Choices for Teens) for the County's support of their ACT Program for the last four years; a copy of a letter written by Harris Beach & Wilcox on behalf of Park Ridge to Dr. Brian G. McBride, executive director the Health Systems

Agency of Western New York pertaining to the Agency's decision not to review Park Ridge's proposal for the former Arnold Gregory Memorial Hospital Building.

Report of Standing Committees: Legislator Bower reported his regular meetings; Legislator McCarthy said that he had nothing new to report with regard to the Route 18 bridge. Mr. McCarthy said that the State has not changed its plan, and that the first project they will take care of is the bridge over Marsh Creek - it won't be a \$6,000,000 bridge, but will cost about \$1,900,000. As to whether or not the monies originally designated for the bridge will remain in the County, Mr. McCarthy said he could not get a clear answer to that question. Mr. McCarthy has an appointment with Lou Gurley, Regional Director of the NYS Department of Transportation in Rochester on Monday, and he is asking for something in writing with regard as to whether or not these funds will remain in Orleans County.

Legislator Bennett reported his usual meetings. He noted that the Hepatitis B clinic for firemen, deputies, etc. had started today, and Mrs. Johnson, Director of the Health Department, stated that only 25 people had come into the Health Department for their inoculations. Mrs. Johnson said that next time the time for the clinic will be broadcast over the monitors the night before - 7:30 a.m. until 11:00 a.m. and 2:00 p.m. until 6:00 p.m.

There was discussion on the procedure to be followed when an employee resigns his or her position. This was in conjunction with the Safety Officer's resignation. Mr. Dudek stated he was directed to see whether or not the Safety Officer could change his schedule, and to date, Mr. Dudek had not heard from him - he did not reply to the original letter, nor has he resigned his position. Legislator McCarthy suggested sending another letter, certified mail, return receipt requested, and get the matter resolved.

Legislator Swiercznski noted that recycling will get "moving" in the County on April 22nd and reported his usual departmental meetings. Mr. Swiercznski also requested that Legislator McCarthy ask Mr. Gurley what the State's program is for a four-lane highway across Orleans County, either Route 31A or 104.

Legislator Berger reported attending the Inter-county meeting on March 15th at the Apple Grove, with Legislators Bower and Tuohey; also attended a meeting with the Safety Committee, Personnel and the Sheriff; met with the Real Property Tax Director on March 19th; attended an emergency Legislature meeting on March 21st and an EMS meeting at 7:30 p.m.; met with Civil Service and the Sheriff on March 22nd at 10:00

a.m., attended the dedication of the new NYS Dept. of Labor offices at 11:00 a.m. and met with the Courts, Youth Bureau, Mental Health, Judge Miles, Probation, Social Services and the schools. Mr. Berger stated they still have not addressed the original reason for meeting, and that is the problem of kids getting into trouble on Main Street; attended a meeting at the CD Center at 9:00 a.m. on March 23rd and met with Probation at the Legislature Office later in the day; met with CD Director at the Legislature Office on March 26th, also met with the Committee interested in getting applications for the nursing home proposals "batched", and met with the STOP DWI people at 2:00 p.m., also with the Medina Canal Task Force at 5:00 p.m.

The Chief Administrative Officer, Stan Dudek, said he had met with the Radio Communications Committee on April 24th. The study that was done showed some of the problems, and the Committee is trying to come up with the type of towers that will be needed to implement the 800 service. Mr. Dudek said that notices will go out shortly, and a meeting will be scheduled at the County Administration Building to discuss the matter further.

County Attorney, Norris Webster, spoke about the old trolley right-of-way the County recently sold, and stated that the purchasers had asked the County to refund their money. Legislator Bennett stated that a resolution should be prepared for the next meeting authorizing the return of the \$1,000.00. Mr. Webster expressed concern regarding the price established in previous resolutions dealing with sale of trolley "right-of-ways", that set the price at \$100.00. Mr. Webster said consideration should be given and price set according to the size of the parcel, and that with the Board's approval, he would take care of the matter. The Board agreed.

With regard to the purchase of the village barn, Mr. Webster stated he did send out a letter to the village stating "time is of the essence", and gave them 20 days to produce the proper paper work. The letter was sent to the village attorney, and Mr. Webster is waiting to hear.

The following resolutions were presented:

RESOLUTION NO. 151-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND NEW YORK STATE DEPARTMENT OF HEALTH

INFANT HEALTH ASSESSMENT PROGRAM

RESOLVED, that this Legislature does hereby approve the Agreement between the New York State Department of Health and the Orleans County Health Department for the Infant Health Assessment Program; said Program to be in effect 01 October 1989 to 30 September 1990, at 100% reimbursement from the State; thus no cost to the County.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 152-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO BOARD OF HEALTH

RESOLVED, that this Legislature does hereby appoint Dr. Eugene Ver to complete the Board of Health term currently vacant due to the recent resignation of Dr. Diane Arsenault; said term to expire December 31, 1994.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 153-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING MARILYN POWLEY ADMINISTRATOR OF THE ORLEANS COUNTY HEALTH DEPARTMENT HOME HEALTH AGENCY

RESOLVED, that this Legislature does hereby appoint Marilyn Powley, Director of Patient Services, in the County Health Department, as Administrator of the Orleans County Health Department Home Health Agency.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Bennett, with second by Legislator Swiercznski, moved a resolution to pay capital project claims for the Mental Health Building, pertaining to the telephone installation. After discussion, Legislator Bennett tabled the resolution until the

April 11th meeting.

Legislator Bennett, with second by Legislator Swiercznski, moved a resolution creating part-time positions in the Civil Defense Office. After discussion, Legislator McCarthy, with second by Legislator Bower, moved to amend and add the phrase "Fire Advisory Board" after the words "approval of" in the second paragraph. Motion carried; 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey. The following resolution was then adopted:

RESOLUTION NO. 154-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING PART-TIME POSITIONS IN OFFICE OF CIVIL DEFENSE

WHEREAS, the Deputy Fire Coordinators and the County Fire Investigators have been appointed positions, with an annual salary paid by County voucher through the regular auditing process; and

WHEREAS, it is desirous to have these positions become part-time County positions appointed by the Director of Civil Defense, subject to the approval of the Legislature and the Fire Advisory Board;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby create three (3) part-time Deputy Fire Coordinator positions and three (3) part-time Fire Investigator positions, to be placed in the Management Compensation Plan, with an annual salary of \$500.00 for each position; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$2,875.00 from Civil Defense Other Contractual Account A3640.418 to Civil Defense Personal Services Account A3640.1 covering the salaries for said positions.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 155-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITIONS IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby abolish the position of full-time Cleaner in the Orleans County Nursing Home and in its place creates two (2) part-time Cleaner positions.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 156-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY AND STARCOM ASSOCIATES, INC. RE AUDIT FOR TELEPHONE SERVICE

BE IT RESOLVED, that the Legislature does hereby approve an agreement between the County of Orleans and Starcom Associates, Inc. providing for an audit of the telephone service and equipment changes; cost for said audit will be 50% of the value of overcharges credited or collected by the county as a result of the audit.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Swiercznski, with second by Legislator McCarthy, moved a resolution to approve the contract between the Probation Department and NYS Dept. of Social Services for continuation of the Domestic Violence Project. After discussion, Legislator McCarthy, with second by Legislator Swiercznski, moved to amend and add the work "County" immediately preceding the phrase "cost of \$12,985.00". Upon vote, the motion carried 4 ayes; 1 nay, Legislator Bennett; 2 absent, Legislators Billings and Tuohey. The following resolution was then adopted:

RESOLUTION NO. 157-390

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CONTRACT BETWEEN ORLEANS COUNTY PROBATION DEPARTMENT AND NYS DEPARTMENT OF SOCIAL SERVICES FOR CONTINUATION OF DOMESTIC VIOLENCE PROJECT

RESOLVED, that this Legislature does hereby approve a contract between Orleans County Probation Department and NYS Department of Social Services for continuation of the Domestic Violence Project which provides for 14-hour, 7-day per week domestic violence

services; said project to be in effect February 1, 1990 through January 31, 1991 at an approximate County cost of \$12,985.00.

Adopted. 4 ayes; 1 nay, Legislator Bennett; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 158-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION EXTENDING TEMPORARY MAINTENANCE WORKER POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, the temporary Maintenance Worker position, currently held by Gary Floar, is scheduled to terminate March 30, 1990; and

WHEREAS, it is desirous to continue this position until April 27, 1990;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize that said position be extended to continue in effect until April 27, 1990, at which time it shall terminate; said position shall be utilized in preparation for the storage system of the County's Records Management Department.

Adopted. 5 ayes; 0 nays; 2 absent, Legislator Billings and Tuohey.

RESOLUTION NO. 159-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE PURCHASE OF A LOADER AND PICK-UP TRUCK FROM STATE BID

BE IT RESOLVED, that the Superintendent of Highways is hereby authorized to purchase one (1) 1990 John Deere 644-E Loader, which is a budgeted item, from the State Bid List for the price of \$83,648.00 from Mecca-Kendall Corporation of Orchard Park, New York; and; and be it

FURTHER RESOLVED, that the Superintendent of Highways is authorized to purchase one (1) 1990 Ford 3/4 ton Pick-up Truck, with utility body, which is a budget item, from the State Bid List for the price of \$12,693.00 from Orange Motors, Inc.. of Albany, New

York.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 160-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AWARDED BID AND AUTHORIZING PURCHASE OF ONE 6-WHEELER TRUCK AND ONE POWER SWEEPER TO BIDDERS WHO MEET THE SPECIFICATIONS

WHEREAS, the Highway Committee has received and reviewed the bids for one 6-wheeler truck and one power sweeper for use at the County Highway Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby award the bids for County Highway Equipment to the following companies:

1. One (1) 1990 White GMC 6-Wheeler Truck for \$28,897.00 from Buffalo White GMC, Inc. 271 Dingens Street, Buffalo, New York;
2. One (1) 1990 3-wheel, Two-type, Hydraulic Drive Sweeper for \$6,327.00 from Roberts Equipment, Inc., 7432 Route 96, PO Box G, Victor, New York;

and be it

FURTHER RESOLVED, that the County Highway Superintendent is hereby authorized to proceed with the purchase of the foregoing equipment.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 161-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR DECKING FOR HINDBURG ROAD BRIDGE

RESOLVED, that the Superintendent of Highways be authorized to advertise for bids for decking for the Hindsburg Road Bridge (B.I.N. #3319230) over west branch of Sandy Creek.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 162-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE COUNTY HIGHWAY SUPERINTENDENT TO PURCHASE FOUR BOX CULVERTS FOR NIAGARA-ORLEANS COUNTY LINE ROAD BRIDGE

WHEREAS, the Niagara-Orleans County Line Road is jointly owned by Orleans County and the Town of Sommerset, Niagara County, and has been closed because of structural failure of bridges on said road; and

WHEREAS, fire and other emergency personnel and vehicles are being hampered because of this closing; and

WHEREAS, the County Highway Department has three box culverts in stock, and four more are needed for said project;

NOW, THEREFORE, BE IT RESOLVED, that the County Highway Superintendent is hereby authorized to purchase four (4) box culverts from Lakelands Concrete Products, Inc.; said purchase is authorized due to the emergency condition which exists at the current time, and would facilitate getting the bridge replaced as quickly as possible.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 163-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING ERDMAN, ANTHONY ASSOCIATES TO PROCEED WITH ENGINEERING ON MURDOCK ROAD BRIDGE (B.I.N. #3318850) OVER JOHNSON CREEK AND HORAN ROAD BRIDGE (B.I.N. #3318880) OVER OAK ORCHARD CREEK

WHEREAS, the following proposal has been received:

Phase I (Mapping & Study).....	\$16,200.00
Phase II (Design).....	28,700.00
	\$44,900.00

Estimated Cost - Subsurface
Exploration.....\$ 2,850.00

Estimated Fee - Construction
Services.....\$10,800.00;

NOW, THEREFORE, BE IT RESOLVED, that the Highway Superintendent is hereby authorized to hire Erdman, Anthony Associates to engineer said projects.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 164-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COUNTY YOUTH BOARD

WHEREAS, there exists a Vacancy on the Orleans County Youth Board which expires on December 31, 1991.

WHEREAS, Gerald E. Hochreiter, Director of BOCES, Spencerport, New York, and residing at at 118 Sherwood Dr. Brockport, New York 14420 has expressed an interest in filling said vacancy;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint Gerald E.Hochreiter to fill said vacancy on the Orleans County Youth Board.

Defeated. 3 ayes; 2 nays, Legislators Bennett and Swiercznski; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 165-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP BUDGET MONIES IN YOUTH BUREAU 1990 BUDGET ACCOUNT A7312.479 (L.I.F.E. PROGRAM)

WHEREAS, the L.I.F.E. program was approved by the Legislature in 1989; and

WHEREAS, 100% reimbursable funds were established in the amount of \$50,000.00 to cover expenses, with only \$980.14 actually billed to said Account in 1989; and

WHEREAS, the Orleans County Treasurer recommends that \$49,019.86 be set up from the fund balance into Account A7312.479 for 1990;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby authorize the County Treasurer to make this budget change for 1990.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

The next resolution on the agenda entitled RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ERIE COUNTY PROVIDING FOR MEDICAL EXAMINER SERVICES was tabled by Legislator Bennett.

RESOLUTION NO. 166-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AWARING BID FOR INTER AND INTRA LATA PHONE SERVICES

WHEREAS, it has been determined that the RCI bid provides the lowest price, the most features and the shortest delay in access time;

NOW, THEREFORE, BE IT RESOLVED that the phone services bid is hereby awarded to R.C.I.; said award to be effective for three years from date of this award, and subject to the terms and conditions contained in the bid specifications.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 167-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE EXTENSION OF CONTRACT WITH KASHNATH PATIL, M.D.

WHEREAS, it was originally intended that Manuel Brontman, M.D. would work two days per week at Mental Health Services, and now, can only work one day per week; and

WHEREAS, State regulations require two days of

psychiatric services; and

WHEREAS, Dr. Patil has agreed to work one day per week, in place of Dr. Brontman;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the contract with Kashinath Patil, M.D. for psychiatric services for eight hours per week at a rate of \$65.00 per hour.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohy.

RESOLUTION NO. 168-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING FINAL PURCHASES FOR THE MENTAL HEALTH SERVICES CAPITAL PROJECT

WHEREAS, monies have been budgeted in the Equipment Line in the Mental Health Services Capital Project account; and

WHEREAS, the following equipment is needed to complete the planned equipment purchases;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby authorize the following purchases:

- | | |
|---|-----------|
| 1. Mini Blinds in observation room
(Thompson's) | \$ 285.00 |
| 2. Laser printer (State Bid) | 1,541.54 |
| 3. Wide Carriage Printer
(Genesee Business Machines) | 629.00 |
| 4. Panasonic Jetwriter IV Typewriter | 922.00 |
| 5. Expansion of Memory on Business
Office Computer Lotus Ram 3,000
Card | 105.60 |
| Mega Memory
(Herko Electronics) | 144.00 |
| 6. Computer Software, Fox Pro Data
Base (Herko Electronics) | 400.00 |
| 7. Computer Desk, Connector &
Printer Stand (Garlock Office
Products) | 266.51 |

8. Control Panel for Musak	510.00
Sound System for Observation Room	978.00
Networking for Computers	210.00
Overflow Chime	44.00
(Doherty Communications)	

TOTAL \$6,035.65.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 169-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION RE STORAGE FOR RECORDS MANAGEMENT DEPARTMENT

WHEREAS, the County has a serious need to establish a permanent, secure and orderly Records Center; and

WHEREAS, the County has a suitable area for the creation of the Center in the lower level of the Mental Health Building;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the establishment of a Records Center in the northeast section of the basement in the Mental Health Services Building; and be it

FURTHER RESOLVED, that the Center shall be operated under the general director of the Records Management Officer who shall establish written procedures for the storage and retrieval and disposition of records; and be it

FURTHER RESOLVED, that the Department of Buildings and Grounds is hereby authorized to construct and/or install the shelving required to make the Center usable; and be it

FURTHER RESOLVED, that costs for material and equipment for this project shall not exceed \$5,000.00 and shall be charged to the Department of Social Services.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 170-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND FIRST PRESBYTERIAN CHURCH OF ALBION

RESOLVED, that this Legislature does hereby approve the agreement between the Office for the Aging and the First Presbyterian Church of Albion, providing for home delivered meal services through the NYS Supplemental Nutrition Assistance Program for the year beginning April 1, 1990 through March 31, 1991, at no cost to the County.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 171-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY OFFICE FOR THE AGING AND HANS, SUMNER & ASSOCIATES

RESOLVED, that this Legislature does hereby approve an agreement between Orleans County Office for the Aging and Hans, Sumner & Associates for Consultant Dietitian Services at a cost of \$18.00 per hour for 64 hours per month; said agreement to be in effect for the period of April 1, 1990 to March 31, 1991.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 172-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING RENEWAL OF GRANT APPLICATION FOR OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve the renewal of the application of the Orleans County Office for the Aging for funding under the NYS Supplemental Nutrition Assistance Program for home delivered meals (SNAP); said application to be submitted to the NYS Office for the Aging and to cover the year April 1, 1990 - March 31, 1991, with no cost to the County.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 173-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADOPTING RECORDS RETENTION AND DISPOSITION SCHEDULE CO-2 FOR USE BY COUNTY OF ORLEANS

BE IT RESOLVED, that this Legislature does hereby adopt Records Retention and Disposition Schedule CO-2, issued pursuant to Article 57-A of the Arts & Cultural Affairs Law, and containing legal minimum retention periods for county government records for use by all Orleans County Officers in disposing of County government records listed therein; and be it

FURTHER RESOLVED, that in accordance with Article 57-A:

(a) only those records will be disposed of that are described in Records retention and Disposition Schedule CO-2 after they have met the minimum retention period prescribed therein;

(b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established time periods.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 174-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION INCREASING HOURLY WAGE OF TITLE V SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM ENROLLEES IN OFFICE FOR THE AGING

WHEREAS, the Office of the Aging is authorized to provide part time public service employment slots to income eligible persons age 55 and over, under Title V of the Older Americans Act (Senior Community Service Employment Program - SCSEP); and

WHEREAS, program regulations require enrollees to receive at least the federal minimum wage which will

increase to \$3.80 per hour on April 1, 1990; and

WHEREAS, this program is operated at no cost to the County;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby authorize an increase in hourly salary paid to Title V SCSEP enrollees from \$3.45 to \$3.80 per hour effective April 1, 1990.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 175-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE DEPARTMENT OF PERSONNEL AND SELF INSURANCE TO ABOLISH THE TITLE OF CONFIDENTIAL STENOGRAPHER AND CREATE THE POSITION OF PERSONNEL CLERK

WHEREAS, the Confidential Stenographer position would be more appropriately titled Personnel Clerk, and would best suit the duties and responsibilities of the position;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Director of Personnel and Self Insurance to change the title of Confidential Stenographer to Personnel Clerk.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 176-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AWARDING BID FOR THE PURCHASE OF EGGS FOR USE AT ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby award the bid for the purchase of eggs for use at the Orleans County Nursing Home to Bowman's Farm Market, Inc. 3209 Eagle Harbor Road, Albion, New York 14411; said bid provides for Grade A medium eggs at a cost \$0.04 below New York market price, guaranteed for the year 1990.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 177-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AWARDING THE BID FOR CARETAKER SERVICES AT ORLEANS COUNTY MARINE PARK FOR THE 1990 AND 1991 SEASONS

RESOLVED, that this Legislature does hereby award the bid for Caretaker Services at the Orleans County Marine Park to Carlos Muck at a cost of \$88.00 per day, and upon completion of Phase II construction, the cost shall be \$115.00 per day; said prices to be in effect April 15 through November 1, 1990 and April 15 through November 1, 1991.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 178-390

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING TEMPORARY SOCIAL WELFARE EXAMINER POSITION AND AUTHORIZATION TO FILL SAID VACANCY

RESOLVED, that this Legislature does hereby create one (1) temporary Social Welfare Examiner position in the Department of Social Services as set forth on CS Form 1061; said position to be effective April 1, 1990; and be it

FURTHER RESOLVED, that the Department of Social Services is hereby authorized to fill said position.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 179-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COMMUNITY ACTION COMMITTEE BOARD OF DIRECTORS

RESOLVED, that Geary Shenck is hereby appointed to the Orleans Community Action Committee Board of Directors, as representative from the Town of

Clarendon.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 180-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING SECOND CONFIDENTIAL STENOGRAPHER POSITION IN OFFICE OF CLERK OF THE LEGISLATURE

WHEREAS, the staff of the Clerk of the Legislature provides clerical support to the Legislature, the Chief Administrative Officer and to the Buildings and Grounds Department as well as to the Clerk; and

WHEREAS, the Chief Administrative Officer and Assistant Buildings and Grounds Superintendent now also serve as Records Management Officer and Code Enforcement Officer, respectively, thereby creating additional work for the Clerk's staff; and

WHEREAS, the normal workload in the Clerk's office has almost doubled;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create a second Confidential Stenographer position in the Office of the Clerk of the Legislature; said position to be Grade 1, Step 0 on the Management Compensation Plan Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$7361.00 from Contingent Account A1990 to Account A1040.1 Clerk of the Legislature Personal Services Account to cover the expenses of the additional position; and be it

FURTHER RESOLVED, that costs covering seven hours per week of this position shall be charged back to the Records Management Department Personal Services Account A1989.1 in an amount not to exceed \$3,000.00.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 181-390

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H1620.2 COURT HOUSE ROOF PROJECT

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$53,410.50 to Leo J. Roth Corporation for work completed to date; said payment to be made from Account H1620.2.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 182-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REGARDING REVIEW OF NURSING HOME
APPLICATIONS BY HEALTH SYSTEMS AGENCY OF WESTERN NEW
YORK

WHEREAS, Orleans County has a need for increased nursing home beds and three institutions wish to fill this need; and

WHEREAS, the Orleans County Legislature wants to see the best possible care...at the least cost to the taxpayers of Orleans County; and

WHEREAS, many Orleans County citizens are signing petitions and writing letters to ask consideration of all applications, at one time;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature has no objection to the "batching" of these three applications by the Health Systems Agency of Western New York for their consideration as soon as possible in 1990.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 183-390

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Robert Sr. & Helen Dercqu, 12310 Rutherford Road, Lyndonville, New York 14098, for the sum of \$1,900.02,

which includes the 1986 through 1989 taxes, Parcel No. 95, Tax Map No. 48.00-1-1.32 of the premises contained in the 1989 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 226, being formerly assessed to Robert Sr. & Helen Dercqu, 12310 Rutherford Road, Lyndonville, New York 14098, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L15, T15, R3, 4.90 acres, 12310 Rutherford 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.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 184-390

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING SUBMISSION OF COMMENTS RE ORLEANS SANITARY LANDFILL, INC. TO D.E.C.

BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to submit and sign comments to the NYS Department of Environmental Conservation regarding the Draft E.I.S. for the proposed expansion of the Orleans Sanitary Landfill, Inc. facility as reviewed by the Legislature on March 28, 1990.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Swiercznski moved to waive the rules to allow for the addition of a resolution authorizing the Chairman to sign a lease agreement for the Commissioner's House, between the Medina Memorial Hospital and the County of Orleans. This was seconded by Legislator Bower. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 184-390-A

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING CHAIRMAN OF THE LEGISLATURE TO SIGN LEASE AGREEMENT BETWEEN MEDINA MEMORIAL HOSPITAL

AND COUNTY OF ORLEANS

RESOLVED, that this Legislature does hereby authorize the Chairman of the Legislature to sign a lease agreement with Medina Memorial Hospital providing for the lease of the Commissioner's House by Medina Memorial Hospital; said agreement to be effective commencing April 1, 1990.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Bower moved that the members of the Legislature honor Milton Bowen, who passed away earlier in the week, by having a moment of silence. Mr. Bowen was a former member of the Orleans County Board of Supervisors. There was a unanimous second. Everyone in the Legislature Chambers stood for a moment of silence in Mr. Bowen's memory.

Legislator Swiercznski, with second by Legislator Bennett, then moved to adjourn. Motion carried.

Meeting adjourned at 8:28 p.m.

LEGISLATURE MEETING

April 11, 1990

The Chairman called the meeting to order at 7:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators, except for Legislator Tuohy, were present.

The Clerk presented the following communications: A letter of acknowledgment from Assemblyman R. Stephen Hawley of receipt of Resolution No. 125-390 pertaining to legislation with regard to violent felonies; also copies of bills dealing with this type of crime and the punishment thereof; a letter of acknowledgment of receipt of resolutions pertaining to the feasibility study for a state veterans nursing home in the Western New York area and supporting amendments to the Worker's Compensation Law from Senator John B. Daly;

A letter from Bruce T. Bozard requesting that 5.5 additional acres of land he owns be included in Agricultural District No. 6; a letter from Todd Roberts that two more parcels of land he owns be included in Agricultural District No. 6;

Announced receipt of minutes of the Orleans County Fire Advisory Board for the following dates: November 28, 1988, January 30, 1989, February 27, 1989, August 28, 1989, November 27, 1989, December 18, 1989 and January 29, 1990;

A letter from the Ridgeway Town Board recommending that Charles Pettit be appointed as their alternate representative on the County Planning Board; notice from the Western New York Inter-county Association that their next meeting will be held at the Harbor Front Sheraton, Dunkirk, New York on April 19, 1990 at 9:30 a.m.;

A letter of acknowledgment from Governor Cuomo's office regarding Resolutions Nos. 96, 97 and 114-290; a letter from Mayor Joe Sacco suggesting that the County take the lead in putting on one large fireworks display, with the other municipalities contributing funds to help defray expenses.

Privilege of the floor was given to Kenneth Postle and Douglas Wilcox of the local A.B.A.T.E. (American Bikers Aimed Toward Education). Mr. Postle explained the purpose of their organization, and also noted that Senators Johnson and Levy and Assemblymen Bragman and Graber had introduced bills in the State Legislature

which, among other things, would establish a Motorcycle Safety Fund, mainly due to a five-dollar increase in motorcycle registrations. The following resolution was then introduced:

RESOLUTION NO. 185-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION PROCLAIMING APRIL 22-29, 1990 "MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY"

WHEREAS, the A.B.A.T.E. Organization of Orleans County (American Bikers Aimed Towards Education) has requested the week of April 22-29, 1990 to be designated as "Motorcycle Awareness Week in Orleans County"; and

WHEREAS, this Organization plans to present a campaign during that week to make young people and adults more aware of the need for motorcycle safety as well as educating the public in the proper use of motorcycles;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby proclaim the week of April 22-29, 1990 as -

MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY.

FURTHER RESOLVED, that the A.B.A.T.E. Organization is hereby authorized to use the Court House Steps on April 22, 1990 at 1:00 p.m. in order to publicize and promote "Motorcycle Awareness Week in Orleans County".

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

The Chairman thanked Mr. Postle and Mr. Wilcox for coming to the meeting and explaining a little bit about their organization and what it stands for.

Report of Standing Committees: Legislator Bower reported attending the usual departmental meetings.

Legislator Berger reported attending the Albion Rotary meeting on March 29th, attended the dedication of the Albion Chamber of Commerce on March 30th, attended a Safety Committee meeting at 10:00 a.m. on April 3rd, also a 12:00 o'clock meeting with the Sheriff and Probation. On April 5th, Mr. Berger met with the Probation Department at 9:15 a.m., the Safety applicants at 10:30 a.m. and with Orleans Sanitary Landfill at 4:00 p.m., attended a LEPC meeting on April 9th, the Soil and Water Conservation District Board

meeting on April 10th and met with the Safety applicants on April 11th at 10:00 a.m..

Legislator McCarthy reported his usual committee meetings, also that he met with Orleans Sanitary Landfill. Mr. McCarthy said there was no "up-date" on Route 18 bridge; probably four to five years down the road. Mr. Billings said he was trying to meet with Lou Gurley of NYS DOT to discuss the Route 18 bridge.

Legislator Bennett commented that Mrs. Johnson deserved a great deal of credit for receiving Article VI funding. Also that the nurses were at the clinic all day, and that only 10 people came in for their hepatitis shots.

County Attorney Norris Webster reported with regard to the village barn, that today was the day the County was to close, and suggested that the County "close the book on the proposed purchase, until everything is right on the title. I will write a letter to that effect."

Legislator Swiercznski reported to the Legislature that the Planning Director, Wayne Hale, had narrowed the list for possible appointees to the Housing Coordinator position, down to three people, and suggested that the Legislature should decide who should be in that position. Mr. Billings requested that arrangements be made for the candidates to come to the next Conference Session on April 25th.

The following resolutions were presented:

RESOLUTION NO. 185-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION PROCLAIMING APRIL 22-29, 1990 "MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY"

WHEREAS, the A.B.A.T.E. Organization of Orleans County (American Bikers Aimed Towards Education) has requested the week of April 22-29, 1990 to be designated as "Motorcycle Awareness Week in Orleans County"; and

WHEREAS, this Organization plans to present a campaign during that week to make young people and adults more aware of the need for motorcycle safety as well as educating the public in the proper use of motorcycles;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby proclaim the week of April 22-29, 1990 as -

MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY.

FURTHER RESOLVED, that the A.B.A.T.E. Organization is hereby authorized to use the Court House Steps on April 22, 1990 at 1:00 p.m. in order to publicize and promote "Motorcycle Awareness Week in Orleans County".

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 186-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE TO EXECUTE AGREEMENT WITH THE VILLAGE OF MEDINA REGARDING THE 1989 VILLAGE IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, the County of Orleans has tax liens against parcels of real property that are subject to the 1989 In Rem Tax Foreclosure Proceeding, and

WHEREAS, it is desirable to resolve this matter in the usual manner by the execution of an Agreement between the County of Orleans and the Village of Medina, agreeing to protect the County's interest in the respective parcels when ownership of the parcels is transferred to the Village in such proceeding,

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is authorized to execute the Agreement between the County of Orleans and the Village of Medina relative to the 1989 In Rem Tax Foreclosure Proceeding regarding the parcels of real estate upon which both the County and the Village has tax liens.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 187-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL RESERVE CLAIM

RESOLVED, that this Legislature hereby authorizes the payment of \$15,875.00 to Suburban Electric of

Albion, N.Y. for completion of the installation of the Fire Alarm System & Emergency Lights for the County Clerk's Building and the Courthouse; such payment to be made out of capital reserve account H1620.2.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 188-490

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY PLANNING BOARD

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

Mr. Patsy Colella, 117 Reynolds St., Albion, N.Y. 14411, as the Village of Albion's representative to the Orleans County Planning Board.

Mr. Carl Fields of 72 North St., Albion, N.Y. 14411 serving as alternate member for the Village of Albion.

Roger L. Woodworth of 80 South Main St., Lyndonville, N.Y. 14098 as the representative for the Village of Lyndonville.

Terry M. Woodworth of 106 S. Main St., Lyndonville, N.Y. 14098 serving as alternate for the Village of Lyndonville.

Junior Meland of 3254 N. Gravel Rd., Medina N.Y., as the representative for the Town of Ridgeway.

and be it

FURTHER RESOLVED that all appointees serve a 3-year term ending December 31, 1992.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 189-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPLICATION BY ORLEANS COUNTY OFFICE FOR THE AGING TO NYS OFFICE FOR THE AGING FOR

SENIOR CITIZEN ENERGY PACKAGING PILOT PROGRAM.

WHEREAS, the New York State Office for the Aging has issued a competitive Request for Application for grants up to \$45,000 to be used to assist persons over age 60 in applying for home repair, energy, and weatherization programs; and

WHEREAS, the Orleans County Office for the Aging has secured the required local share of \$22,250 from NYS Electric & Gas,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Office for the Aging to submit an application for this grant program to the NYS Office for the Aging.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 190-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE ORLEANS COUNTY SHERIFF TO PURCHASE A HOT FOOD CART FOR USE IN THE ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby authorize the Sheriff of Orleans County to purchase a hot food cart to be used in the Orleans County Jail for a total cost of \$465.00; which amount is budgeted in the jail budget.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 191-490

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY COMMENT PERIOD FOR 8TH YEAR REVIEW OF ORLEANS AGRICULTURAL DISTRICT NO. 6 ENCOMPASSING PORTIONS OF THE TOWNS OF ALBION, BARRE, GAINES, RIDGEWAY AND SHELBY

RESOLVED, that this Legislature does hereby authorize the publication of the Notice of 30-Day Comment period for the 8th year review of Orleans Agricultural District No. 6 encompassing portions of the Towns of Albion, Barre, Gaines, Ridgeway and Shelby.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 192-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CONFIRMING APPOINTMENTS TO DEPUTY FIRE COORDINATOR AND FIRE INVESTIGATOR POSITIONS

WHEREAS, Resolution No. 154-390 created three part-time Deputy Fire Coordinator positions and three part-time Fire Investigator positions; and

WHEREAS, the Director of Civil Defense and the Orleans County Fire Advisory Board have recommended that these appointments be confirmed by the Legislature,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby confirm the following appointments to the aforementioned positions:

Part-time Orleans County Fire Coordinators:

Paul Wagner	East Battalion	Orleans #2
David Westlund	Center Battalion	Orleans #3
Dale Watts	West Battalion	Orleans #4

Part-time Orleans County Fire Investigators:

Mark Watts	West Battalion	Orleans #5
John Daniels	Center Battalion	Orleans #6
Charles Mele	East Battalion	Orleans #7

and be it

FURTHER RESOLVED that said appointments are to become effective April 1, 1990.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 193-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE MANAGEMENT AND PROFESSIONAL SERVICES AGREEMENT BETWEEN THE ORLEANS COUNTY COMMUNITY SERVICES BOARD AND PARK RIDGE CHEMICAL DEPENDENCY, INC.

WHEREAS, the Division of Substance Abuse Service's

Council Office required minor changes in the Management and Professional Services Agreement and recommended that these changes be incorporated into the Service Agreement; and,

WHEREAS, the revisions recommended by the Division of Substance Abuse Council's Office have been made,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Management and Professional Services Agreement between Orleans County Community Services Board and Park Ridge Chemical Dependency, Inc.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 194-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND JOHN P. FERNANDEZ, M.D.

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Sheriff's Department and John P. Fernandez, M.D. for Jail Physician services; said agreement to be effective January 1, 1990 through December 31, 1990 at an annual cost of \$8,500.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 195-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE TRANSFER OF POSITIONS FROM THE BUILDINGS & GROUNDS DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the transfer of 2 Maintenance Worker positions from the Buildings & Grounds Department to the County Nursing Home; said transfer to be effective April 16, 1990, and be it

FURTHER RESOLVED, that since the County Nursing Home will be paying the salary for these two positions directly, instead of reimbursing the Buildings & Grounds Department for the remainder of 1990, the County Treasurer is hereby authorized to reduce the

Buildings & Grounds Department Personal Services Account, A1620.1 by \$23,176, and to reduce revenue account A1270 (Shared Services) by \$23,176.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 196-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING APPOINTMENT TO EMPLOYEE ASSISTANCE PROGRAM BOARD

RESOLVED, that this Legislature hereby authorizes the appointment of Annette Goodrich as the CSEA representative to the Orleans County Employee Assistance Program Board of Directors, with a 2-year term ending December 31, 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 197-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Orleans County Youth Bureau, Albion, New York for the purchase of parent training; to be effective 2/1/90 - 12/31/90 at no cost to the County.
- (2) Berkshire Farm Center, Canaan, New York to provide institutional foster care services for children; to be effective 7/1/89 - 6/30/90 at an annual cost not to exceed \$52,291 per child. County cost is \$17,779 per child.
- (3) Young Parents Network, Albion, New York for supportive/counseling services for pregnant/parenting teens between the ages of 14 - 17; to be effective October 1, 1989 - September 30, 1991. There is no County cost.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 198-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION INCREASING 1990 PARENTS ANONYMOUS REVENUES
AND APPROPRIATION IN YOUTH BUREAU BUDGET

WHEREAS, the original Parents Anonymous 1990 budget was \$11,835.00 in 7312.1 and \$3165.00 in A7312.478 for a total of \$15,000.00, and

WHEREAS, this \$15,000.00 revenue is a result of a contract between the Department of Social Services and the Youth Bureau, and

WHEREAS, the 1990 contract was increased from \$15,000.00 to \$21,500.00,

NOW, THEREFORE, BE IT RESOLVED that this Legislature authorize the increase of \$6,500.00 in the Youth Bureau budget with an increase of \$3,565.00 to A7312.1, Personal Services, and an increase of \$2,935.00 to A7312.478, Parents Anonymous.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 199-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REGARDING RETURN OF MONIES TO EDWARD H. AND
KAREN S. DOWNEY, REGARDING TROLLEY RIGHT OF WAY
TRANSFER

WHEREAS, Edward H. and Karen S. Downey requested a deed from the County for a portion of the old railroad-trolley right of way crossing their property and agreed to pay the sum of One Thousand Dollars (\$1,000.00) and,

WHEREAS, such transfer was authorized by this Legislature and completed and the funds paid to the County, and

WHEREAS, the Downeys now report that one of their predecessors in title had already acquired a deed for this parcel from the County in 1964 and that they were mistaken in requesting the deed from the County and are

now requesting a return of the One Thousand Dollar (\$1,000.00) consideration paid to the County,

NOW, THEREFORE, BE IT RESOLVED, that upon the return to the County of the most recent deed delivered by the County for the parcel in question and upon receipt of a proper voucher signed by Edward H. Downey and Karen S. Downey, that the County Treasurer be, and she hereby is, authorized to return to the Downeys the One Thousand Dollar (\$1,000.00) purchase price received for said deed.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 200-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AMENDING RESOLUTION NUMBER 108-386 AMENDING THE POLICY FOR SALE OF COUNTY OWNED PROPERTY

WHEREAS, Resolution Number 108-386 was adopted by this Legislature, establishing a policy for the sale of County owned property, and

WHEREAS, it appears that such Resolution needs to be amended with respect to sale of portions of the former railroad-trolley right of way property,

NOW, THEREFORE, BE IT RESOLVED, that Resolution Number 108-386 is hereby amended as follows:

Paragraph 5. (c) of said Resolution Number 108-386 is hereby amended to read as follows:

Portions of the former railroad-trolley right of way may be sold by resolution to adjacent land owners at a price to be negotiated between the land owner and the County, based upon the fair market value of the parcel.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 201-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION MODIFYING THE ORLEANS COUNTY CODE OF ETHICS

RESOLVED, that Section 3, Paragraph I of the

Orleans County code of Ethics be, and the same hereby is, repealed.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Tuohey.

RESOLUTION NO. 202-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to reduce its Contractual Account E86030.418 by \$23,176.00, and to increase its Personal Account E86030.1 by \$23,176.00, for the purpose of employing two (2) Maintenance Workers which were previously under the jurisdiction of the Buildings & Grounds Department.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 203-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING INTER-AGENCY SERVICE AGREEMENT BETWEEN ORLEANS ARC AND THE MENTAL HEALTH DEPARTMENT

WHEREAS, the Orleans County Association for Retarded Citizens (ARC) is providing community residence services to mentally ill adults in Orleans County; and,

WHEREAS, in order to maximize resources and eliminate duplication of services, ARC has agreed to continue to provide such services for a time period of one year; and

WHEREAS, a service agreement between Orleans ARC and the Mental Health Department delineating all responsibilities and duties has been rendered between these agencies with copies attached to said resolution;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does authorize the service agreement between Orleans ARC and the Mental Health Department.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 204-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING INTERIM DIRECTOR OF PUBLIC HEALTH

BE IT RESOLVED, that Chief Administrative Officer Stanley J. Dudek is hereby appointed to act as interim Director of Public Health to temporarily fill the vacancy created by the resignation of Joanne Johnson, to serve without additional compensation until a permanent Director is appointed; said appointment to become effective April 13, 1990, and shall not exceed 90 days.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 205-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING INTERIM PERMIT ISSUING OFFICIAL FOR THE PUBLIC HEALTH DEPARTMENT

BE IT RESOLVED, that Wayne Dickinson is hereby appointed as Interim Permit Issuing Official for the Orleans County Health Department, to serve until a new Director is appointed; said appointment to become effective April 13, 1990 and shall not exceed 90 days.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Bennett withdrew the resolution entitled RESOLUTION APPROVING THE CREATION OF A PUBLIC HEALTH EDUCATOR POSITION IN THE COUNTY HEALTH DEPARTMENT from the agenda.

RESOLUTION NO. 206-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE CREATION OF A PUBLIC HEALTH NURSE POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department included in their 1990 budget an additional Public Health Nurse position, necessary to satisfy State Health Department

requirements under Article VI, enabling the County Health Department to obtain 100% reimbursement for public health programs, and;

WHEREAS, the County Health Department has received notice of approval of the County's Health Assessment and Municipal Health Services Plan, from the State Health Department, which is necessary for 100% funding, and;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby create an additional Public Health Nurse position in the County Health Department, at Grade 15, Step 1, of the CSEA Salary Schedule.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO.207-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE CREATION OF A PUBLIC HEALTH
SANITARIAN POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department included in their 1990 budget an additional Public Health Sanitarian position, necessary to satisfy State Health Department requirements under Article VI, enabling the County Health Department to obtain 100% reimbursement for public health programs, and;

WHEREAS, the County Health Department has received notice of approval of the County's Health Assessment and Municipal Health Services Plan, from the State Health Department, which is necessary for 100% funding, and;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby create an additional Public Health Sanitarian position in the County Health Department, at Grade 14, Step 1, of the CSEA Salary Schedule.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 208-490

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPOINTING MEMBERS TO THE TOURISM ADVISORY BOARD

RESOLVED that the following people be appointed or re-appointed to the Orleans County Tourism Advisory Board. Terms ending as described:

NAME/ADDRESS	REPRESENTING	TERM
Debbi Wrobel 2441 Gaines Wtpt. Rd Albion, NY 14411 589-6660 (W)	Albion Chamber	1/1/88-12/31/91
Kay Revelas 433 Main Street Medina, NY 14103 798-4287	Medina Chamber	1/1/88-12/31/91
C.W. Lattin Gaines Basin Road Albion, NY 14411 589-4174 (W) 589-9510 (N) 589-9013 (C)	Cobblestone Society	1/1/90-12/31/93
Jeff Wagner 814 Gwinn Medina, NY 14103 798-2323 (W) 798-4239 (H)	Restaurant Owners	1/1/88-12/31/91
Robert McGaffick 312 Linwood Avenue Albion, NY 14411 589-9012	Fishing Industry (cold water)	1/1/90-12/31/93
Don Couch 1464 Sawyer Road Kent, NY 14477 682-5522	Fishing Industry (warm water)	1/1/89-12/31/92
Ted Swiercznski 13773 Albion-Eagle Harbor Rd Albion, NY 14411 589-9095 (H)	County Legislature	1/1/89-12/31/92
Stan Allen 458 West Avenue Albion, NY 14411 589-9881 (W) 798-2248 (H)	Service Club-Derby	1/1/88-12/31/91
Robert Couchman 1055 Peter Smith Rd.	Service Club	1/1/90-12/31/93

Kendall, NY 14476
659-2273 (H)

Elaine Wendt PO Box 150 Albion, NY 14411 589-5561	Cooperative Ext.	1/1/90-12/31/93
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Amy Machamer Hurd Road Holley, NY 14470 682-9731 (H) 682-5569 (W)	Ag/Farm Markets	1/1/88-12/31/91
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Alice Zacher 12354 Maple Ridge Rd. Medina, NY 14103 798-2779	Antiques/Crafts	1/1/89-12/31/92
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Frank Clow Route 18 Kendall, NY 14476 659-2772	Senior Citizens	1/1/89-12/31/92
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Ashley Ward 14846 Route 18 Kent, NY 14477 682-3037	Camping, B&B	1/1/89-12/31/92
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Nils Casperson 16603 Skillington Rd. Holley, NY 14470 682-6772 (H) 638-7121 (W)	Council on the Arts	1/1/89-12/31/92
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Sharon Narburgh 1292 Oak Orchard Rd. Kent, NY 14477 682-4624	Marina/Bait & Tackle	1/1/88-12/31/91
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Tom Haines 123 South Main St. Albion, NY 14411 589-5889	Federation of Sportsman	1/1/90-12/31/93
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Dick Hoffman 926 Lakeside Bluff Waterport, NY 14571 682-5775	Alternate	1/1/90-12/31/93
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Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Bennett tabled the next resolution on the agenda entitled RESOLUTION AUTHORIZING AGREEMENT WITH STUART I. BROWN ASSOCIATES, INC.

RESOLUTION NO. 209-490

By Legislator Berger, who moved the adoption

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENTS TO THE ALTERNATIVES
TO INCARCERATION BOARD

BE IT RESOLVED THAT, this Legislature hereby
approves the following appointments to the Alternatives
to Incarceration Board:

Lyndon Billings, Chairman	Legislature
Frank Berger	Legislature
Marcia Tuohey	Legislature
Paul I. Miles, Judge	County Court
Roger Maxon, Judge	Magistrates
James Punch, District Atty.	Orleans County
Duane Johnson, Public Defender	Orleans County
David Green, Sheriff	Orleans County
Homer Phillips	Medina Police
Peter Murphy	Albion Police
Ron Sodoma, Superintendent	Albion School
Merle Fredericks, Jr.	Sheriff's-ATI
Dr. Drew Chenelly, Director	Mental Health
Christine Capurso	Park Ridge
Dean Holland, Director	Probation

and be it

FURTHER RESOLVED, that the terms for the above
members shall terminate December 31, 1990.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 210-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H4310.2 MENTAL HEALTH BUILDING

RESOLVED, that the County Treasurer is hereby
authorized to pay the following capital project claim
from Account H4310.2 Mental Health Building project:

Integrated Cabling Systems for work completed to
date in the amount of.....\$8,174.55;

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

The next resolution on the agenda entitled RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ERIE COUNTY PROVIDING FOR MEDICAL EXAMINER SERVICES was tabled by Legislator Swiercznski.

RESOLUTION NO. 211-490

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENTS TO GLOW REGION SOLID WASTE MANAGEMENT SUBCOMMITTEES

Resolved, that this Legislature does hereby approve the following appointments to the following committees:

RECYCLING COMMITTEE

Ted Swiercznski
Wayne Hale, Jr.

PARTICIPATION COMMITTEE

Lyndon D. Billings
Shirley Bright

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 212-490

By Legislator Berger, who moved the adoption.

Unanimous Second.

RESOLUTION SUPPORTING THE ISSUANCE OF A COMMEMORATIVE STAMP

WHEREAS, Charles Howard was born and raised in Orleans County and brought fame and notoriety to this County by establishing the Santa Claus School and Christmas Park near the Village of Albion; and

WHEREAS, Charles Howard personified Santa Claus in his life and in his association with all that he came in contact with; and

WHEREAS, Charles Howard brought Christmas all year round to those who knew him; and

WHEREAS, Charles Howard died on May 1, 1966 and the work that he did and the ideals that he stood for should be perpetuated and memorialized; and

WHEREAS, a commemorative U.S. Postage Stamp would be an appropriate way to preserve his memory and to celebrate the ideals that he represented;

HOW THEREFORE BE IT RESOLVED THAT this Legislature does hereby support the issuance of a U.S. Postage Stamp commemorating the life and ideals of Charles Howard; and be it further

RESOLVED, that a copy of this resolution be forwarded to the Delegation Stamp Advisory Committee of the U.S. Postal Service, Congressman John J. LaFalce, Senator Alfonse D'Amato, Senator Daniel P. Moynihan, Assemblyman R. Stephen Hawley, and Senator John B. Daly.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 213-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION PROCLAIMING APRIL 22-28, 1990 AS VICTIMS RIGHTS WEEK IN ORLEANS COUNTY

WHEREAS, criminal violence touches over 34 million Americans each year; and

WHEREAS, victims of crime and crises, their families and friends, often suffer grave financial, physical, and emotional injuries; and

WHEREAS, many victims are unserved or underserved in the communities in which they live; and

WHEREAS, victims are still too often invisible in the traditional criminal justice system; and

WHEREAS, all citizens of the United States deserve to be treated with dignity, compassion and justice in times of distress; and

WHEREAS, heretofore, such treatment has not been afforded to all crime victims, witnesses and their loved ones or survivors; and

WHEREAS, the legal system of the United States was designed to be flexible and responsive to the will of the People; and

WHEREAS, thousands of our fellow citizens, in their work and their volunteer activities, are devoting themselves to ensuring that rights and services are

established for all victims and witnesses throughout the United States;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature hereby proclaims the week of April 22 through April 28, 1990 as-

VICTIMS RIGHTS WEEK

and urges all citizens and institutions, public and private, to support the establishment and enforcement of victim rights and services in Orleans County through participation in local and state activities commemorating those rights.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 214-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING USE OF COURT HOUSE STEPS FOR CANDLELIGHT VIGIL BY ORLEANS COUNTY'S VICTIM SERVICE AGENCIES

RESOLVED, that this Legislature does hereby authorize Orleans County's Victim Service Agencies permission to use the Court House Steps for a Candlelight Vigil on April 25th at 7:00 p.m. in order to bring attention to Victim Rights Week, designated for April 22 - 28, 1990.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 215-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AMENDING RESOLUTION NO. 149-390 RE RESIGNATION OF PUBLIC HEALTH DIRECTOR

RESOLVED, that this Legislature does hereby amend resolution No. 149-390 to read -

"RESOLVED, that this Legislature does hereby accept, with regret, the resignation of Mrs. M. Joanne Johnson, Administrator of the County Health Department; said resignation to become effective May 22, 1990."

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 216-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING DIRECTOR OF DATA PROCESSING

WHEREAS, the use of computers in County operations has grown significantly in recent years; and

WHEREAS, the County desires to provide the necessary support to oversee, encourage and assist County departments in maximizing the utilization of existing computers;

BE IT RESOLVED, that the Legislature does hereby create a Director of Data Processing to serve as Department Head of the Data Processing Department; said position to be placed in grade 4 of the Management Compensation Plan; and

BE IT FURTHER RESOLVED, that the County Attorney is hereby authorized to terminate any consultant agreements currently in place which provide personal computer support to various departments.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Bower, with second by Legislator Berger, introduced a resolution entitled RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING. After discussion, Legislator Swiercznski, with second by Legislator McCarthy, moved to amend the resolution to add "serves at the pleasure of the Board". Upon vote, the amendment passed, 4 ayes; 2 nays, Legislators Bennett and Bower; 1 absent, Legislator Tuohey. The following resolution was then adopted:

RESOLUTION NO. 217-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING DIRECTOR OF DATA PROCESSING

BE IT RESOLVED, that Frank Zona is hereby appointed Director of Data Processing at grade 4, step 6 of the Management Compensation Plan, effective April 16, 1990; said appointment is made to serve at the pleasure of the Board.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

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Legislator Swiercznski moved, with second by Legislator Bower, to adjourn the meeting. Motion carried.

Meeting adjourned at 8:25 p.m.

LEGISLATURE MEETING

April 25, 1990

The meeting was called to order at 7:30 p.m. by Chairman Lyndon Billings. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: A letter from the County Attorney with regard to the "Orleans County Ethics in Government Law" as submitted by Legislator Bower, stating the reasons he could not recommend adoption of the law as presented by Mr. Bower;

A letter from the Medina Village Board recommending that Frank Mauragis be appointed to the County Planning Board with Mark Watts as alternate; a letter from Ridgeway Supervisor George Mufford and the Town Zoning Board requesting that Ag District No. 6 be limited to those areas that are not within established zoning districts;

Notice of the County Planning Board meeting to be held on April 26 at 7:30 p.m. in Conference Room C at the County Administration Building, along with a copy of the minutes of the Planning Board's March 22nd meeting;

Announced that a copy of the Domestic Violence Program guidelines has been received and is on file in the Clerk's office;

A letter from Lieutenant Governor Stan Lundine acknowledging receipt of the County's resolution supporting a feasibility study for a State Veterans Nursing Home in Western New York;

Announced that a copy of the Annual Financial Report for the County of Orleans for the Fiscal Year Ended 1989 had been received from the County Treasurer and is on file in the Clerk's office.

Report of Standing Committees: Legislator Tuohy reported attending the goal setting session on April 18th, the EMS Meeting and the Assessors' Meeting.

Legislator Bennett commented that the Board had discussed the Health Department program earlier in the afternoon. Legislator Swiercznski reported regular meetings with his departments. He and Legislator McCarthy had met with Wayne Hale, Planning &

Development Director, to get ready for the office recycling project. Mr. Swiercznski also attended the goal setting session on April 18th and met with the Chamber of Commerce on Saturday at 10:00 a.m.

Legislator McCarthy reported that the Highway Department started working on the Townline Road Bridge project on Monday morning and completed the job on Friday. In talking with Buildings and Grounds Superintendent, Mr. McCarthy said that about two and a half years ago, Sheriff Green had asked that a ramp be constructed at the County Jail. Mr. McCarthy reported that there are sketches for such a project, and that a proposal will be presented at the next Conference Session. State funds are available for the construction of the ramp, with no cost to the County.

Legislator Berger attended a meeting at Probation with County Attorney Norris Webster on April 12th, the Safety Officer interviews on April 16th, attended the EMS meeting and goal setting session on April 18th, attended the Western New York Inter-county Association meeting on April 19th, attended the Soil and Water Division I Annual Meeting with Rich Bennett on April 24th, attended dedication ceremony re the installation of a sewage line at TREK - a demonstration of the three municipalities - Medina, Town of Ridgeway and Orleans County - all working together to make the project possible.

Legislator Bower reported attending the Health Department meeting with Legislator Bennett; also a department head meeting at the Nursing Home. With respect to the status of the Nursing Home application to increase the number of beds, it was to be reviewed by the HSA of WNY.

County Attorney Norris Webster reported that the "village barn project" was still on schedule. Mr. Webster stated he had written a letter to the Village attorney indicating that when they get the title straightened out they could contact the County, and the County might still be interested.

Chief Administrative Officer Stan Dudek reported that the cooling system at the new building has not been started up - it takes three days of 75 degree weather to get it tested. It will take at least a week to get people together to do the testing and will be arranged as soon as possible. Mr. Dudek presented a sample of the paper that the County is going to use for letterhead and noted that the recycled logo appears on the bottom of the paper.

The following resolutions were presented:

RESOLUTION NO. 218-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE CREATION OF A PART-TIME PUBLIC HEALTH TECHNICIAN POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department included in their 1990 budget an additional Part-Time Public Health Technician position, necessary to satisfy State Health Department requirements under Article VI, enabling the County Health Department to obtain 100% reimbursement for public health programs, and;

WHEREAS, the County Health Department has received notice of approval of the County's Health Assessment and Municipal Health Services Plan, from the State Health Department, which is necessary for 100% funding, and;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby create an additional Part-Time Public Health Technician position in the County Health Department, at Grade 11, Step 1, of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 219-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING GRANT APPLICATION BETWEEN COUNTY YOUTH BUREAU AND UNITED WAY RE RENT-A-KID PROGRAM

RESOLVED, that the grant application between the County Youth Bureau and the United Way providing funding for the Rent-a-Kid Program expenses, at no cost to the County, is hereby approved by this Legislature; said application to be in effect for the calendar year 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 220-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING HOME RULE REQUEST TO AMEND
RETIREMENT AND SOCIAL SECURITY LAW AS PERTAINS TO THE
CONTRACT BETWEEN THE COUNTY OF ORLEANS AND THE ORLEANS
COUNTY SHERIFF'S DEPARTMENT

WHEREAS, the Contract with the Sheriff's
Department requests the implementation of amendments to
the Retirement and Social Security Law; and

WHEREAS, certain technical flaws were discovered
in Chapters 389 and 648 of the Laws of 1989 pertaining
to Orleans County employees; and

WHEREAS, Section 603 and 604 of the Retirement and
Social Security Law needs modification to allow new
employees to become eligible to participate;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman
of the Legislature and the Clerk of the Legislature be,
and they hereby are, authorized to execute and deliver
the necessary Home Rule requests in connection with
such legislation.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 221-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING USE OF COURT HOUSE GROUNDS FOR
STRAWBERRY FESTIVAL

WHEREAS, the Albion Strawberry Festival Committee
is planning its fourth annual Strawberry Festival to be
held on June 15 and 16, 1990 to help promote the
Village of Albion; and

WHEREAS, the County supports the Strawberry
Festival Committee's efforts regarding said promotion;

NOW, THEREFORE, BE IT RESOLVED, that the
Strawberry Festival Committee is hereby authorized to
use the Court House grounds and parking lot June 15 and
16, 1990, subject to the submission of written plans
for such use for the approval of the Superintendent of
the Buildings and Grounds Department.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator
Swiercznski, introduced a resolution entitled
RESOLUTION ACCEPTING BIDS FOR HIGHWAY MATERIALS AND

SUPPLIES FOR USE BY THE COUNTY HIGHWAY DEPARTMENT. After discussion, Legislator Bennett, with second by Legislator Berger, moved to amend by adding "all materials shall meet state standards and inspections." Upon vote, the motion carried. The following resolution was then adopted:

RESOLUTION NO. 222-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ACCEPTING BIDS FOR HIGHWAY MATERIALS AND SUPPLIES FOR USE BY THE COUNTY HIGHWAY DEPARTMENT

RESOLVED, that the bids for Highway materials and supplies, opened and read April 6, 1990, are accepted, and the Orleans County Highway Superintendent is authorized to purchase materials and supplies from the bidder who the Superintendent determines can supply the materials to the County at the lowest cost, taking into account the cost of transportation of such materials to the location of the use of the materials, along with the performance and quality of such materials; said materials shall meet New York State standards and inspections.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 223-490

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND NYS DEPARTMENT OF EQUALIZATION AND ASSESSMENT RE COMPUTER PROCESSING FOR ARLM AND DMT

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and NYS Dept. of Equalization and Assessment providing for data entry and computer processing for ARLM and DMT, which in turn provides assessment rolls, tax rolls and bills for the county, towns, villages and schools; said agreement to be in effect for one year at an estimated cost of \$16,680.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 224-490

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ACCEPTING SETTLEMENT OF CLAIM WITH ENERGY UTILIZERS, INC.

WHEREAS, Energy Utilizers, Inc. designed the additional boiler for the jail and it thereafter became necessary to add circulating pumps in order to make the system function properly; and

WHEREAS, a settlement has been negotiated to compensate the County for the extra cost incurred in connection with the later pump installation in the amount of \$616.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the negotiated settlement in the amount of \$616.00 and authorizes the County Attorney to settle the matter on that basis; the said County Attorney and/or the Chairman of the Legislature being hereby authorized to execute such letters and documents as may be required to complete the settlement.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Bower withdrew the resolution entitled RESOLUTION APPROVING NEW POSITION IN COUNTY OFFICE FOR AGING PENDING RECEIPT OF FUNDING from the agenda.

Legislator Tuohey withdrew the resolution entitled RESOLUTION AMENDING THE BUDGET OF THE COUNTY ATTORNEY from the agenda.

RESOLUTION NO. 225-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COMMUNITY ACTION COMMITTEE BOARD OF DIRECTORS

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Community Action Committee Board of Directors for a one-year term:

Sandra Flugel
Marine Midland Bank
102 North Main Street
Albion, New York 14411

Ashley Ward

Section 8 Program
Roosevelt Highway
Kent, New York 14477

Michael Paduchak, Supervisor
Town of Kendall
1412 Center Road
Kendall, New York 14476

Geary Shenck (Town of Clarendon Representative)
15901 East Lee Road
Holley, New York 14470

Norma Warne
NYS Dept. of Labor
County House Road
Albion, New York 14411

Patricia Trupo
Orleans County Office for the Aging
14016 Route 31, West
Albion, New York 14411

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled RESOLUTION
ABOLISHING/CREATING POSITION IN PROBATION DEPARTMENT
was withdrawn by Legislator Berger.

RESOLUTION NO. 226-490

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY
YOUTH BOARD

RESOLVED, that this Legislature does hereby
appoint the following to membership on the Orleans
County Youth Board:

Susan Persia
5158 Upper Holley Road
Clarendon, New York 14429

Bonnie Passino, Director
The Little's People Center
123 Ensign St.
Medina, New York 14103

Ellen Tuohey
1190 Marshall Rd.
Lyndonville, New York 14098

Phillip McKenna
East Avenue
Albion, New York 14411

Lorrie Knight
406 West Oak Orchard St.
Medina, New York 14103;

and be it

FURTHER RESOLVED, that Cynthia Sargent, 1185 Quaker Road, Barker, New York 14012 and employed by the Medina School District as a Guidance Counselor is hereby reappointed to membership on the County Youth Board.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 227-490

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPOINTING ORLEANS COUNTY SAFETY OFFICER

RESOLVED, that David Corey of County House Road, Albion, New York, is hereby appointed to the part-time position of Orleans County Safety Officer at an hourly rate of \$7.50, for approximately 10 hours per week.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 228-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING STUDENT INTERN AGREEMENTS BETWEEN
SUNY OF BUFFALO AND ORLEANS COUNTY MENTAL HEALTH
DEPARTMENT

WHEREAS, the University of Buffalo needs to place their students of social work into student internship programs with mental health facilities to provide supervised work experience; and

WHEREAS, the Department of Mental Health is equipped to supervise these students as well as benefit from the income generated by these students;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Student Intern

Agreements between SUNY at Buffalo and the Orleans County Mental Health Department, providing for the placement of two students, Laura Ann Moffitt and Steven Jeffrey, as student interns in said Department, at a County cost of \$320.00 per student for the period of May 7 through August 17, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 229-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT WITH CLARK ENGINEERS RE PROFESSIONAL ENGINEERING SERVICES FOR THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Board has determined that the services of a professional engineer can best be obtained by contracting with an experienced engineering firm; and

WHEREAS, the County Health Board has determined that Clark Engineer and Associates of Rochester can provide the required services;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an agreement with Clark Engineers to provide the County with the services of a professional engineer upon request, at a rate not to exceed \$55.00 per hour; and be it

FURTHER RESOLVED, that such agreement shall be in effect for a period of one year, but may be cancelled by the County upon a 30-day written notice.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 230-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DESIGNATING MAY 9, 1990 AS PUBLIC EMPLOYEE RECOGNITION DAY FOR ORLEANS COUNTY

WHEREAS, Orleans County recognizes the great value and importance of its employees and appreciates their efforts in carrying out the programs and services utilized by the citizens and taxpayers of Orleans County; and

WHEREAS, it is recognized that their efforts and accomplishments are many times unacknowledged and unrewarded; and

WHEREAS, the State Assembly introduced and adopted a resolution on March 11, 1987 creating and supporting a day of observance for recognition of public employees;

NOW, THEREFORE, BE IT RESOLVED, that May 9, 1990 is hereby designated as Public Employee Recognition Day for Orleans County; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be sent by the Clerk of the Legislature, to the Director of Personnel, CSEA President and AFSCME Sheriff's Unit President, and to a representative from the County Highway Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 231-490

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FOR THE DATA PROCESSING DEPARTMENT

RESOLVED, that the Legislature does hereby authorize the following transfers in the Data Processing Department Budget Accounts:

From:	To:	
A1680.418 Other Contractual	A1680.100 Personal Services	\$10,395.00
A1680.411 Office Supplies	A1680.200 Equipment	\$ 1,300.00

and be it

FURTHER RESOLVED, that new budget monies in the amount of \$9,940.06 be set up in Revenue Account A1289 Data Processing Fees; said fees to be used to offset the operating costs of the Data Processing department in Account A1680.100 Personal Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 232-490

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REGARDING RECYCLING PROCEDURES FOR ALL COUNTY DEPARTMENTS

WHEREAS, The Orleans County Legislature is committed to the concept of recycling to reduce waste and pollution and to protect natural resources; and

WHEREAS, a key component in the recycling process is providing a viable market for recycled products; and

WHEREAS, the County, through its purchasing practices, has an opportunity to encourage development of the market for recycled products by buying goods produced with recycled material;

NOW, THEREFORE, BE IT RESOLVED, that all County departments shall, when making purchases, attempt to identify and evaluate products and material which utilize recycled material; and be it

FURTHER RESOLVED, that whenever such products and materials are available and will satisfactorily meet the requirement of their proposed use and are comparable priced, the product or material utilizing the recycled material must be purchased and used; and be it

FURTHER RESOLVED, that all County stationary will be printed on recycled paper as defined by the State of New York and must include the recycle logo and the words "Recycled Paper"; and be it

FURTHER RESOLVED, that each department shall report annually to the Chief Administrative Officer regarding the recycled products identified for use, if not purchased, the reason why, and if purchased, the amount and value of such purchases.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 233-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM RE MENTAL HEALTH SERVICES BUILDING

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$2,000.00 to A.V. Lombard,

Inc., 61 Saratoga Avenue, Rochester, New York for work completed on the Mental Health Services Building; said payment to be made from Account H4310.2.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 234-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT TO LOZIER
ARCHITECTS/ENGINEERS FROM CAPITAL PROJECT ACCOUNT
H4310.2

RESOLVED, that this Legislature does hereby authorize payment to Lozier Architects/Engineers for all outstanding claims, including retention, subject to the approval of the County Attorney; said payment to be made from Capital Project Account H4310.2. The amount to be paid hereunder shall not exceed \$29,660.00 plus reimbursable expense less all payments previously made for construction phase services.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski withdrew the resolution entitled RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ERIE COUNTY PROVIDING FOR MEDICAL EXAMINER SERVICES from the agenda.

The resolution entitled RESOLUTION AUTHORIZING AGREEMENT WITH STUART I. BROWN ASSOCIATES, INC. was withdrawn from the agenda by Legislator Berger.

RESOLUTION NO. 235-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARDED BIDS FOR PHASE II AT ORLEANS COUNTY MARINE PARK

RESOLVED, that the bids for work on Phase II at Orleans County Marine Park are awarded as follows:

CONTRACT	COMPANY	AMOUNT OF BID
No. 1	Maplewood Construction Corp.	
General	Holtville, LI, New York	\$175,495.00

No. 2	Colonna Electric, Inc.		
Dock Shore-	12987 Ridge Road		
power	Albion, New York 14411	\$ 54,500.00	
No. 3	Vick Hardware & Equipment		
Plumbing	1823 Kendall Road		
	Kendall, New York 14476	\$ 37,352.00	
No. 4	Suburban Electric, Inc.		
Electrical	225 East Bank Street		
	Albion, New York 14411	\$ 22,405.00	

and be it

FURTHER RESOLVED, that said bids are awarded contingent upon formal approval of Minority Business Enterprise and Women's Business Enterprise utilization forms, by NYS Office of Parks, Recreation and Preservation.

Defeated. 3 ayes; 3 nays, Legislators Bennett, Bower and McCarthy; 1 abstention, Legislator Tuohey.

RESOLUTION NO. 236-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING THE AGREEMENT BETWEEN THE TOWN OF SOMERSET AND ORLEANS COUNTY HIGHWAY DEPARTMENT RE CONSTRUCTION OF BRIDGE ON COUNTY LINE ROAD

RESOLVED, that this Legislature does hereby approve the agreement between the Town of Somerset and the Orleans County Highway Department providing for construction of a bridge on the County Line Road for the time period of April 1, 1990 through December 31, 1990, with the total cost not to exceed \$60,000.00; said cost to be divided equally between the Orleans County Highway Department and the Town of Somerset.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 237-490

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF YATES

RESOLVED, that this Legislature sell and convey

unto Dominic and Beverly Marciszewski, 23 West Avenue, Lyndonville, New York 14098, for the sum of \$4,988.89, which includes the 1990 taxes, Parcel No. 129, Tax Map No. 24.12-1-46 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 227, being formerly assessed to Dominic and Beverly Marciszewski, 23 West Avenue, Lyndonville, New York 14098, bounded and described as follows: In the Town of Yates, Orleans County, New York, being known as L23 West Avenue, 92.50x120.25'; 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, prior to April 30, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 238-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AMENDING RESOLUTION NO. 85-290 ENTITLED "RESOLUTION APPROVING THE PARTICIPATION BY THE COUNTY OF ORLEANS IN THE STATE AID LOCAL BRIDGE PROGRAM OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE ACCOMPLISHMENT OF STATE AID LOCAL BRIDGE PROJECTS IN CONNECTION WITH THE PROGRAM BY THE FORCES OF THE COUNTY OR BY COMPETITIVELY LET CONTRACT AND MAINTENANCE OF THE COMPLETED IMPROVEMENTS BY THE COUNTY"

RESOLVED, that the last paragraph of Resolution No. 85-290 is hereby amended to read as follows:

"FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and is hereby authorized to execute all necessary agreements and documents on behalf of the County of Orleans required by the New York State Department of Transportation for participation in its State Aid Local Bridge Program."

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 239-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING DIRECTOR OF THE ORLEANS COUNTY HEALTH DEPARTMENT

WHEREAS, the Orleans County Board of Health has interviewed candidates for the position of Director of the Orleans County Health Department and has recommended the appointment of Andrew Lucyszyn to that position;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint Andrew Lycyszyn of Lyndonville, New York to the position of Director of the Orleans County Health Department, to be placed in Grade 5, Step 6 on the Management Compensation Plan, with an annual salary of \$33,767.00; said appointment to become effective May 14, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 240-490

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING TEMPORARY ACCOUNT-CLERK TYPIST POSITION IN COUNTY HEALTH DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby create one temporary Account-clerk Typist position in the Orleans County Health Department for a period not to exceed 60 days; and be it

FURTHER RESOLVED, that the Department is hereby authorized to fill any vacancies which result from the filling of this position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 241-490

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ABOLISHING/CREATING POSITION IN ORLEANS COUNTY PROBATION DEPARTMENT

RESOLVED, that this Legislature does hereby abolish one (1) Stenographer position in the Orleans County Probation Department, and in its place, creates one (1) Account-clerk Typist position; said position to be effective Monday, May 7, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Billings called a recess at 8:15 p.m.

Meeting was reconvened at 8:25 p.m.

Discussion was held on the Marine Park bids. Legislator Bouwer asked if the bid amount was over and above the amount the County is getting for the grant. Legislator Billings stated that the grant is for \$260,000.00 - that it would be about \$30,000.00 short of the amount of the bids. Legislator McCarthy stated, "...met the other day and thought Mr. Tuohey had given his option. Really couldn't see any way to cut anything of a substantial saving nature. This is the cheapest way Gus could figure out. It involves \$30,000 of county money. We thought possibly at the end of the year the maximum amount would be \$30,000 with maybe a minimum of \$15,000 - \$20,000." Legislator Bower felt that the second set of restrooms were not needed.

Chairman Billings explained that the building is needed in order to provide the electrical services, and noted that whatever the County does has to be approved by the State. Mr. Dudek explained that the building is also needed to store equipment. Also that complaints had been received about shower facilities, or lack of them. The restroom was originally in the plan and (building) was needed to funnel electric service down to the docks. The current service is not big enough to handle shore power. Mr. Dudek said that the plans have been approved; the County has submitted all minority information...it appears that (the) County has met that part of the procedure. Mr. Dudek noted that not all the work has been completed, that there still remains some unfinished work.

Mr. Dudek said that the County might receive \$3,000 - \$4,000 in revenue in the operation of the park for this year. Mr. McCarthy agreed, commenting that there might be additional revenue for casual dockage. Mr. McCarthy said there were 6 docks vacant, and the Highway Department was in the process of advertising to try and get them rented. Mr. Dudek noted that one of the major concerns is that without the availability of electricity and showers, the docks are not as attractive.

Legislator Bower stated that the County should not concentrate all of this money in this one area. Legislator Tuohey commented, "On one hand, here you are willing to hire a grantsman (referring to the resolution withdrawn earlier in the meeting, which agreed to hire Stuart Brown Associates) to look for

money, and when you have an opportunity to have the money, you turn it down. You are talking out of both sides of your mouth." Legislator McCarthy said, "I believed that this thing was paid for completely by state monies. We have a bond and payments, and if we rent every slip, we can't make it. I cannot see putting one more dollar of county money in that project."

Legislator Bennett stated, "I never was in favor of a County park and voted against it from the start....the most important thing is putting in a fish cleaning station - take one item at a time and build the thing."

Mr. Dudek said, "I think they (state) would approve modified plans. I am sure if we take something back and scale it down, they will approve it. It is a time requirement. The original grant was an '87 grant and we would have to apply for an extension to the grant. Maybe go to individual contractors and negotiate."

Legislator Swiercznski commented, "This is the only thing the County has - it's a class act. Let's make sure we keep moving."

Legislator Tuohey asked if it would be possible to reconsider her abstention in the vote on awarding the bids for the park. She stated, "I would like to vote for the project because I feel it's in the best interest of the County to go ahead and finish it."

Legislator McCarthy said, "I feel this is improper and a definite conflict of interest for Mrs. Tuohey to vote on her husband's work." Legislator Bennett said, "I don't see where it's a conflict of interest but only a matter of getting the job done. I support Mrs. Tuohey's decision."

Legislator Tuohey was granted permission by the Board to reconsider her vote on the resolution awarding the bids for the Marine Park, and change her vote to an "aye" vote. Resolution No. 235-490, which was defeated earlier in the meeting, was then declared to be adopted by the board as follows:

RESOLUTION NO. 235-490

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARDING BIDS FOR PHASE II AT ORLEANS COUNTY MARINE PARK

RESOLVED, that the bids for work on Phase II at Orleans County Marine Park are awarded as follows:

CONTRACT	COMPANY	AMOUNT OF BID
No. 1 General	Maplewood Construction Corp. Holtsville, LI, New York	\$175,495.00
No. 2 Dock Shore- power	Colonna Electric, Inc. 12987 Ridge Road Albion, New York 14411	\$ 54,500.00
No. 3 Plumbing	Vick Hardware & Equipment 1823 Kendall Road Kendall, New York 14476	\$ 37,352.00
No. 4 Electrical	Suburban Electric, Inc. 225 East Bank Street Albion, New York 14411	\$ 22,405.00

and be it

FURTHER RESOLVED, that said bids are awarded contingent upon formal approval of Minority Business Enterprise and Women's Business Enterprise utilization forms, by NYS Office of Parks, Recreation and Preservation.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Bower and McCarthy; 0 absent.

Legislator Swiercznski, with second by Legislator Berger, called for an executive session to discuss a personnel matter. Motion carried.

Meeting recessed at 9:00 p.m.

Meeting reconvened at 9:08 p.m.

Legislator Swiercznski, with second by Legislator Berger, moved to waive the rules to allow for the introduction of a resolution to appoint a Housing Assistant Coordinator. Motion carried.

RESOLUTION NO. 242-490

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING HOUSING ASSISTANCE COORDINATOR IN PLANNING AND DEVELOPMENT DEPARTMENT

RESOLVED, that Sheila Allport is hereby appointed

to the position of Housing Assistance Coordinator in the Planning and Development Department, at Grade 3, Step 0 on the Management Compensation Plan schedule; said position to be effective April 30, 1990.

Adopted. 5 ayes; 2 nays, Legislators Bower and McCarthy; 0 absent.

Legislator McCarthy, with second by Legislator Bower, moved to adjourn the meeting. Motion carried.

Meeting adjourned at 9:10 p.m.

LEGISLATURE MEETING
MAY 9, 1990

The meeting was called to order by the Chairman at 7:30 p.m. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications:

Notice of next Intercounty Meeting; Notice of Supervisors & County Legislators Meeting; Notice of May EMS Council Meeting, along with agenda and minutes of April meeting.

Requests from Lynnette & Sons, Torrey Farms, and Robert Kirby for certain parcels to be included in Ag District No. 6.; Minutes of the OTB March Meeting;

Letter from Congressman LaFalce regarding the commemorative stamp; Copy of a letter sent to Anthony Frank from Congressman LaFalce regarding commemorative stamp; Copy of letter from Assemblyman Hawley to Citizens' Stamp Advisory Committee; Copy of a letter to Senator Moynihan from Nicholas A. Fabozzi of the US Postal Service;

Acknowledgement of receipt of various resolutions from NYSAC.

Report of Standing Committees: Legislator Tuohey reported that she and Dave Albanese went to Batavia to talk to the Cable TV company regarding the possibility of using their tower if more than one tower is needed for the County to go to the 800 megahertz. She also said that she and Legislator Berger attended the Medical Scholarship Committee meeting. Mrs. Tuohey also reported attendance at a meeting with the Sheriff regarding E911.

Legislator Bennett reported attendance at his regular committee meetings. He announced that the Supervisors Association Meeting is Tuesday night, May 15 at Ricci Meadows at 7:00 p.m., and that Steve Isaacs will be the speaker.

Legislator Swiercznski reported attendance at his usual meetings. He said that he and Legislator Bennett met with members of the Highway Department and Buildings & Grounds to discuss the scheduling of certain projects. Legislator McCarthy said that the County Line Bridge is completed with the exception of

.4 of a mile of paving.

Legislator Berger reported a meeting at the VA Hospital in Buffalo. He attended a Safety Meeting on May 1 and a Medical Scholarship Meeting on May 2. Also on May 2, in the evening, Legislator Berger attended a meeting regarding Solid Waste, between the Legislature and the Town of Albion. On May 3, Mr. Berger met with Dick Clark on the training grounds. Legislator Berger also attended the Probation meeting on May 3 and a Soil and Water Meeting on May 8. Legislator Berger also cooked at the County Employees Recognition Picnic earlier today. He remarked that the picnic went over very well.

Legislator Bower reported attendance at his regular meetings.

During the Open Discussion portion of the meeting, Legislator Bower raised the question of including the Orleans County Courthouse in the County seal. Legislator Berger said this would be like the County pins. Legislator Bennett said he would like to see the Courthouse in the middle of the fleur de lis. Chairman Billings asked Mr. Dudek to work on this.

The following resolutions were presented:

RESOLUTION NO. 243-590

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION APPROVING CONSTRUCTION OF HANDICAPPED RAMP AT ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby approve the construction of a concrete handicapped ramp to be located at the front entrance of the Orleans County Jail at an estimated cost for materials only of \$4,000.00; said funds to be allocated from the Buildings and Grounds Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 244-590

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING APPOINTMENTS TO COUNTY PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the appointment of the following alternate members to the County Planning Board:

Dennis Martinus of 4606 Upper Holley Road, Clarendon, N.Y., filling the vacancy created by the resignation of Donald Welch; to represent the Town of Clarendon; said term ending 12/31/90, and

Mark Watts of 11051 W. Center St. Extension, Medina, N.Y., to represent the Village of Medina; term ending 12/31/90;

and be it

FURTHER RESOLVED, that this Legislature authorizes the appointment of Frank Mauragis as a full member of the Planning Board, representing the Village of Medina; term ending 12/31/92.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 245-590

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENT TO HSA OF WESTERN NEW YORK BOARD OF DIRECTORS

RESOLVED, that Sharon Midea, 222 N. Main St., Albion, N.Y. is hereby reappointed as Orleans County's representative on the Health Systems Agency of Western New York Board of Directors; term ending 3/31/93.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 246-590

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION EXPRESSING APPRECIATION TO TILLMAN'S VILLAGE INN

WHEREAS, Tillman's Village Inn, Inc. donated a 125,000 Thermpride oil fired 4-ton A/C condensing furnace unit, and donated the labor to disconnect the unit, totaling a value of \$1,000.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature desires to express it's appreciation to the

Tillmans for their generous gesture which will greatly benefit the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 247-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY NURSING HOME AND ORLEANS EXTERMINATING

RESOLVED, that this Legislature authorizes the Orleans County Nursing Home to enter into an agreement with Orleans Exterminating, 3631 Marshall Road, Medina, New York, to provide extermination services at a cost of \$40.00 per month which includes a monthly visit and one complaint call, with additional visits to cost \$25.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 248-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM

BE IT RESOLVED, that this Legislature hereby authorizes the continuation of the Alternatives to Incarceration Program for a period of 12 months, commencing July 1, 1990 and terminating June 30, 1991, at a cost of \$50,982, with \$21,466 being reimbursed to the County, leaving a County cost of \$29,516; said program to be expanded, with such expansion being provided by the present staff within the Sheriff's Department.

Adopted. 6 ayes; 1 nay; Legislator Bennett; 0 absent.

Legislator Tuohey presented a resolution regarding the transfer of capital project monies for the courthouse roof. Legislator McCarthy commented that a section of the southeast corner of the roof has been damaged by water. Mr. Dudek said there is an allowance in the contract for that kind of work and it will draw against it.

The following resolutions were then adopted:

RESOLUTION NO. 249-500

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING CAPITAL PROJECT COUNTY BUILDING RECONSTRUCTION MONIES TO BE TRANSFERRED TO CAPITAL PROJECT COURTHOUSE ROOF

WHEREAS, the Capital Project Courthouse Roof includes New York State Revenue of \$111,000 and Serial Bond Revenue of \$90,000; and

WHEREAS, the Serial Bond Issue of 9/15/88 (\$142,000) which was to cover part of the Courthouse roof expense, was designated for "Reconstruction of County Buildings" and deposited in a Capital Project account with this title;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to withdraw \$90,000 from the Capital Project County Building Reconstruction, Appropriation H1630.2 and deposit into Capital Project Courthouse Roof Revenue H5031.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 250-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING CHANGE IN CIVIL DEFENSE CAPITAL PLAN

WHEREAS, the 1990 Capital Plan includes Civil Defense - Repairs and Modifications to Fire Tower in the amount of \$10,000; and

WHEREAS, the 1990 Operating Budget includes funds for the above purpose; and

WHEREAS, the Civil Defense Director finds a need for change in appropriations;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes that the 1990 Capital Plan be amended to read Maintain and Repair Fire Training Grounds Facility and Equipment - \$10,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 251-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING CREATION OF NEW POSITION IN JOB DEVELOPMENT AGENCY

WHEREAS, the Account Clerk Typist in the Job Development Agency has had major surgery and will be out of work for four to six weeks; and

WHEREAS, this position is vital to the orderly functioning of the Job Development Agency's financial affairs;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the creation of a temporary Account Clerk Typist position in the Job Development Agency for a period not to exceed six weeks; such position to be at Grade 5, Step 1 of the CSEA salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 252-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION PROCLAIMING THE WEEK OF MAY 19 AS NATIONAL NURSING HOME WEEK

RESOLVED, that this Legislature does hereby proclaim the week of May 13 - May 19, 1990 as National Nursing Home Week; with the hope that all County residents will honor their County's Nursing Home and its employees, for providing such a valuable service to the community.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 253-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AMENDING RESOLUTION NO. 241-490 REGARDING PROBATION DEPARTMENT POSITIONS

WHEREAS, this Legislature authorized the creation

of an Account-Clerk-Typist position, and the abolishment of a Stenographer position, in the Probation Department, by Resolution No. 241-490 adopted on April 25, 1990; and

WHEREAS, the County Personnel Officer has determined that the vacant position would more accurately be classified as a Clerk position;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes that Resolution No. 241-490 be amended to authorize the creation of a Clerk position, rather than an Account-Clerk-Typist position, in the Probation Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 254-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE CREATION OF A PART-TIME DATA ENTRY OPERATOR POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

BE IT RESOLVED, that this Legislature hereby authorizes the creation of a part-time Data Entry Operator position in the Department of Social Services, effective May 13, 1990, as set forth on Civil Service Form 1073.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 255-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING NEW POSITION IN OFFICE FOR THE AGING

WHEREAS, the County Office for the Aging has received a grant from the New York State Office for the Aging to conduct energy packaging activities for persons over age 60; and

WHEREAS, the grant shall pay 100% of incurred costs of the period May 1, 1990 - October 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create the position of Aging

Services Aide in the Office for the Aging at a salary of \$16,059 (Grade 9, Step 1) for the period May 1, 1990 - October 31, 1991, to conduct the activities under this grant.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 256-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPOINTING PROBATION DIRECTOR II

WHEREAS, the Legislature has received a Certification of Eligibles from the Civil Service Office, and

WHEREAS, E. Dean Holland is eligible for a permanent appointment to the position of Probation Director;

NOW, THEREFORE, BE IT RESOLVED, that E. Dean Holland is hereby appointed to the position of Probation Director II at an annual salary of \$29,383.00, subject to the probationary period as outlined in the Management Compensation Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 257-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION ABOLISHING THE POSITION OF DEPUTY DIRECTOR IN THE DEPARTMENT OF PROBATION

BE IT RESOLVED, that this Legislature does hereby abolish the position of Deputy Director in the Department of Probation.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 258-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION OPPOSING STATE BUDGET REDUCTIONS OF
REIMBURSEMENT LEVEL FOR PROBATION SERVICES

WHEREAS, the Governor's budget does not provide adequate funding for the continuance of the 46.5% reimbursement level for Probation Department services; and

WHEREAS, this budget provision, if finally adopted, would have a very serious adverse effect on the services that could be provided by the Orleans County Probation Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby oppose any budget or other action which would have the effect of reducing the 46.5% reimbursement level for Probation Services; and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to Assemblyman Stephen Hawley, Senator John Daly, and the New York State Council of Probation Administrators.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski made a motion to waive the rules; seconded by Legislator Bower, to present the following resolution:

RESOLUTION NO. 259-590

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION CHANGING TIME OF LEGISLATURE MEETINGS

BE IT RESOLVED, that during the months of May, June, July and August of each year, the Legislature meetings of the Orleans County Legislature shall be held at 4:30 p.m. instead of 7:30 p.m.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski moved to adjourn the meeting. Seconded by Legislator Bennett. Motion carried.

Meeting adjourned at 8:00 p.m.

LEGISLATURE MEETING
May 23, 1990

The meeting was called to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The following communications were presented by the Clerk: A letter from Speaker Mel Miller in acknowledgment of the County's resolution in favor of a statewide feasibility study for another veterans nursing home with the possibility of it being constructed in the Western New York area; a letter from the Town Clerk of Murray stating that Josephine Rayburn has been selected to represent Murray on the County Planning Board;

A copy of the minutes of the Orleans County Fire Advisory Board February 26th meeting; a copy of a letter written to Maplewood Construction Corporation re their submission of the required Certificates of Insurance for Phase II for the construction of the Marine Park; a letter from Park Ridge Health Systems regarding their application to convert the Arnold Gregory Memorial Hospital building to a Geriatric Center;

A copy of the May 8, 1990 minutes of the Soil and Water Conservation District Board meeting; a letter from Ridgeway Supervisor George Mufford stating that they were going to renegotiate their contract for snow removal and mowing County roads; a letter of acknowledgment from Assemblyman R. Stephen Hawley regarding the County's resolution opposing State budget reductions of reimbursement level for probation services;

A copy of the April 26th Planning Board meeting minutes; requests from Krenning Orchards and Lamont Land Company that certain parcels be included in Orleans Ag District No. 6; a letter from the Ridgeway Town Board stating that an earlier letter dated April 18th represented the position of the Ridgeway Supervisor and Town Planning Board, not the Town Board; the Ridgeway Town Board will continue to study Orleans Ag District No. 6, and would contact the Legislature with its position;

A letter from Jeffrey Fuller to redeem his property located in the Town of Ridgeway (resolution is on the evening agenda to do this).

Report of Standing Committees: Legislator Swiercznski reported regular meetings with his departments; Legislator Bennett reported attending the Health Board meeting, and noted that Andrew Lucyszyn, the new Health Department Director was in attendance at the Legislature meeting. Mr. Bennett stated that Mr. Lucyszyn had suggested that EMS funding come through the Health Department. This would allow the Health Department to obtain more reimbursement. With regard to the Hepatitis B Clinic, Mr. Bennett reported 72 people had come in for their first inoculation, with 20 receiving their "booster" shots. Mr. Bennett stated that this is an on-going program. Legislator Bennett said that the Health Department had completed their billing of Medicare up through 1989.

Legislator Tuohey reported meeting with the Sheriff on the E-911 committee, and that there would be a presentation at the next Conference Session. Mrs. Tuohey said that cost-wise, the program looks pretty good. Mrs. Tuohey also attended an 800 Megahertz meeting. Chairman Billings stated that he had spoken with Senator Daly and Assemblyman Hawley regarding the appropriation in the State Budget for the County's use towards this radio system, and there is \$100,000 designated for the County in the State budget.

Legislator Bower reported regular meetings with his departments. Mr. Bower attended the Town of Yates Board meeting and said there is concern with the snow removal contract. The Town will be meeting with all highway superintendents and supervisors to discuss renegotiations of the contract. Legislator McCarthy said he and Legislator Bennett had met with them and asked them to come up with a figure, as to what they feel would be a fair amount. As yet, they have not gotten back to Mr. McCarthy.

Legislator Berger reported attending the Firemen's Awards Banquet on May 12th; Fire Chiefs' Meeting in Holley on the 14th; attended the Police Chiefs' Meeting on the 16th, also a meeting with Personnel, a meeting with the Sheriff on E-911, and with the County Treasurer. The 16th was also Nursing Home Week and most of the Legislators were in attendance for lunch. Mr. Berger attended the Western New York Inter-County Association meeting in Ontario County with the County Treasurer and the Clerk of the Legislature; attended a Fish and Wildlife Meeting on the 21st; attended the 800 Megahertz meeting which included a presentation by Johnson Company on the 22nd.

Legislator McCarthy reported that he and Legislator Bennett met with the Town highway superintendents, and was still waiting for more

information regarding their request for renegotiations on the snow removal contract. Mr. McCarthy reported that Buildings and Grounds had completed the grass seeding at the Mental Health Building, and the cost for the project dropped from \$8800 to \$1600. Also that the Buildings and Grounds Department was ready to start the ramp at the County Jail. The largest cost will be a retaining wall to hold the stones against the side of the building. Mr. McCarthy asked if any legislator objected to removing the stones for a distance of 40 ft. - this would cut costs in half, even though it would necessitate cleaning the wall. Mr. McCarthy estimated that \$2,000.00 would be saved. There was no objection by the Board to removing the stones.

With regard to the Highway Department projects, Mr. McCarthy reported that everything had been delayed because of the weather. The work on the County Line project is almost complete, with only black-topping remaining to be done.

The following resolutions were presented:

RESOLUTION NO. 260-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

1. Orleans Community Action Committee, Inc. Albion, New York for the administration of a surplus food distribution program to be effective June 1, 1990 through May 31, 1991 at a cost not to exceed \$6,000.00, with County cost not to exceed \$20.00;
2. Gustavus Adolphus Children's Home, Jamestown, New York to provide institutional foster care services for children, effective July 31, 1989 - June 30, 1990 at a cost of \$48,500 per child; county cost is \$16,490 per child.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett, with second by Legislator Berger introduced a resolution authorizing the use of

the County Seal. After discussion Legislator Berger, with second by Legislator Tuohey moved to amend to add "the wording of such sign to be forwarded to the Orleans County Legislature for approval." Upon vote, the amendment was adopted, 7 ayes; 0 nays; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 261-590

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING USE OF COUNTY SEAL

BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Cooperative Extension to use the Official County Seal on an outdoor sign to be located at the Orleans County Jr. 4-H Fairgrounds; and be it

FURTHER RESOLVED, that the wording of said outdoor sign shall be forwarded to the Orleans County Legislature for approval.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 262-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION CREATING A TEMPORARY CORRECTION OFFICER POSITION IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby create one Temporary Correction Officer position in the Orleans County Sheriff's Department at Grade 3, Step 1; said position is to be in effect while Correction Officer Susan Emerson is on maternity leave.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 263-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION SETTING UP NEW BUDGET MONIES IN OFFICE FOR THE AGING 1990 BUDGET ACCOUNTS

WHEREAS, the County Office for the Aging has

received a 100% grant from the State Office for the Aging to be used to link persons over 60 with available home repair/weatherization funds in an amount totalling \$12,940 for the period May 1, 1990 thru October 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the Office for the Aging 1990 Budget Accounts as follows:

Revenue Account:

A3772 Energy Grant	\$12,940
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Appropriations Account:

A6772.100 Personal Services	\$ 9,945.00
A6772.210 Equipment	850.00
A6772.411 Supplies	150.00
A6772.418 Other	270.00
A6772.421 Telephone	225.00
A6772.441 Printing	225.00
A6772.461 Postage	400.00
A6772.462 Travel	875.00
TOTAL	\$12,940.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 264-590

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT

WHEREAS, there have been expenses involved in the Special Investigation Account A3189; and

WHEREAS, unexpended funds from this account were deposited in a special reserve account as of December 31, 1989;

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer is hereby authorized to set up \$30,000 in Special Investigation Account A3189, against the Special Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 265-590

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FROM HIGHWAY ACCOUNT H5120.2 BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$27,650.25 from the Highway Capital Project Account H5120.2 Bridges to Erdman, Anthony, Associates, P.O. Box 39589, Rochester, New York 14604-0589; said payment to be made for work completed to date on the following projects:

1. Blood Road Bridge (approximately 33% complete) in the amount of\$ 7,730.25;
2. Shelby Basin Road Bridge (approximately 20% complete) in the amount of\$ 6,000.00;
3. Sanderson Road Bridge (approximately 60% complete) in the amount of\$13,920.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 266-590

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM RE COURT HOUSE ROOF REPLACEMENT

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$33,844.50 to the Leo J. Roth Corporation, 274 Clifford Avenue, Rochester, New York 14621 for work completed to date on the Court House Roof Replacement project from account H1620.

Adopted. 7 ayes; 0 nays; 0 absent.

TO

THE TREASURER OF THE COUNTY OF ORLEANS, STATE OF NEW YORK

GREETING

You are hereby notified that the Legislature of the County of Orleans, State of New York, has ascertained that the amount of money in your hands received from the avails of taxes paid on mortgages pursuant to the Tax Law available for distribution by

said Board pursuant to the provisions of said Act is
\$151,885.49

You are further notified that the said Legislature pursuant to Section 261 of said Tax Law has apportioned said sum to the several villages, towns and officials entitled to receive the same as follows:

To the Village of Albion:

From the amount credited to the Town of Albion.....	\$ 11,033.89
From the amount credited to the Town of Gaines.....	843.06

To the Village of Medina:

From the amount credited to the Town of Ridgeway.....	\$ 5,214.72
From the amount credited to the Town of Shelby.....	2,903.63

To the Village of Holley:

From the amount credited to the Town of Murray.....	\$ 4,211.00
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To the Village of Lyndonville:

From the amount credited to the Town of Yates.....	\$ 601.34
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To the Town of Albion from amount credited to said Town for State, County and Town purposes.....	\$ 23,169.83
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To the Town of Barre from amount credited to said Town for State, County and Town purposes.....	\$ 4,493.29
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To the Town of Carlton from amount credited to said Town for State, County and Town purposes.....	\$ 11,503.39
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To the Town of Clarendon from amount credited to said Town for State, County and Town purposes.....	\$ 19,036.87
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To the Town of Gaines from amount credited to said Town for State, County and Town purposes.....	\$ 5,519.07
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To the Town of Kendall from amount credited to said Town for State, County and Town purposes.....	\$ 12,316.88
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To the Town of Murray from amount credited to said Town for State, County and Town purposes.....	\$ 20,690.95
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To the Town of Ridgeway from amount credited
to said Town for State, County and Town
purposes..... \$ 16,782.85

To the Town of Shelby from amount credited
to said Town for State, County and Town
purposes..... \$ 9,917.78

To the Town of Yates from amount credited
to said Town for State, County and Town
purposes..... \$ 3,646.94

Total..... \$151,885.49

You are further notified that the respective amounts apportioned to the said Village are payable by you to the respective Treasurers of said Villages the respective amounts apportioned to the said Towns for State, County and Town purposes are payable by you to the respective Supervisors of said Towns.

You are, therefore, commanded to pay to the respective Village Treasurers of the Villages above named and to the respective Supervisors of the Towns above named, the respective sums above set forth apportioned to each respectively.

And for such payment this shall be your sufficient warrant.

IN WITNESS WHEREOF, the Legislature of the County of Orleans, State of New York, has caused this Warrant to be subscribed by its Chairman and its Clerk, and its official seal to be hereunto affixed, the 23rd day of May, 1990.

Lyndon D. Billings, Chairman
Orleans County Legislature

L.S.

Lois M. Brandt, Clerk
Orleans County Legislature

RESOLUTION NO. 267-590

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE APPORTIONMENT OF THE MORTGAGE TAX

RESOLVED, that the Mortgage Tax Apportionment appearing in the foregoing warrant be adopted by this Legislature, and that said warrant be approved and delivered to the County Treasurer.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 268-590

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REQUIRING COPIES OF CORRESPONDENCE UNDER ACCOUNTING AGREEMENTS

BE IT RESOLVED, that all individuals and firms providing accounting services under contract to any County department or agency shall henceforth be required to provide copies of all correspondence, communications and reports they issue in conjunction with their agreement to the Chief Administrative Officer; and be it

FURTHER RESOLVED, that the County Attorney is hereby directed to prepare contract language to be incorporated into all agreements for accounting services to insure that the intent and purpose of this resolution is fulfilled by the contractor.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 269-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING APPOINTMENTS TO THE GENESEE, LIVINGSTON, ORLEANS AND WYOMING (G.L.O.W.) PRIVATE INDUSTRIAL COUNCIL

WHEREAS, the Chief Elected Officials of Genesee, Livingston, Orleans and Wyoming Counties have the responsibility of appointing members to the Private Industry Council; and

WHEREAS, the Chairman of this Legislature has identified two private sector seats as being vacant;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Chairman's appointments to the G.L.O.W. Private Industry Council representing Orleans County:

Christopher Ham, to fill the unexpired term of Dale Johnson, through June 30, 1992;

Kenneth Krozel, to fill the unexpired term of

Beverly Paul, through June 30, 1991;

and be it

FURTHER RESOLVED, that this Legislature does hereby approve the reappointments of Roger Sutphen and Charles Pulley to three-year terms commencing July 1, 1990 and ending June 30, 1993; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the appointment of Mary Kate Driscoll as the At-Large member of the Council, representing the New York State Department of Labor - Job Service Division, to fill the unexpired term of Diana Green; term for said appointment to end June 30, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 270-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING JOB TRAINING PARTNERSHIP ACT (JTPA) BIENNIAL PLAN AND REVISED CHIEF EXECUTIVE OFFICER - PRIVATE INDUSTRY COUNCIL AGREEMENT

RESOLVED, that this Legislature does hereby approve the Job Training Partnership Act (JTPA) Bi-annual Plan and revised Chief Executive Officer - Private Industry Council (CEO-PIC) agreement for the period July 1, 1990 through June 30, 1992, and authorizes the Chairman of this Legislature to sign said agreement on behalf of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 271-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS RE MENTAL HEALTH SERVICES BUILDING

RESOLVED, that the County Treasurer is hereby authorized to pay the following claims from Capital Project Account H4310.2 regarding the Mental Health Services Building:

1, J&J Piping, 183 Hayward Avenue, P.O. Box 60786,

Rochester, New York 14606, application for payment No. 10 and represents the retainage held by the County on the Plumbing Contract.....\$4,078.97;

2. Penfield Electric, Inc. 34 May Street, Webster, New York 14580, application for payment No. 13 and represents final payment for work completed and includes retainage held by the County on the Electrical Contract.....\$7,331.94.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 272-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING BIDDING FOR TRANSPORTATION SERVICES FOR THE PRESCHOOL HANDICAPPED CHILDREN'S PROGRAM

WHEREAS, the Orleans County Pre-school Handicapped Children's Program is required to provide transportation services to children attending the program; and

WHEREAS, children will be attending summer programs at Monroe-Orleans BOCES and at United Cerebral Palsy and, therefore, will require transportation services; and

WHEREAS, transportation services to United Cerebral Palsy must also be provided for the remainder of the school year; and

WHEREAS, contracts for transportation services must be put out for bidding;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the bidding for transportation services for the Orleans County Pre-school Handicapped Children's Program.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Berger, introduced a resolution authorizing the purchase of burial plots in Boxwood Cemetery. After discussion, Legislator Tuohey, with second by Legislator Berger, moved to amend, to add the words "for immediate use" after the phrase "at a cost of \$10,000.00" and to add the following paragraph, "FURTHER RESOLVED, that payment of \$10,000.00 for said

burial plots shall be made in January 1991 and shall be taken from the 1991 Capital Budget". Upon vote the proposed amendment was adopted, 7 ayes; 0 nays; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 273-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PURCHASE OF BURIAL PLOTS IN BOXWOOD CEMETERY

RESOLVED, that this Legislature does hereby authorize the purchase of eighty (80) veterans burial plots in Boxwood Cemetery, Medina, New York at a cost of \$10,000.00 for immediate use, and that the Chairman of this Legislature be, and is hereby authorized to execute any necessary documents in connection with this purchase, and be it

FURTHER RESOLVED, that payment of \$10,000.00 for said burial plots shall be made in January 1991 and shall be taken from the 1991 Capital Budget.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 274-590

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY YOUTH BOARD

WHEREAS, there exists three vacancies on the Orleans County Youth Board; which expire on December 31, 1992; and

WHEREAS, Sandy Church, 234 Ingersoll St., Albion, New York 14411; Cathie Barry, 1178 Platten Rd., Lyndonville, New York 14098; and Marybeth McClaren, 116 W. Albion St., Holley, New York 14470 have expressed interest in filling said vacancies;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint the aforementioned individuals to three-year terms on the Orleans County Youth Board; said terms to end December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 275-590

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE TO SUBMIT AN APPLICATION FOR A COOPERATIVE MARKETING GRANT.

WHEREAS, the GLOW Region Solid Waste Management Committee recognizes the need for a Regional Cooperative Marketing effort due to the rural nature of the Counties; and

WHEREAS, the Committee has previously applied for the Local Resource Reuse Recovery Program Grant and the Environmental Quality Bond Act Grant with the support of the Counties; and

WHEREAS, the Department of Economic Development is funding Cooperative Marketing efforts under the Regional Cooperative Marketing Grant; and

WHEREAS, this grant would fund expenses such as administrative costs, processing, marketing and transportation of materials;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature hereby authorizes and supports the GLOW Region Solid Waste Management Committees' Chairman to submit an application for the Department of Economic Development Regional Cooperative Marketing Grant and to enter into a contract for the purpose of Cooperative Marketing.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 276-590

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING A PUBLIC SERVICE CONTRACT TO CONDUCT TOURISM RESEARCH PROJECT

WHEREAS, the Orleans County Tourism Agency's 1989-1990 I Love New York Matching Funds Program includes research as a proposed project;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an independent contract with Rochester Institute of Technology, School of Food, Hotel and Tourism

Management (R.I.T.) to conduct a Revenue and Tourism Marketing Analysis at a total cost not to exceed \$10,000.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 277-590

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REFERRING ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 6 (ALSO KNOWN AS THE RIDGEWAY AGRICULTURAL DISTRICT) TO THE ORLEANS COUNTY PLANNING BOARD AND THE ORLEANS COUNTY AGRICULTURAL DISTRICTING ADVISORY COMMITTEE FOR REVIEW UPON THE EIGHTH ANNIVERSARY OF ITS CREATION

WHEREAS, the thirty-day public review period for the eighth year review of Orleans County Agricultural District No. 6 (also known as the Ridgeway Agricultural District) which includes portions of the Towns of Albion, Barre, Gaines, Ridgeway, and Shelby, has expired; and

WHEREAS, several requests for modification of said District have been received;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby refer Orleans County Agricultural District No. 6 (also known as the Ridgeway Agricultural District), together with the modification requests, to the Orleans County Planning Board and the Orleans County Agricultural Districting Advisory Committee for their review and recommendations.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 278-590

By Legislator Swiercznski, who moved the adoption

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CONTRACT WITH BARTON AND LOGUIDICE ENGINEERS TO PREPARE 4-COUNTY SOLID WASTE PLAN

WHEREAS, the Glow Region Solid Waste Management Committee's objectives include the preparation of a comprehensive solid waste management plan for Genesee, Livingston, Orleans and Wyoming Counties; and

WHEREAS, the Committee recognizes that

professional engineering assistance will be necessary to accomplish these objectives; and

WHEREAS, the Committee has conducted a selection process including Request for Qualifications, Request for Proposal, interviews and reference checks, and selected the firm of Barton & Loguidice, P.C. of Syracuse, New York; and

WHEREAS, the Committee has requested that the four counties authorize entering into a contract with Barton & Loguidice, P.C.; and

WHEREAS, a Comprehensive Solid Waste Plan will be developed specific to each County;

NOW, THEREFORE, BE IT RESOLVED, That the Chairman of the Orleans County Legislature is hereby authorized and directed to sign the necessary contracts on behalf of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 279-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENTS TO LOCAL EMERGENCY PLANNING COMMITTEE AND THE ORLEANS COUNTY EMERGENCY MEDICAL SERVICES COUNCIL

RESOLVED, that this Legislature does hereby approve the appointment of Andrew Lucyszyn, Director of the Orleans County Health Department, to the following organizations:

1. Orleans County Emergency Medical Services Council, to fill the vacancy created by the resignation of Joanne Johnson; said term to end December 31, 1991;
2. Local Emergency Planning Committee, to fill the vacancy created by the resignation of Joanne Johnson; said term to end December 31, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 280-590

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN
THE TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Jeffrey Fuller, 613 Main Street, Medina, New York 14103, for the sum of \$8,460.13, which includes the 1986 through 1990 taxes, Parcel No. 103, Tax Map No. 80.45-1-8 of the premises contained in the 1989 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 227, being formerly assessed to Jeffrey Fuller, 613 Main Street, Medina, New York 14103, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as 613-615 Main Street., 57.58x162.00'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 281-590

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey..

RESOLUTION IN OPPOSITION TO ASSEMBLY BILL A9761 RE
CHANGE IN COLOR OF EMERGENCY LIGHTS FOR ALL EMERGENCY
VEHICLES

WHEREAS, Assembly Bill No. A9761 would change the color of emergency lights for all emergency vehicles by designating the use of a combination of red and blue lights, and

WHEREAS, there is currently an understanding with the fire services and police agencies and/or sheriff's departments that blue lights shall be used by volunteer firemen, red lights shall be used by sheriff's departments and/or police agencies and ambulance services, and amber lights shall be used for tow trucks; and

WHEREAS, the various Sheriff's Departments have worked very hard to have this system standardized and in place, over the entire State of New York; and

WHEREAS, it is the opinion of this Legislature that changing the color of lights used by emergency vehicles to red and blue would only change a system that already works very well and cause confusion to the general public;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby oppose Assembly Bill A9761 and urges that the State Legislature not adopt such legislation; and be it

FURTHER RESOLVED, that copies of this resolution shall be sent to Assemblyman R. Stephen Hawley, Senator John B. Daly, Orleans County Sheriff David Green, the New York State Sheriff's Association, the New York State Association of Counties, the Orleans County Fire Chiefs Association, the Orleans County Fire Advisory Board, and the Orleans County Fire Coordinator.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 282-590

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION REGARDING REVIEW OF NURSING HOME APPLICATIONS BY HEALTH SYSTEMS MANAGEMENT OF NEW YORK STATE

WHEREAS, it appears that all viable alternatives should be reviewed by the Office of Health Systems Management of New York State to insure that the needs of the public are adequately addressed and properly protected; and

WHEREAS, it is the desire of the Orleans County Legislature to have the best possible health care for its citizens, at the most reasonable cost to the taxpayer;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature sincerely recommends that the applications of the Orleans County Nursing Home, the Oak Orchard Manor Nursing Home and the Park Ridge Hospital Proposal for the former Arnold Gregory Hospital Building all be equally considered to insure that all options are properly reviewed for the best benefits of the citizens of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 283-590

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING MINI-APPLICATION FOR RETURNED

GRANT MONIES IN 1989-1990 I LOVE NEW YORK MATCHING FUNDS PROGRAM.

WHEREAS, nearly one half million dollars matching funds grant monies has become available to Regional and Local TPA's; and

WHEREAS, Orleans County's original and locally approved request was cut by a little over \$12,000.00; and

WHEREAS, the County agreed to pay \$5,000.00 (unmatched) to reprint the County Travel Guide; and

WHEREAS, the request has been made to have \$7,800.00 Matched Grant to restore "800" Number, Match to pay for Reprint of Travel Guide, and \$2,000.00 restored toward advertising, the County cost would be \$3,900.00. (This in fact would be a savings of \$1,100.00 from the \$5,000.00 of County money to reprint the County Travel Guide);

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans Tourism Promotion Agency is authorized by this Legislature to make mini-application and to receive matching funds for the promotion of year-round Tourist activities in Orleans County as part of the I Love New York Matching Funds program under Article 5-a of the Commerce Law;

FURTHER RESOLVED, that this Legislature hereby authorizes application for \$7,800.00 in State Matching Funds and does hereby commit up to \$3,900.00 of local funds for the purpose of this program.

Adopted. 7 ayes; 0 nays; 0 absent.

Mr. Richard Bloom was given privilege of the floor and explained that he had met with the Chairman of the Health Committee to request the resolution asking that the State Office of Health Systems Management consider equally the three applications submitted by the County Nursing Home, Oak orchard Manor Nursing Home and the Park Ridge Hospital Proposal for the former Arnold Gregory Hospital building. Mr. Bloom explained that the next step will be that organization's review. The state agency is located in Albany, but their Project Review Committee is meeting in New York, and Mr. Bloom and his group have asked to be on the Project Review Committee's agenda when they meet on May 31st. The Project Review Committee agreed to hear them, and as a result, Mr. Bloom and his group have been granted five minutes on the Project Review Committee's agenda. The Project Review Committee's recommendations will go to the full State Hospital Review and Planning Council.

Mr. Bloom said, "Thank you all for your cooperation and for your time. Thank you very much."

Legislator Swiercznski, with second by Legislator Berger, moved to adjourn. Motion carried.

Meeting adjourned at 5:18 p.m.

LEGISLATURE MEETING
June 13, 1990

The Chairman called the meeting to order at 5:35 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: A thank-you note from Mrs. Robert Temple for the memorial to Christ Episcopal Church in memory of the late Rev. Robert Temple; acknowledgment of the memorial to Rev. Robert W. Temple from Christ Episcopal Church;

A request from the Orleans County Soil and Water Conservation District Board that the Legislature adopt a resolution to inform landowners guilty of destruction of existing or newly constructed roadside ditches, that they could have the cost of such reconstruction or repair of the damaged ditch added to their tax notice; a letter from the Mental Health Board requesting that the County's Management Compensation Plan be changed to allow the Director of Mental Health, Dr. Drew Chenelly, to hold private office hours one day per work;

Notice from the NYS Department of State Bureau of State Records that Orleans County Local Law No. 1 of 1990 had been officially filed on May 23, 1990; notice of the County Local EMS Council meeting to be held on June 20 at 7:30 p.m., along with a copy of the minutes of their April 16th meeting; an invitation from Albion Lodge #1006, B.P.O.E. to attend their Flag Day Ceremony schedule for June 17th at 4:00 p.m.;

A letter from Congressman LaFalce regarding the County's request for a commemorative stamp honoring Charles Howard, along with a copy of a letter the Congressman received from the Assistant Postmaster General William T. Johnstone stating that the County's request was being forwarded to the Committee for their reconsideration; a letter from David Albanese Administrative Assistant to the County Highway Superintendent thanking the personnel of the Orleans Correctional Facility's Building Maintenance Shop for building picnic tables and trash receptacles for the County Marine Park;

A copy of the minutes from the April 26th meeting of Western New York Regional OTB Corporation; a letter from Henry Stebbins, Administrator Agricultural Districts Program for NYS Agriculture and Markets, stating that Orleans Agricultural District No. 1 in the Town of Clarendon is due for another eighth year

review; a letter from the Commissioner of Ag & Markets stating that Orleans County Agricultural District No. 10 had been approved and certified as Orleans County Agricultural District No. 10..

Report of Standing Committees: Legislator Swiercznski reported regular meetings with his department heads, also that he had attended a Fish and Wildlife Management meeting at Sunrise Hill in Victor; Legislator Bennett reported the usual departmental meetings.

Legislator Tuohey reported met with the Personnel Committee May 31st, from which the "Blue Menu" proposal evolved; attended an E911 Meeting June 4th; attended a Safety Committee Meeting June 5th; attended the Radio Task Force Committee Meeting, at which Officer Majek spoke and offered to help prepare specifications for the proposed radio system; held a Finance Committee Meeting on June 6th to discuss the Capital Budget; met with the Probation Department Director June 7th; spoke at the Human Resources Committee on the topic of County Projects June 11th and also met with some department heads to go over their proposals for the Capital Budget; attended the Town of Shelby board meeting on June 12th and the Nursing Home exit audit on June 13th.

Legislator McCarthy held his usual committee meetings - met with the Highway Department on four different occasions and held two meetings with Buildings and Grounds. Legislator McCarthy attended the Town of Albion public hearings with regard to Orleans Sanitary Landfill proposed expansion - the hearings lasted until 12:40 a.m. Mr. McCarthy said the hearings were very informative and noted that most of the people were not in favor of the landfill, and definitely not in favor of any expansion of the landfill.

Legislator Berger reported attending the 800 Megahertz Radio Task Force meeting on June 5th; also attended the Town of Ridgeway Board meeting; attended the Finance Committee meeting on the Capital Budget on June 6th; attended a meeting with Probation on June 7th; the Village of Lyndonville Board meeting on June 11th; met with Soil and Water on June 12th, and with department heads regarding their proposed projects for the Capital Budget; attended the exit audit for the County Nursing Home on June 13th.

Legislator Bower reported attending the usual departmental meetings.

During the open discussion portion of the meeting Mrs. Andrews, from Lakeshore Road spoke to the board about her concerns that residents on Lakeshore Road,

and three other roads, were being discriminated against by Albion Disposal because they (Albion Disposal) have raised their rates again from \$50.00 per quarter, to \$107.00 per quarter. Mrs. Andrews felt that to double rates, and to do it only on three private roads, Albion Disposal was practicing discrimination. Mrs. Tuohy said that comments made at the Town of Shelby board meeting, indicated that the disposal company did the same thing to people residing on other private roads as well, not only to those living in Mrs. Andrews's area.

Presentation of resolutions:

RESOLUTION NO. 284-690

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION EXTENDING PART-TIME TYPIST POSITION IN THE OFFICE OF SELF INSURANCE

WHEREAS, the part-time Typist position is scheduled to terminate on June 6, 1990; and

WHEREAS, it is desirous to continue this position for an additional three months;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby authorize that said position be extended to continue in effect for an additional three months.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 285-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION TRANSFERRING FUNDS TO THE SHERIFF'S DEPARTMENT BUDGET ACCOUNT

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer budget monies to the Sheriff's Department budget account as follows:

From:

Acct. A1910 Unallocated Insurance Acct. \$769.76

To:

Acct. A3150.431 Sheriff's Insurance Acct. \$769.76.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 286-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING BUDGET SET UP IN MACHINERY FUND
FUEL FARM ACCOUNT FOR COMPUTER BACKUP SYSTEM

WHEREAS, the computer on the Fuel Farm system recently malfunctioned; and

WHEREAS, Frank Zona, Data Processing Director, has made an assessment which advises immediate purchase of a computer hard disc and printer for backup (see attached); and

WHEREAS, the Fuel Farm has a free revenue for 1990 which will be over budget (\$37,680 budgeted - 1/3 of year \$12,560 - actual fee so far is \$14,398.43);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies against Revenue DM1270 and in Appropriation DM5140.250 for purchase of this backup system in the amount of \$1,500.00 or less.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 287-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH
DEPARTMENT AND FREED, MAXICK, SACHS & MURPHY

RESOLVED, that this Legislature does hereby approve the agreement between the County Health Department and Freed, Maxick, Sachs & Murphy, PC, for the preparation of the 1989 Medicare Cost Report, as well as a mid-year review to determine potential Medicare reimbursement for 1990 at a total cost not to exceed \$5,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 288-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING OFFICE FOR THE AGING APPLICATION
FOR TITLE V EMPLOYMENT PROGRAM

RESOLVED, that the Orleans County Office for the Aging is authorized to submit an application to the NYS Office for the Aging for funding under the Title V Senior Community Services Employment Program which provides \$29,857.00 to provide training and job experience for five (5) slots of age 55 and over employment; said program to run from July 1, 1990 to June 30, 1991 at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 289-690

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN
THE TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Clifford & Charla Carpenter, 3517 Horan Road, Medina, New York 14103, for the sum of \$2,318.94, which includes the 1986 through 1990 taxes, Parcel No. 97, Tax Map No. 69.00-1-45.12 of the premises contained in the 1989 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 226, being formerly assessed to Clifford & Charla Carpenter, 3517 Horan Road, Medina, New York 14103, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L42, T15, R2, 160.00x163.75', Horan 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 290-690

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENTS TO THE EMPLOYEE
ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the Employee Assistance Program Committee:

<u>Name</u>	<u>Representative of</u>	<u>Term Expires</u>
Dennis Drought	AFSCME	12/31/92
Dean Holland	Administration	12/31/92
Donald White	Administration	12/31/92

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 291-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING CONTRACT TO REPLACE JAIL NURSE
IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Sheriff to contract for a replacement Jail Nurse in the Orleans County Sheriff's Department at an hourly rate of \$10.00 base, for six hours per week; said contract to be effective immediately through December 31, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 292-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING EXTENDING THE TEMPORARY POSITION
OF ACCOUNT CLERK IN MENTAL HEALTH DEPARTMENT UNTIL
AUGUST 31, 1990

WHEREAS, the Mental Health Department has experienced a rapid increase in the number of clients being referred to and accepted for treatment; and

WHEREAS, this has caused an increased number of claims and financial reports to be processed by Mental Health billing office; and

WHEREAS, the Mental Health Department is investigating the development of a complete automated billing and statistical computer system to operational by Fall 1990; and

WHEREAS, temporary staff will be utilized until the implementation of the new system in order to maintain billing and accounts receivable at maximum levels;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve extending the temporary position of Bette Diegal as an Account-Clerk until August 31, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 293-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AMENDING RESOLUTION 168-390, APPROVING FINAL PURCHASE FOR THE MENTAL HEALTH SERVICES CAPITAL PROJECT

WHEREAS, approval was given for the purchase of a Fox Pro Data Base computer software package from Herko Electronics by Resolution 168-390 at a cost of \$400.00; and

WHEREAS, this computer software package is not available from Herko Electronics at this price, but is available from Telemart, 8804 North 23rd Avenue, Phoenix, AZ 85021 at a price of \$419.00 plus shipping charge of \$11.00 for a total cost of \$430.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend resolution 168-390 to authorize the purchase of Fox Pro Data Base from Telemart, North 23rd Avenue, Phoenix, AZ 85021 at a total cost of \$430.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 294-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT TO THE AGREEMENT BETWEEN THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES AND THE ORLEANS COUNTY ATTORNEY

WHEREAS, the Orleans County Department of Social Services and the Orleans County Attorney entered into an agreement for attorney services dated February 14, 1990 covering the period from January 1, 1990 through

December 31, 1990; and

WHEREAS, it appears that additional legal services are required by the Orleans County Department of Social Services beyond those anticipated when the aforementioned agreement was executed, and it is estimated that such additional services will total Thirteen thousand dollars (\$13,000) for the term of the agreement;

NOW, THEREFORE, BE IT RESOLVED that the agreement for attorney services between the Orleans County Department of Social Services and the Orleans County Attorney be amended by increasing the consideration to be paid to the office of the County Attorney from the sum of \$48,672 to the sum of \$61,762 and that the monthly installments mentioned in such contract be increased from \$4,056 to \$6,223 commencing July 1, 1990 in order to accommodate the increase; and be it

FURTHER RESOLVED, that the Chairman of the Legislature be, and he hereby is authorized to execute such agreement on behalf of the County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger requested a caucus. The Chairman recessed the meeting at 6:00 p.m. and reconvened at 6:13 p.m.

RESOLUTION NO. 295-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AMENDING RESOLUTION NO. 256-590 APPOINTING PROBATION DIRECTOR II

RESOLVED, that Resolution No. 256-590 appointing Probation Director II be amended by substituting the figure \$33,767.00 (Grade 5, Step 6 on the Management Compensation Plan salary schedule) as the annual salary for such position; and be it

FURTHER RESOLVED that such annual salary be effective as of June 1, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew the next resolution entitled RESOLUTION AUTHORIZING SHERYL MADISON FOR YOUTH BUREAU SIGNATURE from the agenda.

RESOLUTION NO. 296-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO THE YOUTH BOARD

WHEREAS, Gerald E. Hochreiter residing at 118 Sherwood Drive, Brockport, New York 14420 and employed by the Board of Cooperative Educational Services (BOCES) 3589 Big Ridge Road, Spencerport, New York 14559 as Director has expressed an interest in the vacancy on the Orleans County Youth Board;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of Gerald E. Hochreiter of Brockport, New York to fill the vacancy on the Orleans County Youth Board, said term to end December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 297-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

1. Planned Parenthood of Orleans County, Albion, New York to provide case management services to pregnant adolescents and teen mothers in receipt of public assistance; said contract is to be effective from March 1, 1990 - February 28, 1991 at a cost of \$49,836. County cost is \$12,459.00.
2. St. Anne's Institute, Albany, New York to provide institutional foster care services for children; to be effective April 10, 1990 through March 31, 1991 at an annual cost not to exceed \$47,970 per child. County cost is \$16, 310 per child.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 298-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING INCREASE IN BUDGET ACCOUNTS FOR
DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the County Attorney has been granted an increase in the Agreement for Attorney Services with his Department; and

WHEREAS, additional funds have been received by the Department of Social Services for the administration of the Alternate Choices for Teens (ACT), Independent Living Skills and Day Care Salary Enhancement grants;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to increase budget accounts in the Department of Social Services as follows:

Revenue Acct. A3610	\$76,330.00
Appropriation Account	
A6010.250 Other Equipment	1,785.00
A6010.418 Other Contractual	<u>74,545.00</u>
Total	\$76,330.00

and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$3,250 from Contingent Account A1990 to Social Services Account A6010.418 Other Contractual to cover the cost of the increase in the amount of the agreement with the County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 299-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING RADIO MAINTENANCE CONTRACT WITH
FM COMMUNICATIONS

BE IT RESOLVED, that the Orleans County Highway Department be authorized to contract with FM Communications on a monthly basis with prices guaranteed for a period of two (2) years for the sum of \$248.00 per month for maintenance of radios.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 300-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING ADVERTISING FOR BIDS FOR EGGS
FOR USE BY THE ORLEANS COUNTY NURSING HOME

RESOLVED, that the Administrator of the Orleans
County Nursing Home is hereby authorized to advertise
for bids, on behalf of the Nursing Home and County
Jail, for eggs for use during the calendar year 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 301-690

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY
PLANNING BOARD

RESOLVED, that the following are hereby appointed
to the Orleans County Planning Board:

<u>Name</u>	<u>Representative of</u>	<u>Term Expires</u>
Josephine Rayburn Public Square Holley, New York 14470	East-at-Large	12/31/94
Charles Pettit 3677 Bates Road Medina, New York 14103	Town of Ridgeway (alternate)	12/31/92

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 302-690

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING EXTENSION OF CONTRACT BETWEEN GLOW
REGION COUNTIES AND BISHOP COOK PURCELL & REYNOLDS FOR
LEGAL SERVICES.

RESOLVED, that this Legislature does hereby approve the contract between the counties of Genesee, Livingston, Orleans and Wyoming and Bishop Cook Purcell & Reynolds to continue legal services to the GLOW Region Solid Waste Management Committee; said agreement to be in effect between January 1, 1990 through December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 303-690

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF ALBION

RESOLVED, that this Legislature sell and convey unto Morris Maynard John & Allis Sue Jones, 12795 Ridge Road, Albion, New York 14411, for the sum of \$11,706.18 which includes the 1986 through 1990 taxes, and the village of Albion taxes, Parcel No. 23, Tax Map No. 73.06-7-1 of the premises contained in the 1989 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 225, being formerly assessed to Morris Maynard John & Allis Sue Jones, 12795 Ridge Road, Albion, New York 14411, bounded and described as follows: In the Village of Albion, Town of Albion, Orleans County, New York, being known as 236 West State Street, 84.50x95.00'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 304-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$11,978.35 to Erdman, Anthony Associates, P.O. Box 39589, Rochester, New York 14604-0589 for work completed to date on Blood Road

Bridge Project (B.I.N. #3318820).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 305-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO
ADVERTISE FOR BIDS FOR TWO BRIDGE RECONSTRUCTION
CAPITAL PROJECTS

RESOLVED, that the Superintendent of Highways be authorized to advertise for bids for the reconstruction of Horan Road Bridge (B.I.N. #3318880) and Murdock Road Bridge (B.I.N. #3318850); said projects are Capital Projects-Bridges.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 306-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AWARDED BIDS FOR SANDERSON ROAD AND BLOOD
ROAD BRIDGE PROJECTS

RESOLVED, that this Legislature does hereby award Keeler Construction Co., Inc., 13519 West Lee Road, Albion, New York 14411, the following low bids for the reconstruction of:

Sanderson Road Bridge (B.I.N. #3319290)	
Bridge	\$283,493.00
Water Line	15,645.00
Gas Line	994.00
TOTAL	\$300,132.00

Blood Road Bridge (B.I.N. #3318820)	\$334,887.00
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Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution amending the Management compensation Plan. Legislator Bower seconded the motion. During discussion, Legislator McCarthy commented, "We are doing Drew a big favor - he should sign a five-year contract with us so that we don't have to go through a lot of hassle later on." Legislator Tuohey stated, "I agree with Jack."

Singling out one department head for a special privilege with no discussion at all as to whether this will be in lieu of a proposed raise for 1991...his salary was set for a year - we are setting a precedent." Legislator Berger suggested having the County Attorney draw up a five year contract. Legislator Bennett stated that "the time for us to have brought this up was when he (Dr. Chenelly) was in here to discuss it. I have committed myself to uphold my end of the bargain. We have people who work 40 hours per week, some 35 hours per week, and now will have one who works 30 hours per week". Mr. Dudek commented that if Dr. Chenelly were paid the same as those who work for him at the Clinic, he would be making \$60,000.00 per year. Legislator Bennett said that the previous Board agreed to do this, but wouldn't discuss it until there was a "No. 2 Person" in Mental Health. At that time, it was explained to him (Dr. Chenelly) that the new Board would have to decide. Mr. Bennett told the Board members they could always say "No". The following resolution was then voted upon and adopted:

RESOLUTION NO. 307-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AMENDING MANAGEMENT COMPENSATION PLAN

BE IT RESOLVED, that the "Hours of Work" section of the Management Compensation Plan is hereby amended by adding the following paragraph:

"As an exception to the above, the minimum work week for a full-time Director of Mental Health shall be thirty (30) hours."

Adopted. 5 ayes; 2 nays, Legislators Tuohey and McCarthy; 0 absent.

RESOLUTION NO. 308-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF VOUCHER FROM CIVIL DEFENSE EQUIPMENT ACCOUNT

RESOLVED, that this Legislature does hereby authorize the payment of \$771.75 from Civil Defense Equipment account 3640.2; said payment is made for a No. 70-050 Mobile radio w/scan, installed, and for an ASP 44F Antenna for Fire Investigator Mark Watts.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 309-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING RENEWAL OF CONTRACT BETWEEN
COMMUNITY ACTION TRANSPORTATION SERVICE (CATS) AND THE
DEPARTMENT OF MENTAL HEALTH

WHEREAS, the previous contract with Community
Action Transportation Services (CATS) has expired; and

WHEREAS, no changes in costs have occurred;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby approve the renewal of the
contract between CATS and the Department of Mental
Health.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 310-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE AUDIT PROPOSAL SUBMITTED BY
MARK S. ROJEK, CERTIFIED PUBLIC CONSULTANT

WHEREAS, the Department of Mental Health has
received two estimates to conduct the audit on the
Mental Health Services Building Capital Construction
project; and

WHEREAS, the proposal submitted by Mark S. Rojek,
Certified Public Consultant involves a fee of \$1500.00
to \$1800.00 and the other audit fee proposal is for
\$3,000.00;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby approve the audit proposal of
Mark S. Rojek, CPS.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 311-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ABOLISHING SENIOR CLERK POSITION AND CREATING THE POSITION OF SENIOR ACCOUNT-CLERK TYPIST POSITION IN THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, a review of the duties and responsibilities of the Senior Clerk position in the Department of Mental Health reveals responsibilities that are more consistent with the title of Senior Account Clerk Typist; and

WHEREAS, the Personnel Department has reviewed the duty statement and identified the position as Senior Account Clerk Typist; and

WHEREAS, Senior Account Clerk Typist and Senior Clerk are both at Grade Level 6, so that no budgetary changes are necessary;

NOW, THEREFORE, BE IT RESOLVED, that the position of Senior Clerk in the Department of Mental Health is hereby abolished, and the position of Senior Account Clerk Typist is created in its place.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 312-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION CREATING THE POSITION OF SENIOR DATA ENTRY OPERATOR IN THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby create one (1) Senior Data Entry Operator position in the Orleans County Department of Social Services; said position is to be placed in Grade 7 on the CSEA Salary Schedule, and is to be effective June 18, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 313-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION GRANTING UNPAID LEAVE OF ABSENCE TO MARCEL COTE

WHEREAS, Marcel Cote has used all his available time in recovering from surgery, and since his doctor has recommended that Mr. Cote take three months leave from work;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby grant a three-month unpaid leave of absence to Marcel Cote (Buildings Maintenance Worker in Buildings and Grounds Department); said leave is granted upon the recommendation of Mr. Cote's doctor.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 314-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION CREATING BUILDINGS MAINTENANCE WORKER POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature does hereby create one (1) Buildings Maintenance Worker position in the Buildings and Grounds Department, at Grade 9, Step 1 on the CSEA Salary Schedule; and shall be effective immediately; and be it

FURTHER RESOLVED, that upon Mr. Cote's return to work, said Buildings Maintenance Worker position shall be abolished.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Berger, moved to waive the rules to allow the following resolutions to be placed on the agenda for consideration by the Board. Upon vote, motion carried; 6 ayes; 1 nay, Legislator Bennett; 0 absent. The following resolutions were presented:

RESOLUTION NO. 315-690.

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AMENDING RESOLUTION NO. 305-690 RE PAYMENT OF CAPITAL PROJECT CLAIMS FROM HIGHWAY ACCOUNT H5120.2 BRIDGES

RESOLVED, that this Legislature does hereby amend Resolution No. 305-690 to include the following:

FURTHER RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$43,052.85 to Silverline Construction, Inc., Newtown Road, Burdett, New York 14818 for payment estimate No. 2 covering the time period February 1, 1990 to May 28, 1990 for construction of Harris Road Bridge over Johnson Creek; said amount to be paid from Capital Project Account H5120.2 Bridges.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 316-690.

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION RE DOMESTIC VIOLENCE GRANT APPLICATION FOR ORLEANS COUNTY PROBATION DEPARTMENT

WHEREAS, grant monies in the amount of \$26,157.00 are available from the New York State Department of Social Services, for the County Probation Department's Domestic Violence Program, to be used for the purpose of hiring a Probation Officer to bring the County's Program into compliance;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve and accept the Domestic Violence Program Grant in the amount of \$26,157.00 on behalf of the Orleans County Probation Department, said grant to be in effect for one year commencing June 18, 1990 and ending June 17, 1991; and be it

FURTHER RESOLVED, that this Legislature does hereby create one (1) Probation Officer position for use in said Domestic Violence Program, to be placed in Grade 13, Step 1 of the CSEA Salary Schedule, to be in effect for the duration of said Grant; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies in the Orleans County Probation Department's budget accounts, as follows:

Revenue:

Account A3312 \$26,157.00

Appropriations:

Account A3140.1 Personal Services \$26,157.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 317-690

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN THE TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Richard F. Graziano, 4754 Bennetts Corners Road, Holley, New York 14470, for the sum of \$13,981.24, which includes the 1986 to 1990 taxes, Parcel No. 60, Tax Map No. 99.00-1-34 of the premises contained in the 1989 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 226, being formerly assessed to Richard F. Graziano, 4754 Bennetts Corners Road, Holley, New York 14470, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L43, T3, 6.10 acres, 4754 Bennetts Corners 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 318-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION UPGRADING/CREATING POSITIONS IN ORLEANS
COUNTY YOUTH BUREAU AND STOP DWI OFFICES

WHEREAS, the New York State Civil Service Classification survey conducted in Orleans County in 1988 recommended that the Account-clerk Typist position in the Orleans County Youth Bureau be upgraded to Senior Account-clerk Typist due to the increased volume and complexity of work;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby upgrade the Account-clerk Typist position in the Orleans County Youth Bureau, to that of a Senior Account-clerk Typist;

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 319-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE CREATION OF A TEMPORARY
INSTITUTIONAL AIDE POSITION IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby create one temporary Institutional Aide position in the County Nursing Home; said position to be in effect for 90 days, or until the permanent employee returns, whichever comes first.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey told the Board that the County had received its Records Management Grant in the amount of \$34,000.00 from the State, and it was largely through the efforts of Stan Dudek and Wayne Hale that the County received these funds. Legislator Berger read an article from the NYSAC NEWS regarding County nursing homes being abolished.

Legislator Bennett, with second by Legislator Berger, moved to adjourn the meeting. Motion carried.

Meeting adjourned at 6:50 p.m.

LEGISLATURE MEETING
JUNE 27, 1990

The Chairman called the meeting to order at 5:10 p.m. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications: A letter from Assemblyman Hawley expressing thanks for receipt of Resolution No. 281-590, the June agenda and minutes of the Soil and Water meeting.

Reports of Standing Committees:

Legislator McCarthy reported having met with Mr. Wesp and Mr. Wolf of Medina Hospital to discuss the lease on the building. Legislator Bennett was also in attendance. Legislator McCarthy said a tentative agreement was reached whereby the rent would be \$600.00 per month, on a month to month lease. Chairman Billings instructed the County Attorney to draw up the lease. Legislator McCarthy also reported attendance, along with Legislators Bower and Swiercznski, at the Supervisors and Legislators Meeting. He said it was most informative, and there were excellent speakers.

Legislator Tuohey stated that the EAP Committee will be looking into the feasibility of having a day care center for County employees. Legislator Tuohey also reported attendance at the Supervisors Meeting, at which there was discussion regarding raising the Senior Citizens exemption. She requested to have a resolution on the July 11 agenda regarding this.

Legislator Berger reported that he attended the Intercounty Meeting.

Legislator Swiercznski mentioned a clause that can be put in for new employees where the County can be held harmless for three or six months.

Legislator Bower said this Legislature should go on record stating that we have no intentions of deferring the Nursing Home expansion. Chairman Billings said he would like to discuss this under Unfinished Business tonight. Legislator Swiercznski said it should be stated that this Legislature agreed to the batching and we still stand by that part.

The following resolutions were presented:

RESOLUTION NO. 320-690

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING A PROJECT TO DETERMINE THE DIRECTION THE ORLEANS COUNTY LEGISLATURE SHOULD TAKE WHEN PLANNING FOR FUTURE ECONOMIC GROWTH

WHEREAS, the Orleans County Legislature is concerned with the County's ability to compete economically with neighboring counties, particularly in the area of retail sales and job growth; and

WHEREAS, the Legislature is also challenged with the efficient delivery of services in view of state and federal funding decreases at a time when the need for expanded services appears to be increasing; and

WHEREAS, these concerns were discussed at a Legislature goal setting session resulting in a consensus that a systematic planning process is essential in determining the future direction of county government;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby direct the Chief Administrative Officer and the Director of Planning and Development to prepare, within 90 days, and to present to the Legislature, a project scope for a strategic, planning process to determine the role of county government in meeting these challenges as the 21st century approaches.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 321-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARDDING TRANSPORTATION BID AND APPROVING CONTRACT FOR PRESCHOOL HANDICAPPED CHILDREN (BIRTH TO FIVE) IN ORLEANS COUNTY

WHEREAS, a bid was let in June 1990 for the transportation of preschool handicapped children (birth to five) in Orleans County; and

WHEREAS, one bid was received and has been reviewed by the Health Committee;

NOW, THEREFORE BE IT RESOLVED, that the contract for the transportation of preschool handicapped children (birth to five) in Orleans County is hereby awarded to Fingerlakes Transportation, Inc., as follows:

ROUTES 1 & 2 COMBINED - MONROE ORLEANS BOCES:

Summer School Session (1990)

*Base Price: \$130.00 (\$65.00 per diem per child)
30 days @ \$130.00 per day =
\$3,900.00

ROUTE 4 - UNITED CEREBRAL PALSY:

Summer School Session (1990)

*Base Price: \$145.00 (\$145.00 per diem per child)
30 days @ \$145.00 per day =
\$4,350.00

*Any additions to these routes will be charged according to Schedule A, which is attached.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 322-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO CLEAN DITCHES ON PRIVATELY OWNED LAND

RESOLVED, that the Superintendent of Highways be authorized, under Section 118B of the Highway Law, to clean ditches necessary to drain roadside ditches on lands owned by Doris Bruski and DiLodovico Farms on Gaines Basin Road, with easements properly signed.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 323-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO AMEND RESOLUTION NO. 138-390 REGARDING CERTAIN POSITIONS IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does amend Resolution No. 138-390, to read as follows:

"RESOLVED, that this Legislature does hereby approve the filling of the permanent full-time Public Health Nurse position at Grade 15, Step 1 of the CSEA Salary Schedule, and the filling of a permanent full-time Account Clerk Typist position at Grade 5, Step 1 of the CSEA Salary Schedule; said positions are provided for in the Case Management Grant (which was approved by Resolution No. 137-390), with salaries and benefits to be reimbursed by the State Health Department at 100% and shall be in effect for the duration of the Grant.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 324-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION EXTENDING THE TEMPORARY ACCOUNT-CLERK-TYPIST POSITION

BE IT RESOLVED, that this Legislature does hereby extend the temporary Account-Clerk Typist position in the Orleans County Health Department for a period not to exceed 30 days; and be it

FURTHER RESOLVED, that the Department is hereby authorized to fill any vacancies which result from the filling of this position.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution filling vacancies on the Youth Board until a meeting with the Youth Board is held.

RESOLUTION NO. 325-690

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING FUNDING FOR EAP DAY AT DARIEN LAKE FOR COUNTY EMPLOYEES

RESOLVED, that this Legislature does hereby approve the day of July 29, 1990 as an employee appreciation event at Darien Lake for County employees

and their families/guests as proposed by the EAP Committee; and be it

FURTHER RESOLVED, that the cost of admission and meal tickets for County employees only be paid from Account A9089.621 Other Awards.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 326-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING CONTRACT WITH BABINSKI-KLEIN ENGINEERING RE NYS ENERGY OFFICE GRANT FUNDING

RESOLVED, that the Orleans County Nursing Home Administrator is hereby authorized to contract with Babinski-Klein Engineering in order to apply for New York State Energy Office Grant funding, at a cost not to exceed \$4,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 327-690

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AMENDMENT TO GLOW ENGINEERING CONTRACT

WHEREAS, Resolution No. 278-590 dated May 23, 1990, approved a contract between the GLOW Region Solid Waste Management Committee (the "Committee") and Barton & Loguidice, P.C. to prepare a regional solid waste plan; and

WHEREAS, the contract included a Recycling Implementation Option; and

WHEREAS, the Committee has requested that the Counties amend the contract by adding the preparation of Requests for Proposals and public bidding documents; and

WHEREAS, the Committee recommends that the amended Recycling Implementation Option be executed at a cost not to exceed \$50,000;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans

County Legislature does hereby approve said amendment and authorizes execution of the Recycling Implementation Option work at a cost not to exceed \$50,000; and be it

FURTHER RESOLVED, that the Chairman, Lyndon D. Billings, be and hereby is authorized and directed to sign the amendment authorizing the Recycling Implementation Option on behalf of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 328-690

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE AMENDMENT TO GLOW SOLID WASTE INTER-MUNICIPAL COOPERATION CONTRACT

WHEREAS, the Counties of Genesee, Livingston, Orleans and Wyoming pursuant to the Inter-Municipal Cooperation Contract (the "Agreement") created the GLOW Solid Waste Management Committee (the "Committee") to perform certain duties and responsibilities on behalf of the Counties in furtherance of studying, administering, developing and implementing an integrated solid waste management project for the benefit of the Counties; and

WHEREAS, the Committee has requested that the Counties enter into Amendment No. 1 amending the Agreement to recognize the need to provide the Committee with additional flexibility to enter into contracts for the benefit of the Counties in furtherance of the Committee's duties and responsibilities as specified in the Agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby agree to amend the Inter-Municipal Cooperation Contract by deleting the references to the terms of "\$2,000.00" and "\$20,000.00" in the first paragraph of Section 3.1.2, and replacing such terms with "\$10,000.00" and "\$50,000.00" respectively; and be it

FURTHER RESOLVED, that Chairman Lyndon D. Billings be and hereby is authorized and directed to sign said amendment on behalf of Orleans County.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent

RESOLUTION NO. 329-690

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING RECEIPT OF 1990 U.D.C. MONIES BE SET UP IN TOURISM APPROPRIATION ACCOUNT 6410.418 AGAINST REVENUE ACCOUNT N.Y.S. A3715

WHEREAS, the balance of \$8,850.23 of the U.D.C. Grant Monies for the Community Pride Program will be received in 1990;

NOW, THEREFORE, BE IT RESOLVED, that new monies in the amount of \$8,850.23 be set up in Tourism Appreciation Account 6410.418 against Revenues account N.Y.S. A3715.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 330-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP NEW BUDGET MONIES IN HIGHWAY BUDGET ACCOUNTS FOR COUNTY BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies in the Highway Department 1990 budget accounts, as follows:

Revenue Account:

D3589 State Aid Local Bridge Program \$736,000.00

Appropriation Account:

D5120.418 County Bridges \$736,000.00;

said amount to be used for the Sanderson Road, Blood Road and Shelby Basin Road bridge projects.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 331-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H1620 RE COURT HOUSE ROOF PROJECT

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$45,599.80 to Leo J. Roth

Corporation, 214 Clifford Avenue, Rochester, New York 14621 from Capital Project Account H1620; said payment is made for work completed to date on the Court House Roof Project.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 332-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$47,782.25 to Erdman, Anthony Associates, P.O. Box 39589, Rochester, New York 14604-0589 from Account H5120.2 Bridges for engineering on Murdock Road and Horan Road Bridge projects

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 333-690

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H4310.2 MENTAL HEALTH SERVICES BUILDING

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$7,327.15 to J & J Piping Corp., P.O. Box 60786, Rochester, New York 14606; said payment is made upon recommendation of Lozier, Architects/Engineers.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 334-690

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION APPROVING LEASE AGREEMENTS BETWEEN COUNTY AND ABSTRACT COMPANIES IN ORLEANS COUNTY CLERK'S OFFICE

RESOLVED, that the Lease Agreements between the County and Genesee Country Abstract Company, Canal Country Abstract Company and Public Abstract

Corporation for space in the County Clerk's Office are approved at an annual rental charge of \$1,300.00 for the first year, and \$1,400.00 for the second year; said agreements to commence July 1, 1990 and remain in effect through June 30, 1992; and be it

FURTHER RESOLVED, that the Chairman and County Clerk are authorized to execute the lease on behalf of the County.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 335-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AMENDMENT TO ANNUAL AGREEMENT BETWEEN OFFICE FOR THE AGING AND ORLEANS COMMUNITY ACTION COMMITTEE, INC.

WHEREAS, Orleans Community Action Committee, Inc. has obtained DOT approval to expand operations into Genesee, Monroe and eastern Niagara counties; and

WHEREAS, the Office for the Aging has identified significant numbers of persons who obtain primary medical care in the Villages of Brockport and Middleport located in Monroe and Niagara counties, respectively;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an amendment to the 1990 contract between Orleans Community Action Committee, Inc. and the Orleans County Office for the Aging to expand the service area covered under this agreement to include Brockport and Middleport; and be it

FURTHER RESOLVED, that this amendment shall be entered into at no additional cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 336-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION REGARDING ROADSIDE EROSION IN ORLEANS COUNTY

WHEREAS, it has come to the County's attention

that some landowners....

.have been crossing ditches indiscriminately, and not at culvert crossings;

.have been plowing and planting right into the ditch and in some instances, to the edge of the roadbed;

.have not been maintaining any filter strip along the edge of the ditch; and

WHEREAS, these landowners are adding to the tax burden of all the taxpayers within the County by carrying out these practices, besides hurting their own drainage system; and

WHEREAS, the Town and State Highway Departments, as well as the County Highway Department, do not always reseed their projects in order to gain protective cover as soon as possible;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby urge that private landowners, as well as municipalities be made aware of the destruction they are causing due to careless practices on the part of the private landowner and the lack of reseeding on the part of the municipal highway departments; and be it

FURTHER RESOLVED, that the aforementioned landowners and municipalities take steps to correct the situation.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 337-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION OPPOSING POLICY ALLOWING THE DEPARTMENT OF MOTOR VEHICLES TO TAKE 2% FROM LOCAL STOP D.W.I. REVENUES

WHEREAS, page No. 329 of the State Budget allows the State Department of Motor Vehicles to extract 2% of STOP D.W.I. revenues, up to \$500,000 for Administrative costs; and

WHEREAS, these funds were to be preserved for local options; and

WHEREAS, if this is allowed, it would establish a

trend which would allow the State to "tap" into other areas of local funding;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby oppose removing 2% from local STOP D.W.I. revenues for use by the State Department of Motor Vehicles in its Administrative costs, and urges that these funds be preserved for the local special traffic option programs as was originally intended; and be it

FURTHER RESOLVED, that copies of this resolution be sent to NYS STOP D.W.I. Coordinators Association, Senator John B. Daly, Assemblyman R. Stephen Hawley.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 338-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AMENDING 1990 DWI BUDGET

WHEREAS, the STOP-DWI Committee unanimously recommended to the Legislature that some of these funds be spent for DWI purposes as listed below:

6 KR-10 RADAR UNITS (Custom Electronics), at a cost of \$1245.00 each for the Holley, Albion and Medina Police Departments, NYS Park Police, NYS Police and the Orleans County Sheriff, at a total cost of \$7,470.00

2 Alco Sensors (Intoximeters) at \$409.00 each for Orleans County Probation Department; total cost of \$818.00

3 MARK IIA SIMULATORS at \$255.00 each, with \$145 for each being paid by DWI funds and the balance of \$110.00 each being paid by Albion, Medina and Sheriff's Department; County cost \$435.00

Increase STOP-DWI overtime patrols effective April 1 through December 31, 1990 by a total of 4 hours per Albion, Holley, Medina Police, and Sheriff Department at a total cost not to exceed \$12,000.00, now, therefore

BE IT RESOLVED, that this Legislature authorizes the purchase of these items and be it

FURTHER RESOLVED, that this Legislature authorizes

the transfer of funds from the STOP-DWI Reserve Fund Balance as follows:

Increase A3315.250 by \$8,723.00

Increase A3315.418 by \$12,000.00

Total transfer \$20,723.00

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 339-690

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION TO AMEND RESOLUTION NO. 316-690 RE DOMESTIC VIOLENCE GRANT FUNDS

WHEREAS, Resolution No. 316-690 set up new budget monies for the Probation Department's Domestic Violence Grant in the Probation Department's 1990 budget accounts in the amount of \$26,157; and

WHEREAS, only \$13,078.50 should have been set up in Probation's 1990 budget accounts, with the remaining \$13,078.50 to be included when the Probation Department's 1991 budget is prepared;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby amend the last paragraph of Resolution No. 316-690, as follows:

"FURTHER RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies in the Orleans County Probation Department's 1990 budget accounts, as follows:

<u>Revenue:</u>	
Account A3312	\$13,078.50
<u>Appropriations:</u>	
Account A3140.1 Personal Services	\$12,629.50
Account A3140.411 Office Supplies	167.50
Account A3140.462 Travel	281.50
TOTAL	\$13,078.50."

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent

RESOLUTION NO. 340-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION CREATING TEMPORARY POSITION IN YOUTH BUREAU

BE IT RESOLVED, that this Legislature hereby authorizes the creation of one temporary Clerk position in the Orleans County Youth Bureau; said position to be abolished 90 calendar days after the position is first filled.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Bower introduced a resolution regarding the adoption of a new County logo, seconded by Legislator Berger. Legislator Bower said the registration fee is roughly \$200.00 to the patent office; after 5 years there is an additional fee of \$100.00.

RESOLUTION NO. 341-690

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION ADOPTING OFFICIAL COUNTY LOGO

RESOLVED, that the emblem as set forth below in these minutes be, and it hereby is, adopted as the official logo of the County of Orleans, and be it further

RESOLVED, that Resolution Number 111 of the year 1981, adopting an official seal, be and the same hereby is repealed and be it further

RESOLVED, that this logo shall be used or displayed only with the written authorization of the Orleans County Legislature

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 342-690

By Legislator Swiercznski, who moved the adoption

Seconded by Legislator Berger

RESOLUTION AMENDING RESOLUTION AUTHORIZING
MINI-APPLICATION FOR RETURNED GRANT MONIES IN 1989-1990
I LOVE NEW YORK MATCHING FUNDS PROGRAM

WHEREAS, this Legislature previously adopted a resolution authorizing an application for \$7800.00 for the I Love New York Program and committed \$3900.00 of

local funds for said payment, and

WHEREAS, the State has approved a program of \$12,616.00 and requires a local share of \$6,308.00,

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans Tourism Promotion Agency is authorized by this Legislature to make mini-application and to receive matching funds for the promotion of year-round tourist activities in Orleans County as part of the I Love New York Matching Funds program under article 5-a of the Commerce Law; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes application for an I Love New York Program of \$12,616.00 and does hereby commit up to 6,309.00 of local funds for the purpose of this program.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 343-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING CHANGE ORDER FOR VICK HARDWARE & EQUIPMENT

WHEREAS, the engineer for the Orleans County Marine Park has recommended a change from copper tubing to high density polyethylene tubing, at a decrease of \$2044.00 in the total contract with Vick Hardware & Equipment, now, therefore,

BE IT RESOLVED, that this Legislature hereby approves Change Order No. CO-1 with Vick Hardware & Equipment, for the Orleans County Marine Park.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 344-690

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION AFFIRMING APPLICATION FOR ADDITION TO ORLEANS COUNTY NURSING HOME

WHEREAS, this Legislature previously authorized submission of an application for expansion/renovation of the Orleans County Nursing Home involving 36 additional nursing home beds, and

WHEREAS, the Legislature thereafter adopted a resolution supporting the "batching" of all applications for the 72 beds identified as available in Orleans County in order to allow all applicants for such beds to have a fair opportunity to have their applications considered and

WHEREAS, this Legislature has been requested to withdraw its application for the 36 additional nursing home beds,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby re-affirm its prior resolution authorizing the application for the 36 bed addition to the Orleans County Nursing Home, and

BE IT FURTHER RESOLVED, that all steps be taken by those involved to assure expeditious consideration of the application of the County.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Swiercznski; 0 absent

Legislator Bennett moved to adjourn the meeting with a second by Legislator Swiercznski.

Meeting adjourned at 5:40 p.m.

LEGISLATURE MEETING

July 11, 1990

The Chairman called the meeting to order at 4:50 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: A copy of a letter from Orleans County Resident Engineer of the NYS DOT regarding roadside erosion in Orleans County;

A letter from Robert Bathrick, Director of the Division of Lands and Forests, NYS DEC, stating that Agricultural District No. 1 in the Town of Clarendon is subject to an eight year review, and stating that DEC endorses continuation of the District;

Announced that a copy of the minutes of the Orleans County Local EMS Council June meeting is on file in the Clerk's office, and that a copy of their July 18, 1990 agenda had been received; announced that a copy of the minutes of the May 24th meeting of the Western Regional OTB Corporation is on file in the Clerk's office; a copy of the July 19th meeting notice from the Intercounty Association of Western New York;

Acknowledgment of receipt of Resolution No. 281-590 from Senator John B. Daly; acknowledgment of the resolution adopted by the Board regarding an amendment to the Workers' Compensation Law defining mental stress from Speaker Mel Miller;

Seven (7) letters from citizens in support of Park Ridge's proposal for a nursing home to be established in the old Arnold Gregory Memorial Hospital building; a letter from Sheret Post No. 35 American Legion in Albion also in support of Park Ridge's proposal for the Arnold Gregory Memorial Hospital building.

Report from Standing Committees: Legislator Bower reported attending his usual departmental meetings. Mr. Bower said he had a special meeting with Rob Tirsch, Director of the Youth Bureau and the Youth Board to discuss problems. According to the By-laws, a Board member must be a resident of Orleans County. Mr. Bower stated that two individuals on the Youth Board are not County residents, and that a resolution will be prepared to withdraw the names. A committee will be meeting to change the by-laws to include Orleans County residents or someone who is involved in youth services in Orleans County. Mr. Bower stated the Youth Board

rarely has a quorum due to the meetings being held at 3:00 p.m. He will be going over additional items with Mr. Tirsch. Currently, Mr. Tirsch does not have a replacement for the upgraded position; he is going through the Civil Service list, but with no success. The temporary position in the Youth Bureau office has been filled.

Legislator Berger reported attending the STOP DWI meeting, the Yates Town Board meeting. Mr. Berger also audited last month, and attended the Safety meeting with the Towns. He met with Soil and Water Conservation Board on July 10th, and met with the Highway Department this morning.

Legislator McCarthy reported two meetings with the Highway Department and two meetings with Buildings and Grounds; also that he and Legislator Swiercznski met with Wayne Hale in regard to GLOW and other matters. Mr. McCarthy explained he had met with the Town of Ridgeway Board and explained the County's standpoint regarding expansion.

Legislators Swiercznski and Bennett reported regular meetings with their departments. Mr. Bennett said he met with the Republican Committee and that there was no malice with regard to the letter that was sent to the Legislature. Their intention was purely to seek information. Legislator McCarthy agreed, saying he had talked with Jack Miles, the Chairman of the Town of Albion Republican Committee, and Mr. Miles assured him that the reason for requesting the meeting was to obtain information regarding the Park Ridge situation.

Legislator Tuohey attended the Barre Town Board meeting on July 2nd, and the nursing home situation was discussed. Mrs. Tuohey met with the County Treasurer, Mary Basinait, to discuss the budget; met with the Sheriff July 9th; attended the Safety meeting Tuesday morning, July 10th and attended the Shelby Town Board meeting on July 10th. Mrs. Tuohey said she read the resolution on the mowing and that Carl Caleb, Shelby Highway Superintendent, is complying with the request.

Legislator Tuohey introduced Local Law No. 2-Intro of 1990 establishing a E911 Surcharge in Orleans County, New York.

Presentation of Resolutions:

RESOLUTION NO. 345-790

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION INTRODUCING A LOCAL LAW ESTABLISHING AN E-911 SURCHARGE IN ORLEANS COUNTY, NEW YORK

WHEREAS, N. Y. Telephone Company has made a presentation to this Legislature regarding E-911 and it appears that such service would be feasible for Orleans County; and

WHEREAS, it is necessary to enact a local law establishing a surcharge telephone service in Orleans County to pay the cost of establishing and maintaining such services;

NOW, THEREFORE, BE IT RESOLVED, that Local law No. 2-Intro of the year 1990 entitled a LOCAL LAW ESTABLISHING AN E-911 SURCHARGE IN ORLEANS COUNTY, NEW YORK is hereby introduced; and be it

FURTHER RESOLVED, that a public hearing be held on such local law at the Legislature Chambers, Court House Square, Albion, New York at 4:30 p.m. on July 25, 1990 and that the Clerk of this Legislature give notice thereof as required by law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 346-790

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$14,758.80 to Elderlee, Inc., Cross Road, Oaks Corners, New York 14518 for guard rails used on the Harris Road Bridge (BIN #3318980) over Johnson Creek project from Capital Project Account H5120.2 Bridges.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 347-790

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PUBLIC HEARING FOR ORLEANS AGRICULTURAL DISTRICT NO. 6 (ALSO KNOWN AS RIDGEWAY AG DISTRICT) EIGHTH YEAR REVIEW

WHEREAS, recommendations have been received from the Orleans County Planning Board and the Agricultural Districting Advisory Committee in reference to the eighth year review of Orleans Agricultural District No. 6 (Ridgeway) Ag District);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize that a Public Hearing be held on August 15, 1990 at 7:30 p.m. in the Ridgeway Town Hall, 410 West Avenue, Medina, New York to consider the recommendations of the County Planning Board and the Agricultural Districting Advisory Committee, as well as any proposed modifications of the district; and be it

FURTHER RESOLVED, that all parties in interest and citizens will be heard by the Orleans County Legislature at that time.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 348-790

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PUBLIC HEARING ON RAISING THE AMOUNT OF EXEMPTION FOR PERSONS OVER 65 YEARS OF AGE

RESOLVED, that a Public Hearing to consider raising the income eligibility from \$9,500.00 to \$10,500.00 for persons over sixty-five (65) years of age who meet the qualifications for a fifty percent (50%) exemption of the assessed valuation on real property as set forth in Section 467 of the Real Property Tax Law and as subsequently amended by this Legislature, be held at the Legislature Chambers, Court House Square, Albion, New York on August 8, 1990 at 4:30 p.m. and that notice of the Hearing be published in the two (2) official newspapers.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 349-790

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION OF INTENT TO NAME THE COUNTY, TOGETHER WITH THE COUNTIES OF GENESEE, LIVINGSTON AND WYOMING, LEAD AGENCY PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND PREPARATION OF INFORMATION FOR DETERMINATION OF SIGNIFICANCE OF PROPOSED ACTION

WHEREAS, The County, together with the Counties of Genesee, Livingston and Wyoming, (the "Counties") have joined to prepare a Comprehensive Solid Waste Management Plan (the "Plan"); and

WHEREAS, the Plan requires consideration of all aspects of solid waste management, with certain exceptions, such as recycling matters to be separately developed by the Counties due to the urgency associated with their implementation and the impact recycling will have on the sizing of facilities and the various components of the Plan; and

WHEREAS, the Counties are interested in expeditiously and directly undertaking an action, as defined by the State Environmental Quality Review Act ("SEQRA"), with such action requiring a coordinated review under SEQRA; and

WHEREAS, the Counties, in anticipation of being designated Lead Agency, desire to fully evaluate the significance of potential environmental impacts of any proposed actions which may result from the ongoing process of developing a Plan;

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature, together with the Counties of Genesee, Livingston and Wyoming, desires that the necessary steps be initiated to establish the Counties as Lead Agency pursuant to SEQRA; and be it

FURTHER RESOLVED, that the County Legislature, together with the Counties of Genesee, Livingston and Wyoming, hereby directs the GLOW Region Solid Waste Management Committee (the "Committee") to prepare and distribute the requisite notices to all Involved Agencies to duly establish a Lead Agency for the Plan; and be it

FURTHER RESOLVED, that the County Legislature, together with the Counties of Genesee, Livingston and Wyoming, and pursuant to and contingent upon all requirements of SEQRA, is desirous of being Co-Lead Agency with the staff functions to be carried out by the Committee; and be it

FURTHER RESOLVED, that the County Legislature, together with the Counties of Genesee, Livingston and Wyoming, hereby directs the Committee to prepare and

deliver to the Counties no later than July 25, 1990, all documents and information necessary for the Counties to make an informed decision relative to the determination of environmental significance of such proposed action; and be it

FURTHER RESOLVED, that the County Legislature, together with the Counties of Genesee, Livingston and Wyoming, does hereby recognize that the chairman of the Committee is authorized to sign all documents required by SEQRA for, and on behalf of the Counties, provided, that the necessary approval for each document has been received from each respective County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 350-790

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING THREE TEMPORARY FULL-TIME MOTOR EQUIPMENT OPERATOR POSITIONS FOR OAK ORCHARD SMALL WATERSHED PROTECTION DISTRICT

RESOLVED, that this Legislator does hereby create three (3) Temporary, Full-time Motor Equipment Operator positions for the Oak Orchard Small Watershed Protection District commencing July 12, 1990 and continuing for three months thereafter; each position shall be for a 40-hour week, at an hourly rate of \$8.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 351-790

By Legislator Swiercznski, who moved the adoption.

Unanimous Second.

RESOLUTION DESIGNATING JULY 31 - AUGUST 4, 1990 AS ORLEANS COUNTY 4-H JUNIOR FAIR WEEK

RESOLVED, that this Legislature, in recognition of the youth of Orleans County, hereby declares July 31 - August 4, 1990 as Orleans County 4-H Junior Fair Week and salutes the 4-H spirit in Orleans County by flying the 4-H flag at Court House Square, Albion, New York during Junior Fair Week.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 352-790

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FOR PHASE II ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the County Treasure to pay the following claims from Capital Project Account H7180 for work completed at Orleans County Marine Park:

1. Vick Hardware & Equipment, 1823 Kendall Road, Kendall, New York 14476 for work completed to date on Contract No. 3.....\$15,579.30;
2. Maplewood Construction Corporation, 5534 Express Drive South, Holtsville, New York 11742 for work completed to date on Contract No. 1..\$83,966.40.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

RESOLUTION NO. 353-790

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP BUDGET MONIES IN 1990 SHERIFF'S DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1990 Sheriff's Department budget accounts, as follows:

Revenue Account:

A2680 Insurance Recoveries	\$610.00
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Appropriation Account:

A3110.446 Vehicle Maintenance	\$610.00
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Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 354-790

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING UNPAID LEAVE OF ABSENCE

BE IT RESOLVED, that this Legislature does hereby approve an unpaid leave of absence for Barbara Fry, from August 6, 1990 to August 10, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 355-790

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H1620 RE COURT HOUSE ROOF PROJECT

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$10,620.00 to Leo J. Roth Corporation of Rochester, New York for work on the Court House Roof project as covered in payment application No. 4.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 356-790

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION RAISING EUTHANASIA FEE FOR ORLEANS COUNTY DOG POUND

WHEREAS, Section No. 3 of the first paragraph of Resolution No. 170-585 set euthanasia fees for any cats or dogs originating from outside Orleans County at \$15.00 for each animal; and

WHEREAS, this Legislature is desirous of raising said fees from \$15.00 to \$20.00 per animal;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby raise the euthanasia fee for any cats or dogs originating from outside Orleans County from \$15.00 to \$20.00 per animal; said fee to become effective January 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 357-790

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING ORLEANS COUNTY NURSING HOME ADMINISTRATOR TO ENTER INTO AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES

BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home Administrator to enter into an agreement for professional consulting services; cost for said services not to exceed \$5,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 358-790

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION IN SUPPORT OF THE CITY OF BUFFALO'S ENDEAVORS TO OBTAIN A MAJOR LEAGUE BASEBALL FRANCHISE

WHEREAS, the City of Buffalo has expressed an interest and a commitment to acquire a major league baseball team for the Buffalo area; and

WHEREAS, a professional sports team provides a positive identity for the residents of the Western New York Area; and

WHEREAS, professional sports is an industry which can generate jobs beneficial to the close community and to an area in general;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature supports the City of Buffalo in its endeavor to obtain a National League baseball franchise.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 359-790

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING THE CREATION OF A PUBLIC HEALTH EDUCATOR POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department included in their 1990 budget a Health Educator position, necessary

to satisfy State Health Department requirements under Article VI, enabling the County Health Department to obtain 100% reimbursement for public health programs; and

WHEREAS, the County Health Department has received notice of approval of the County's Health Assessment and Municipal Health Services Plan, from the State Health Department, which is necessary for 100% funding;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create a Public Health Educator position in the County Health Department at Grade 15, Step 1 of the CSEA Salary Schedule; said position to be reviewed if there are any changes in funding.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 360-790

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE EMERGENCY PURCHASE OF COMMUNICATIONS EQUIPMENT FROM VEGA SIGNALING BY ORLEANS COUNTY SHERIFF'S DEPARTMENT

WHEREAS, the emergency radio communications systems has recently experienced several incidents of malfunction and malfunctions create an emergency situation in that emergency calls regarding crimes and communications between law enforcement agencies would be curtailed in the event of continued malfunction; and

WHEREAS, the area of malfunctions has been identified and the estimate of rectifying the problem is \$8,020.00 to purchase two (2) consoles;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to purchase, without competitive bid, the communications consoles from Vega Signaling for installation in the Orleans County Sheriff's Department; and be it

FURTHER RESOLVED, that this Legislature has determined that an emergency exists because interruptions of existing radio communications which require immediate repair cannot await competitive bidding; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$2,600.00 from

Civil Defense Equipment Account A3640.250 to Sheriff's Department Equipment Account A3110.250; said monies to be used towards the emergency purchase of the aforesaid equipment.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Swiercznski, moved to waive the rules to allow for the introduction of a resolution entitled RESOLUTION ADOPTING GUIDELINES FOR PREPARATION OF THE 1990 COUNTY BUDGET. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 361-790

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ADOPTING GUIDELINES FOR PREPARATION OF THE 1991 COUNTY BUDGET

RESOLVED, that this Legislature does hereby adopt the Guidelines for Preparation of the 1991 County Budget, as presented by the Chairman of the Finance Committee and the Budget Officer; said Guidelines are to be adhered to by County department heads as they prepare their 1991 budget (copy of said Guidelines is attached).

Adopted. 7 ayes; 0 nays; 0 absent.

LEGISLATURE GUIDELINES FOR
1991 COUNTY BUDGET

1. New Positions and/or Upgrades: Requests must be completed, approved by Department Head and Committee Chairman and presented to the Legislature by August 15th.
2. New Programs: No new or expanded programs unless previously approved by the Legislature.
3. Deferred Compensation: Will be added to the "Blue Menu" option for management and mid-management. Budget accordingly on your benefit sheet.
4. Salary Increase for Management: Budget 5% increase.
5. Maximum percentage increase established: 5% increase in County Cost.

The County Legislature is requesting all Department Heads to scrutinize their personnel budget, consolidate positions wherever possible and, if feasible, reduce personnel through attrition.

Motion by Legislator Swiercznski, with second by Legislator Tuohey, to adjourn. Motion carried.

Meeting adjourned at 5:25 p.m.

LEGISLATURE MEETING
July 25, 1990

The meeting was called to order by Chairman Billings at 4:50 p.m., immediately after the public hearing on proposed Local Law No. 2 of 1990. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: Eighty-one (81) letters from citizens requesting that the Legislature support the Park Ridge proposal for a nursing home in the old Arnold Gregory Memorial Hospital Building, with most of these individuals requesting that the County only renovate the County Nursing Home, and not expand the facility. Two (2) letters from citizens requesting the County to proceed with its proposed expansion; resolutions from the Village of Albion, Town of Albion, Greater Albion Chamber of Commerce and the Albion Fire Department supporting the Park Ridge proposal for a nursing home; a letter from the Young Women's Service Club and the First Presbyterian Church of Holley favoring the Park Ridge proposal for a nursing home; a letter from the Citizens Health Committee, Albion, N. Y. submitting resolutions adopted by the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Murray, the Village of Albion, the Greater Albion Chamber of Commerce, American Legion Sheret Post No. 35, Albion Fire Department and the First Presbyterian Church of Holley supporting the Park Ridge Health System proposal to provide Orleans County nursing home beds and geriatric care in the former Arnold Gregory Memorial Hospital building located in Albion.

A letter from Kendall Supervisor Michael Paduchak and Kendall Assessor Christine DiNatale requesting the County adopt the State equalization rates as the County's equalization rates; also requesting a joint meeting with Mr. Stephen Whicher of NYS Equalization & Assessment - Batavia Office to speak on the subject of equalization rates. It was noted that Mr. Whicher is scheduled to attend the August 8th Conference Session to discuss equalization rates, and that the Supervisors and Assessors from each town had been invited. Also a letter from the Town of Gaines and Town of Carlton asking that the County use State equalization rates.

A letter from the Barre Town Clerk stating that the Barre Town Board had approved a motion requesting that the Town of Barre be considered as a drop off

point for a County-wide recycling location; notification from NYSAC stating that the 1991 dues for Orleans County had increased to \$2450.00; a letter of acknowledgment from Senator John B. Daly upon receipt of the Board's resolution opposing the Governor's proposal to reduce the reimbursement level of probation departments.

Announced that the County Planning Board and Agricultural Districting Advisory Committee had submitted reports in favor of continuing Orleans Agricultural District No. 6 (Ridgeway Ag District); announced that a copy of the minutes of the July 10th meeting of the Soil and Water Conservation District Board were on file; a letter of acknowledgment from Assemblyman R. Stephen Hawley upon receipt of resolution No. 337-690 opposing policy allowing the Dept. of Motor Vehicles to take 2% from the local STOP DWI revenues; a letter from the Town of Ridgeway requesting assistance from the County Real Property Tax Office as they prepare for an update of the assessment records for 1992; a note complaining about the Employee Appreciation Day at Darien Lake.

A copy of a letter sent to Sheriff David Green thanking his department - especially the dispatcher and boat crew - for their prompt reaction and skillful response in aiding a couple of children in a raft and who were swept out into the lake, unable to return to shore.

The following resolutions were presented:

RESOLUTION NO. 362-790

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADOPTING LOCAL LAW NO. 2-INTRO OF 1990 AS LOCAL LAW NO. 2 OF THE YEAR 1990 ENTITLED "A LOCAL LAW ESTABLISHING AN E-911 SURCHARGE IN ORLEANS COUNTY, NEW YORK"

WHEREAS, Local Law No. 2-Intro of 1990 was introduced at a regular meeting of the Orleans County Legislature on July 11, 1990; and

WHEREAS, a public hearing was duly held in the Legislature Chambers on July 25, 1990 at 4:30 p.m., at which time all interested persons were heard;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby adopt Local Law No. 2-Intro of 1990 entitled A LOCAL LAW ESTABLISHING AN E-911

SURCHARGE IN ORLEANS COUNTY, NEW YORK, AS Local Law No. 2 of 1990, which reads as follows:

BE IT ENACTED BY THE Orleans County Legislature of the County of Orleans, as follows:

SECTION 1. Pursuant to County Law, Section Three Hundred Three, there is hereby established a surcharge of thirty-five cents (\$0.35) per telephone access line per month on the customers of every telephone service supplier, as fined by Subdivision Seven of section Three Hundred One of the County Law, within Orleans County.

SECTION 2. Such surcharge is imposed to pay for the costs associated with obtaining and maintaining the telecommunication equipment and telephone services needed to provide an enhanced 911 Emergency Telephone System to serve Orleans County.

SECTION 3. All telephone suppliers in Orleans County shall begin to add such surcharge to the billings of its customers on the fifteenth (15th) day of September, Nineteen Hundred Ninety.

SECTION 4. Enhanced 911 Emergency Telephone Service shall begin in Orleans County on or about September 15, Nineteen Hundred Ninety-three or as soon thereafter as service can be established by New York Telephone.

SECTION 5. Each service supplier within the County shall be given a minimum of forty-five (45) days written notice prior to the date it shall begin to add such surcharge to the billings of its customers, or prior to any change in or modification to the surcharge amount.

SECTION 6. The surcharge shall have uniform application and is imposed throughout the entire County, except that: (a) no surcharge shall be imposed upon more than fifty (50) exchange access lines per customer per location; and (b) lifeline customers and the County of Orleans shall be exempt from the surcharge imposed by this Local Law.

SECTION 7. Service suppliers serving the Orleans County 911 service area shall act as collection agent for the County and shall remit the funds collected as the surcharge to the Orleans County Treasurer every month. Such funds shall be remitted no later than thirty (30) days after the last business day of such period.

SECTION 8. Each service supplier shall annually provide the County an accounting of the surcharge

amounts billed and collected.

SECTION 9. Each service supplier customer who is subject to the provisions of this Local law shall be liable to the County for the surcharge until it has been paid to the County, except that payment to a service supplier is sufficient to relieve the customer from further liability for such surcharge.

SECTION 10. This Local law shall be effective immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 363-790

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING 1991 YOUTH BOARD PROGRAMS.

WHEREAS, the Orleans County Youth Board has recommended approval for the 1991 programs listed on the attached spreadsheet;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the programs listed on the attached spreadsheet as the programs for the Orleans County Youth Board for the year 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 364-790

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SETTING UP ADDITIONAL BUDGET MONIES FOR MINI-APPLICATION FROM "I LOVE NEW YORK" MATCHING FUNDS PROGRAM

WHEREAS, this Legislature adopted Resolution No. 342-690 dated June 28, 1990 authorizing application for said funds in the amount of \$12,616.00 and did commit up to \$6308.00 of local funds for this program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Treasurer's Office to transfer \$6308.00 Tourism Department budgeted monies as follows:

From:

A6410.100 Personal Services	\$ 208.00
A6410.250 Other Equipment	175.00
A6410.411 Supplies	450.00
A6410.412 Board Meeting Expense	675.00
A6410.418 Other	1400.00
A6410.421 Telephone	800.00
A6410.441 Printing	1000.00
A6410.461 Postage	200.00
A6410.462 Travel	1400.00

To: A6410.468 I Love New York Matching Funds Account;
and be it

FURTHER RESOLVED, that the County Treasurer is hereby directed to set up new budget monies as follows:

Revenue Account:

A3715 NYS I Love NY Program \$6308.00

Appropriation Account:

A6410.468 I Love NY Matching
Fund Program \$6308.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 365-790

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARDING BRIDGE RECONSTRUCTION BID FOR HORAN ROAD AND MURDOCK ROAD BRIDGES FROM CAPITAL PROJECT - BRIDGES TO SILVERLINE CONSTRUCTION

RESOLVED, that this Legislature does hereby award the bridge reconstruction bid for Horan Road Bridge (BIN #3318880) and Murdock Road Bridge (BIN #3318850) to Silverline Construction of Burdett, New York, as follows:

1. Horan Road Bridge.....\$228,947.00;
2. Murdock Road Bridge.....\$251,259.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 366-790

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

1. Wyndham Lawn Home for Children, Lockport, New York to provide institutional foster care services for children; to be effective 3/1/90 - 2/28/91 at a cost of \$53,702 per child. County cost is \$18,259 per child.
2. Orleans County Probation Department, Albion, New York to administer and supervise safe homes for victims of domestic violence; to be effective 1/1/90 - 12/31/90 at a cost of \$20.00 per day per adult and \$51.00 per day per child. County cost is \$2.50 per day per adult and \$1.87 per day per child.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION APPROVING APPOINTMENTS TO PUBLIC SAFETY ADVISORY COMMITTEE was introduced by Legislator Berger, with second by Legislator Swiercznski. After discussion, the resolution was tabled.

RESOLUTION NO. 367-790

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING SOFTWARE SUBSCRIPTION AGREEMENT
BETWEEN TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS,
INC.

RESOLVED, that this Legislature does hereby approve the Software Subscription Service Agreement with KVS Information Systems, Inc., Amherst, New York providing for Software Trouble Report Service, Enhancement Service and Conformance with Regulatory Authorities for the Computer in the Treasurer's Office; and be it

FURTHER RESOLVED, that this agreement shall extend for a period of one (1) year from the date of August 1, 1990; cost for said agreement to be \$2,062.50.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 368-790

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AMENDING PHYSICIAN'S AGREEMENT WITH JOHN P. FERNANDEZ, M.D. AND ORLEANS COUNTY NURSING HOME

WHEREAS, the Legislature approved an Agreement between John P. Fernandez, M.D. and the Orleans County Nursing Home for the calendar year 1990 which has never been signed by Dr. Fernandez; and

WHEREAS, Dr. Fernandez has continued to serve the Nursing Home as Medical Director and Staff Physician from January 1, 1990 until the present even though he had not signed said agreement; and

WHEREAS, Dr. Fernandez has indicated that the amount of the contract was inadequate to cover his services;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend said agreement as follows:

Under No. 3 - Terms of Payment: Change the amount per annum as Medical Director to read \$5,200.00 instead of \$4,500.00.

Under No. 11 - Term: Change the completion date to 12/31/90 instead of 12/31/89.

Under No. 3 - Terms of Payment: Staff Physician - amount of \$10,000.00 remains the same as previous year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 369-790

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING AGREEMENT BETWEEN ORLEANS COUNTY NURSING HOME AND JOHN R. THOMPSON III, M.D.

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County

Nursing Home and Dr. John R. Thompson III for Staff Physician services for the period of May 1, 1990 through May 1, 1991 at a cost of \$10,000 per year to be paid in equal monthly installments of \$833.33 except for the May 1991 payment which will be \$833.37.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 370-790

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SUPPORTING APPLICATION OF NYS DIVISION OF HOUSING AND COMMUNITY RENEWAL FOR TWENTY-FIVE SECTION 8 VOUCHER UNITS

BE IT RESOLVED, that this Legislature supports the application being prepared by DHCR (Dept. of Housing and Community Renewal) for twenty-five voucher units for Orleans County; and be it

FURTHER RESOLVED, that the Chairman be authorized to send a letter to this effect to the Department of Housing and Community Renewal; and be it

FURTHER RESOLVED, that the majority of these units be distributed equally to One Bedroom Elderly, and Two Bedroom and Three Bedroom Family categories.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 371-790

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY FISHERY ADVISORY COMMITTEE

WHEREAS, two vacancies exist on the Orleans County Fishery Advisory Committee; and

WHEREAS, the Orleans County Fishery Advisory Committee has made recommendations to fill those vacancies to the Orleans County Tourism Board; and

WHEREAS, the Orleans County Tourism Board approved the Fishery Committee's recommendation.

NOW, THEREFORE, BE IT RESOLVED that the Orleans

County Legislature does hereby approve appointment of the following to the Orleans County Fishery Advisory Committee, with terms to expire on December 31, 1991,

Jack Bower to replace Jim Criswell;

Greg Jensen to replace John Oravec.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 372-790

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COUNTY
TOURISM ADVISORY BOARD

RESOLVED, that this Legislature does hereby appoint Jerry VanAuker, representing the Orleans County Federation of Sportsmen to a three year term on the Orleans County Tourism Advisory Board; said term to expire December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 373-790

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT BETWEEN THE COUNTY OF
ORLEANS AND GREAT LAKES COACH LINES, INC.

BE IT RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign an agreement with Great Lakes Coach Lines, Inc. to provide operating assistance for fixed route public transit service within Orleans County; said agreement to be effective from January 1, 1990 to December 31, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution abolishing and creating positions in the County Probation Department was introduced by Legislator Berger and seconded by Legislator Tuohey. After discussion, Legislator Swiercznski moved to table. The resolution was tabled.

Legislator Bennett withdrew the resolution entitled RESOLUTION CREATING PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM COORDINATOR IN THE ORLEANS COUNTY HEALTH DEPARTMENT.

RESOLUTION NO. 374-790

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING A TEMPORARY TYPIST POSITION IN THE ORLEANS COUNTY HEALTH DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby create one (1) temporary Typist position in the Orleans County Health Department for a period not to exceed three (3) months; said position shall become effective July 30, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

The first two paragraphs of the resolution abolishing a Typist position and creating, in its place a Senior Typist position, in the Mental Health Department were withdrawn by Legislator Bennett who stated that the Personnel Officer did not recommend the change in title. However, the third paragraph extending the temporary Account-clerk Typist position in Mental Health was allowed to remain, and the following resolution was then adopted:

RESOLUTION NO. 375-790

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION EXTENDING TEMPORARY ACCOUNT CLERK TYPIST POSITION IN MENTAL HEALTH DEPARTMENT

RESOLVED, that the current temporary Account-Clerk Typist position in the Mental Health Department is hereby extended to December 31, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 376-790

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TRANSFERRING MONEY FROM FUND BALANCE TO
CIVIL DEFENSE EQUIPMENT ACCOUNT FOR ORLEANS COUNTY FIRE
BASE RADIO

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$9,249.00 from Fund Balance to Account 3640.2 Civil Defense Equipment, for the purpose of buying and installing the County Base Fire Radio.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Bennett, moved to waive the rules to allow for the introduction of a resolution dealing with reappointments of certain department heads and advisory board and/or committee members. Motion carried. Legislator McCarthy, with second by Legislator Berger, introduced a resolution entitled RESOLUTION REGARDING OATHS OF OFFICE AND REAPPOINTMENT OF CERTAIN COUNTY OFFICERS TO TERMS TO FILL VACANCIES FOR THE BALANCE OF THE UNEXPIRED TERM OF SUCH OFFICES.

During discussion, Mr. Webster, the County Attorney, explained that if anyone is appointed to a certain position, and he or she has not taken and filed an oath of office in the County Clerk's office within 30 days of his or her appointment, then that position is considered vacant. The proper procedure would be to fill those vacancies by appointments now, and those vacancies will be filled for the unexpired term for those offices. Mr. Webster stated that the proposed resolution provided for filling all vacancies for unexpired terms.

Legislator Swiercznski moved to amend the resolution to include the dates where there are specific terms of office. Legislator McCarthy accepted Mr. Swiercznski's motion. Legislators Bennett and Tuohey both stated that they would like to vote individually on each appointment. The motion was made by Legislator Tuohey, with second by Legislator Bennett, to table the resolution, until dates are added. Motion carried, with the vote as follows: 4 ayes, Legislators Bennett, Berger, Billings and Tuohey; 3 nays, Legislators Bower, McCarthy and Swiercznski; 0 absent. The motion was tabled.

Motion by Legislator Swiercznski, with second by Legislator Berger, to adjourn. Motion carried.

Meeting adjourned at 5:48 p.m.

LEGISLATURE MEETING
August 8, 1990

The Chairman called the meeting to order at 4:38 p.m., immediately after the public hearing regarding the Age 65 Tax Exemption. After the pledge to the flag, the Clerk called the roll, and all legislators were present.

The Clerk presented the following communications: Notice from the Inter-county Association that their August 16th meeting will be held at the Onoville Marina in Cattaraugus County; notice of the Orleans County Safety Program and County Self-Insurance Plan meeting scheduled for Wednesday, August 22nd at 6:30 p.m. at the Apple Grove Inn in Medina;

The Clerk informed the board that since the previous Legislature Meeting, 288 letters have been received favoring expansion of the County Nursing Home, with 14 letters received favoring the Park Ridge proposal;

Notice from the NYS Department of State Bureau of State Records that Orleans County Local Law No. 2 of the Year 1990 had been received and filed on August 1, 1990; a letter from Stovroff & Herman, Realtors commending the County Health Department for the services it provides to the citizens of the County; notice of a public hearing in the Town of Oakfield regarding amendment of a zoning ordinance;

Minutes from the July 18th meeting of the Orleans County Local EMS Council, as well as notice and agenda for their August 15th meeting scheduled for the C.D. Center at 7:30 p.m.; minutes from the Western Regional OTB Corporation's June 28th meeting.

Report of Standing Committees: Legislator McCarthy read a letter from a Mrs. Boyce favoring expansion of the County Nursing Home;

Legislator Tuohey attended the Team Meeting on July 26th and went over budget guidelines; attended the Drug Press Conference on July 30th. Mrs. Tuohey complemented the Sheriff and other law enforcement people who participated in and made it possible for the many arrests made, thereby taking many drug dealers/users off the streets in Orleans County; attended a meeting with PEBSCO representative regarding the County's Deferred Comp program - PEBSCO will be

continuing with the County's plan; attended Probation Meeting on August 2nd; attended the Barre Town Board meeting - they passed a resolution raising Senior Citizens Exemption, and also asked about recycling. Mrs. Tuohey attended a Safety Meeting on August 7th, and an 800 Megahertz Committee Meeting.

Legislator Bennett attended a meeting with the Highway Department and spent a great deal of time at the County Fair, at the Soil and Water Booth. Legislators Swiercznski and McCarthy attended their usual committee meetings.

Legislator Bower attended the usual committee meetings. Mr. Bower noted that a "Luau" was held for the residents of the nursing home, complete with a roasting pig.

Legislator Berger reported attending a meeting with the Sheriff re the drug situation in the County on July 30th, also attended a STOP-DWI meeting on July 30th; met with the Probation director on August 2nd; attended a finance meeting at the Nursing Home on August 3rd; attended the "800" Megahertz Meeting on Tuesday, August 7th; Legislator Berger also worked in the Soil and Water Conservation District booth at the 4-H Fair on August 2nd and 3rd.

Chief Administrative Officer Stan Dudek handed out summaries of the capital plan showing the lists of projects after the Board had decided which projects would remain and which should be deleted. With reference to Blue Shield for 1989, Mr. Dudek noted that "they are making money on our medical insurance premiums".

With reference to space problems currently experienced by the Health Department and Probation Department. Mr. Dudek had met with directors from both departments and discussed the possibility of moving the Health Department into the unfinished area of the Mental Health Building, and placing Probation in the area of the Nursing Home currently occupied by the Health Department. If this were done, it would "free up" some space on the Square - the second floor of Central Hall would be available and could be utilized by either the District Attorney or the Sheriff. It would be necessary to look at financing for the project. Mr. Dudek noted that there was still some bond monies left that could be used to renovate the area in the Mental Health Building basement. This is just one possibility of solving the space problem.

During the open discussion portion of the meeting, Mrs. Connie Mosher of the Town of Gaines was given

privilege of the floor. Mrs. Mosher explained that she had read the account of the GLOW meeting, and wasn't sure what it meant. Mrs. Mosher noted that there seemed to be a great deal of effort to get recycling going. She said that if the Town of Albion allows OSL to expand, it will give OSL more room, and asked if anyone had taken a long view of that situation - County doing recycling and the Town of Albion making a decision on OSL. Mrs. Mosher felt there should be more pressure placed on the Town to close it (landfill) down and have a County site for its own municipal waste. Mrs. Mosher said her group had a video put out by scientists, and noted that in a lot of cases materials are not reduced to "ash", and stated that she was at the meeting to ask if the Board had thought about what they were doing - benefiting OSL with the recycling program. Mrs. Mosher said she really didn't know what the County could do, because the County can't really say "yes" or "no". She noted that OSL wanted to quadruple the landfill - a mile long and two and a half times higher than it is now. It will "grace" the entrance to Albion. It affects the County in various ways. Mrs. Mosher stated she would just like to see something happen - she thought the County needs its own landfill.

Mr. Dudek commented that even though the County hasn't land use powers, it did hire an attorney to prepare an ordinance, and shared it with the Towns - the County did research, etc. It was noted that the Town was very "prickly" about it.

Mr. Don Stirk spoke with regard to incinerator ash, and noted that there is a regional ash broker for 3-4 state area, who has guaranteed to take hundreds of thousands of tons monthly and two of the sites offered to anybody for disposal are OSL and Chaffee Landfill - OSL is already targeted as a disposal site for incinerator ash. Mr. Stirk said that incinerator ash from Roswell Park in Buffalo is being received at OSL. He also said there is concrete evidence of offsite contamination of ground water - tests were done by State Health Department and DEC. Mr. Stirk said that anything the County could do would be greatly appreciated. Mrs. Mosher and Mr. Stirk thanked the Board for allowing them to express their views at the meeting.

Legislator Tuohey, with second by Legislator Berger moved for an executive session to allow for the discussion of a personnel matter. Motion carried.

Meeting recessed at 5:15 p.m.

Meeting reconvened at 5:33 p.m.

The following resolutions were presented:

RESOLUTION NO. 377-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AMENDING RESOLUTION NO. 115 OF THE YEAR 1970, AS SUBSEQUENTLY AMENDED, AUTHORIZING REAL PROPERTY TAX EXEMPTION TO PERSONS OVER 65

RESOLVED, that Resolution No. 115, adopted by the Board of Supervisors of Orleans County on April 5, 1970, as amended by subsequent Resolutions, granting real property tax exemption to persons over 65 years of age, be amended, to change the income eligibility from Nine Thousand Five Hundred Dollars (\$9,500.00) to Ten Thousand Five Hundred Dollars (\$10,500.00).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 378-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ADOPTING PRELIMINARY 1991 CAPITAL PLAN

BE IT RESOLVED, that the Preliminary 1991 Capital Plan covering the years 1991, 1992 and 1993 is hereby adopted as follows:

	<u>1991</u>	<u>1992</u>	<u>1993</u>
Total Project Costs	\$990,320	\$1,133,495	\$1,214,420
Revenues	595,390	566,995	418,437
Capital Reserves	<u>219,185</u>	<u>47,615</u>	<u>(181,868)</u>
Total County Cost	\$614,115	\$ 614,115	\$ 614,115;

and be it

FURTHER RESOLVED, that the Budget Officer include provisions for the 1991 Preliminary Budget for the list of projects comprising the first year of the 1991 Plan including a capital reserve contribution of \$219,185.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 379-890

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, Resolution No. 236-785 dated July 11, 1985 stated that the County of Orleans Industrial Development Agency has identified and presented to the Legislature the opportunities and constraints of the County affecting business location and expansion, and the Industrial Development Agency has and will continue to undertake a comprehensive program of marketing, promotion, site and building improvements and financing packaging; and

WHEREAS, Resolution No. 273-885 authorized transfer of certain funds to the County of Orleans Industrial Development Agency (COIDA) annually; and

WHEREAS, the COIDA passed a resolution at its regular meeting on Friday, July 20, 1990, requesting such transfer in the amount of \$25,000; and

WHEREAS, this amount is an approved county cost for COIDA projects in fiscal year 1990 as stated in the 1990 County Budget and under line item A8021.418;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Treasurer, upon receipt of said resolution, to pay to COIDA the sum of \$25,000 from COIDA Appropriation Account A8021.418; said amount to be a portion of the 1986 five year fund appropriation payment. Upon this transfer, \$100,000 of the \$125,000 appropriation will have been received, with the balance to be requested in Fiscal Year 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 380-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP BUDGET MONIES FOR RECORD MANAGEMENT GRANT

WHEREAS, the County has received a Records Management Grant in the amount of \$34,930;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby authorize the County Treasurer to set up new budget monies in Records Management budget accounts as follows:

Revenue Account:

A3060 \$34,930.00

Appropriation Account:

A1460.418 Other Contractual \$34,930.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 381-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH SUMNER, HANS & ASSOCIATES RE RECORDS MANAGEMENT PROJECT

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and ASSOCIATES, Hans & Associates, providing for consultant services for the County records inventory survey and for needs assessment covering a period of 43.25 working days, commencing on or about September 17, 1990 at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 382-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT WITH OLSTEN TEMPORARY SERVICES RE RECORDS MANAGEMENT PROJECT

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and Olsten Temporary Services of Rochester, New York to provide temporary personnel for the purpose of Records Management Inventory; said agreement to be in effect for approximately 32.5 days, at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 383-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO AMEND RESOLUTION NO. 323-690 CHANGING
PUBLIC HEALTH NURSE POSITION TO CASE MANAGER POSITION
IN THE COUNTY HEALTH DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby amend Resolution No. 323-690 to approve the filling of a permanent, full-time, Case Manager position, Grade 11, Step 1, of the CSEA Salary Schedule, abolishing the permanent, full-time, Public Health Nurse position, at Grade 15, Step 1, of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 384-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REINSTATING PREVIOUS ANNUAL LEAVE CREDIT
WITH THE COUNTY OF ORLEANS FOR PUBLIC HEALTH DIRECTOR
IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, Andrew Lucyszyn has had thirteen and a half (13.5) year pervious service with the County Health Department; and

WHEREAS, Andrew Lucyszyn has returned to Orleans County and has been appointed Public Health Director in the County Health Department; and

WHEREAS, Andrew Lucyszyn has requested the reinstatement of his previous years of service;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby reinstate previous service credit to Andrew Lucyszyn for annual leave accrual.

Adopted 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 385-890

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING LEASE AGREEMENT WITH MEDINA

MEMORIAL HOSPITAL AND COUNTY OF ORLEANS FOR LEASE OF
COMMISSIONER'S HOUSE

RESOLVED, that this Legislature does hereby approve the lease agreement between the County of Orleans and Medina Memorial Hospital for the lease of the Commissioner's House; said agreement to be effective April 1, 1990 through April 30, 1990, with continuation of said agreement on an month-to-month basis, for the sum of \$600.00 per month, payable, in advance, on or before the first day of each month.

Adopted. 7 ayes; 0 nays; 0 absent.

During the discussion of the foregoing resolution, Legislator Bower commented that he felt that the County should rent it to someone who wants to stay for a length of time, or possibly use it for another department. He also felt that the County should immediately start to look for another use for the house - Mr. Bower did not like renting on a month to month basis. He did say he would agree to approve the lease agreement, but that the County should consider these other options.

RESOLUTION NO. 386-890

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING TRANSFER OF FUNDS FROM CONTINGENT
FUND TO PUBLIC DEFENDER ACCOUNT A1170.459

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$4,000.00 from Contingent Fund Account A1990 to Public Defender Account A1170.459 Assigned Counsel; said transfer is necessary to cover additional expenses in the assigned counsel category.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 387-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIMS FOR ORLEANS COUNTY MARINE PARK EXPENSES

RESOLVED, that this Legislature does hereby

authorize the County Treasurer to pay the following capital project claims from Account H7180:

1. Colonna's Electric, Inc., 12987 Ridge Road, Albion, New York for work completed on Contract No. 1 of Phase II of the Marine Park...\$ 25,776.00
2. Vick Hardware & Equipment, 1823 Kendall Rd., Kendall, New York for work completed on Contract No. 3 of Phase II of the Marine Park...\$ 9,106.63

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy commented that the Park project is about fifty-one percent complete to date, and that the completion date for the entire project is September 1, 1990.

RESOLUTION NO. 388-890

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING APPLICATION FOR 1990-91 I LOVE NEW YORK MATCHING FUNDS PROGRAM

WHEREAS, the County of Orleans Tourism Promotion Agency is designated as the Official Tourism Promotion Agency representing the County in tourism promotion efforts; and

WHEREAS, Orleans County, in order to reserve its allocation of 1990-91 I LOVE NEW YORK matching funds under Article 5-a of the Commerce Law must file its application for those funds by August 8, 1990;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes the application for \$160,000.00 in State Matching Funds.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 389-890

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE HIGHWAY DEPARTMENT TO FILE APPLICATION FOR "800" MEGAHERTZ RADIO FREQUENCIES

BE IT RESOLVED, that this Legislature does hereby

authorize the Highway Department to apply for six (6) "800" megahertz radio frequencies at a cost not to exceed \$1,000.00.

Adopted. 7 aye; 0 nays; 0 absent.

RESOLUTION NO. 390-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING FEES ALLOWED FOR SAFETY PRESCRIPTION EYEGLASSES

RESOLVED, that the sum of \$70.00 is the maximum amount allowed for safety prescription eyeglasses by this Legislature for employees who are entitled to safety prescription eyeglasses.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 391-890

By Legislator McCarthy, who moved the adoption

Seconded by Legislator Berger.

RESOLUTION APPROVING CHANGE-ORDERS FOR ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby approve Change orders for Orleans County Marine Park as follows:

1. Maplewood Construction Corp. - authorizing change in type of window to be used for building, a deduction of \$2400.00.
2. Vick Hardware & Equipment - authorizing change in Plumbing Contract No. 3, pertaining to Fish Cleaning Station, an increase of \$1,676.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 392-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION ACCEPTING PROPOSAL FOR APPRAISAL OF REAL PROPERTY

WHEREAS, proposals were solicited and received for appraisals of four parcels of real property; and

WHEREAS, the lowest proposal received was in the amount of \$325.00 from Westridge Realty;

NOW, THEREFORE, BE IT RESOLVED that Westridge Realty be and hereby is authorized to make the requested appraisals at a total cost for such four (4) appraisals of \$325.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Swiercznski moved to remove the resolution entitled RESOLUTION ABOLISHING/CREATING POSITIONS IN THE ORLEANS COUNTY PROBATION DEPARTMENT from the table. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 393-890

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ABOLISHING/CREATING POSITIONS IN THE ORLEANS COUNTY PROBATION DEPARTMENT

RESOLVED, that this Legislature does hereby abolish and create certain positions in the Orleans County Probation Department, as follows:

1. Abolish one Account-clerk Typist (Grade 5, Step 3) position and in its place creates one Probation Assistant position at Grade 8, Step 1 on the CSEA salary schedule;
2. Abolish one Domestic Violence Program Coordinator position, and in its place creates one Probation Supervisor position;

and be it

FURTHER RESOLVED, that these positions shall become effective immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Tuohy, moved to remove the resolution entitled RESOLUTION APPROVING APPOINTMENTS TO PUBLIC SAFETY

ADVISORY COMMITTEE from the table. Motion carried.
The following resolution was then adopted:

RESOLUTION NO. 394-890

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO PUBLIC SAFETY
ADVISORY COMMITTEE

WHEREAS, the Public Safety Advisory Committee was created for the purpose of advising the Public Safety Committee and the County Legislature on matters relating to public safety when deemed necessary, with members being appointed annually by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointments of the following to the Orleans County Public Safety Advisory Committee, with term to end December 31, 1990:

<u>NAME</u>	<u>REPRESENTS</u>
Frank R. Berger 3626 North Gravel Road Medina, New York 14103	Legislature
E. Dean Holland Probation Department 34 East Park Street Albion, New York 14411	Probation
James Punch Orleans County District Atty. Cunneen Hall 27 Platt Street Albion, New York 14411	District Attorney
Paul I. Miles Orleans County Judge Court House Albion, New York 14411	Orleans County Judge
C. Eugene Leigh Ridge Road Albion, New York 14411	Village Town and Court Justices
Homer Phillips Main Street Medina, New York 14103	Village of Medina Police Dept.
Colin P. Murphy Bank Street	Village of Albion Police Dept.

Albion, New York 14411

Robert Tirsch
STOP DWI Director
County Office Building
Albion, New York 14411

DWI Coordinator

Howard Lake, Jr., Mayor
Village of Medina
Village Hall
Main Street
Medina, New York 14103

Village Government

Arthur Bowers
334 Clinton Street
Albion, New York 14411

Citizen

Dick Metz
Route 31, West
Albion, New York 14411

New York State Police

Sheriff David Green
26 Platt Street
Albion, New York 14411

Sheriff

Richard Clark
Civil Defense Director
West County House Road
Albion, New York 14411

Civil Defense

Harold Piedmonte, Supervisor Town Representative
Town of Clarendon
Town Hall
P. O. Box 145
Clarendon, New York 14479

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Swiercznski, moved to remove a resolution entitled RESOLUTION REGARDING OATHS OF OFFICE AND REAPPOINTMENT OF CERTAIN COUNTY OFFICERS TO TERMS TO EXPIRE AFTER THE DURATION OF THEIR ORIGINAL TERMS from the table. Motion carried.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to withdraw Sandra Bower, Director of Personnel and Self-Insurance from the resolution, noting that it would be included in a separate resolution. Motion carried.

Motion by Legislator Tuohy, with second by Legislator Bower, to removed Joe Cardone's name from the resolution, since he is no longer Assistant

District Attorney. Motion carried.

Motion by Legislator Bower, with second by Legislator McCarthy, to strike "committee or board members" section since the County Attorney is going to do more research regarding that section. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 395-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REGARDING OATHS OF OFFICE AND REAPPOINTMENT
OF CERTAIN COUNTY OFFICERS TO TERMS TO EXPIRE AFTER THE
DURATION OF THEIR ORIGINAL TERMS

WHEREAS, the Public Officers Law provides in part that certain County Offices become vacant if an oath of office is not filed with the County Clerk within 30 days before or after the commencement of their term of office and;

WHEREAS, various opinions and statements of the Attorney General of New York State and Courts exist which interpret the Public Officers Law and the Laws of the State of New York in a conflicting manner; and,

WHEREAS, to alleviate any question of County personnel in regard to the issue of filing an oath of office, and, to alleviate any question of legality of such personnel holding their respective offices, the County at the request of various officers does hereby resolve that the following persons be and they hereby are reappointed to fill the vacancies in the following offices for the unexpired terms of such offices:

<u>OFFICE</u>	<u>NAME</u>	<u>DATE OF APPT.</u>	<u>EXPIRATION DATE</u>
Asst. District Attorney	Milford Phinney		Serve at the Pleasure of Dist. Atty.
Historian	C. W. Lattin	12/28/78	No Fixed Term
Public Defender	Duane Johnson	01/10/90	12/31/91
Director, Wgts. & Measures	C. Shervin	02/28/90	No Fixed Term
Director, Job Development	James Hancock	06/21/79	No Fixed Term

Director, Youth Bureau/DWI	Robert Tirsch	09/20/79	No Fixed Term
Records Management Officer	Stanley Dudek	01/31/90	No Fixed Term
Director, Office for Aging	Carol T. Blake	04/17/75	No Fixed Term
Director, Mental Health	Drew Chenelly		Appointed by Mental Health Board (Con- firmed by Legislature)
Director, Probation	Dean Holland	05/09/90	No Fixed Term
Commissioner, Social Services	P. Hardenbrook	10/08/86	10/08/91
Supt. Bldgs. & Grounds	B. Bingaman	08/01/71	No Fixed Term
Director, Tourism	Donald White	05/25/89	No Fixed Term
I.D.A. Board	Lyndon Billings	01/3/80	No Fixed Term
I.D.A. Board	John Anderson	07/21/83	No Fixed Term
I.D.A. Board	Charles Benson	11/14/84	No Fixed Term
I.D.A. Board	Richard Bennett	01/22/86	No Fixed Term
I.D.A. Board	Rita Wolfe	10/19/86	No Fixed Term
I.D.A. Board	Henry Lehning	02/04/82	No Fixed Term
I.D.A. Board	Steve Isaacs	08/16/89	No Fixed Term

and be it

FURTHER RESOLVED, that the following are hereby
reappointed to the Mental Health Board:

<u>NAME</u>	<u>EXPIRATION DATE</u>
Richard Bennett 4779 Pine Hill Road Albion, New York 14411	12/31/91
Marge Keppler	4/13/92

c/o Forrestel Farms
11380 Main Street
Medina, New York 14103

Patricia Hardenbrook 4/13/92
16212 Carr Road
Kendall, New York 144767

Linda Doherty 4/13/92
228 N. Main Street
Albion, New York 14411

Satya Sahukar, MD 4/13/92
213 N. Main Street
Albion, New York 14411

Jean Howell 4/13/92
454 Howell Parkway
Medina, New York 14103

John Fernandez, MD 12/31/93
South Main Street
Albion, New York 14411

Carol Culhane 12/31/93
15310 E. Lee Road
Albion, New York 14411

and be it

FURTHER RESOLVED, that the following are hereby
reappointed to the Board of Health:

<u>NAME</u>	<u>EXPIRATION DATE</u>
Harvey Blanchet, MD 100 Ohio Street Medina, New York 14102	12/31/92
Satya Sahukar, MD 213 North Main St. Albion, New York 14411	12/31/93
Richard Bennett 4779 Pine Hill Road Albion, New York 14411	12/31/90
Virginia Everett Linwood Avenue Albion, New York 14411	12/31/90
Lorraine Limina Main Street Medina, New York 14103	12/31/91

Eric Brown
1976 West Road
Waterport, New York 14571

12/31/95

Eugene Ver, MD
Oak orchard Community Health Ctr.
243 S. Main Street
Albion, New York 14411

12/31/94

and be it

FURTHER RESOLVED, that the above named personnel holding the above named offices shall file an oath of office within 30 days after the adoption of this resolution and such filing shall be deemed "timely" in accordance with the Public Officers Law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 396-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REAPPOINTING PERSONNEL OFFICER WITH ASSIGNED DUTIES AS SELF INSURANCE DIRECTOR

RESOLVED, that this Legislature does hereby appoint Sandra G. Bower as Personnel Officer for Orleans County, with assigned duties as Self Insurance Director; said appointment to expire August 24, 1994.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Bower; 0 absent.

Motion by Legislator Swiercznski, with second by Legislator Bennett to adjourn the meeting. Motion carried.

Meeting adjourned at 6:50 p.m.

LEGISLATURE MEETING

August 22, 1990

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all the legislators were present, with the exception of Legislator Berger, who was excused.

The Clerk presented the following communications: a copy of the most current State Equalization Rates received from the NYS Division of Equalization and Assessment; a letter from the Town of Gaines stating that the Town would update their assessment records for the properties in the township, providing the County would use the NYS Division of Equalization and Assessment equalization rates when figuring next year's tax rates;

A letter of resignation from Orleans County District Attorney James P. Punch, effective September 4, 1990;

A letter from Thomas Sekuterski of Depew, New York complementing the County on the Development of Orleans County Marine Park in the Town of Carlton, also complementing David Albanese for the supervision he does at the Park. Mr. Sekuterski rents one of the boat slips at the Park.

Announced that 43 letters had been received since the previous meeting in favor of the Park Ridge Proposal for the old Arnold Gregory Memorial Hospital building; announced that 70 letters had been received in favor of expansion by the County Nursing Home.

Report of Standing Committees: Legislator Tuohey reported attending the "800" Megahertz meeting on Tuesday; interviewed three companies to determine who would draw up the bid specifications for the radio system - they will be back on September 28th. Mrs. Tuohey attended the Clarendon Town Board meeting and announced that the Board had reversed their resolution regarding the Park Ridge Proposal; attended the Self Insurance meeting to discuss the budget for the coming year; attended the public hearing on the 15th regarding Ag District No. 6. Mrs. Tuohey also attended the Inter-County Meeting in Cattaraugus County - the program was on the E911. She noted that they had started in 1983, and that even though Orleans County had just begun the process, Orleans County was further ahead than Cattaraugus County. Mrs. Tuohey attended

the Fire Chiefs' meeting in Hulberton; participated in a safety inspection of the County Highway Department with the Safety Committee, and told the Board that the Department rated pretty well.

Legislators Bennett and Swiercznski reported their usual meetings. Legislator Swiercznski said he had attended a presentation on a recycling program for Orleans County.

Legislator McCarthy reported attending the usual meetings. Mr. McCarthy said he had met with Highway and they were concerned with the costs of snow plowing and sanding of County roads. He noted that several town highway superintendents were at a Conference Session to present their proposal for an increase in the rates that are currently being charged. They asked for a total cost of \$2,000 per lane mile for sanding and snow plowing. Mr. McCarthy felt this was a fair figure. However, Mr. McCarthy said the Committee had presented increases beginning with a total of \$1,850 per lane mile for sanding and snow plowing for the 1991-92 season, and a one hundred dollar (\$100.00) a year increase over the next four years (\$1,950.00; \$2,050.00; \$2,150.00; \$2,250.00). The Highway Superintendents were going back to their Boards to present these increases. They will get back to the Highway Committee as soon as possible. Mr. McCarthy felt this would help relieve the problem. He reported that the Buildings and Grounds Department had started work on the ramp at the jail; also that work on the parking lot at the County Administration Building and the Mental Health Building would probably begin on Saturday.

Legislator Bower report his regular meetings. He also said he had met officials from the Orleans County Nursing Home, Park Ridge and Medina, and said that everyone (Board members) would be getting a copy of the minutes. HSA, Jack Pease and Mr. Bower met with these people, and Mr. Bower said that there was not much change in their positions.

Mrs. Connie Mosher, (SPOC - Stop Polluting Orleans County) was given privilege of the floor and asked if the Board would adopt a resolution opposing OSI's request to increase daily intake at the Transit Road site. Mrs. Mosher said she realized the County was not part of the process, but felt it was important for the people of the County to know that their Legislature has taken a stand. Legislator Swiercznski stated that the Legislature has already passed two of this type resolution since the first of the year.

Legislator Swiercznski, with second by Legislator

Bennett, moved to waive the rules to allow the addition of several resolutions to the agenda. Motion carried. 6 ayes; 0 nays; 1 absent, Legislator Berger. (Legislator Tuohey commented that she didn't like to add last minute resolutions to the agenda.)

The following resolutions were presented:

RESOLUTION NO. 397-890

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING SERVICE AGREEMENTS FOR ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the following service agreements for the Orleans County Nursing Home:

1. Medina Memorial Hospital Agreement providing laboratory, radiology and long term home health care services, to be effective June 1, 1990 through May 31, 1991;
2. Chaplain's Agreement with Reverend Mary Jane Saunders, to be effective May 1, 1990 through May 1, 1991 at an annual cost of \$900.00 to be paid in monthly installments of \$75.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 398-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H4310.2 MENTAL HEALTH SERVICES BUILDING

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$8,128.89 to Iroquois Rock Products, Inc., P. O. Box 25144, Rochester, New York 14625 for materials for the Mental Health Services Building parking lot; said payment to be made from Capital Project Acct. H4310.2 Mental Health Services Building.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 399-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$19,192.00 to Silverline Construction, Inc., Newton Road, Burdett, New York 14818 as final payment for the Harris Road Bridge over Johnson Creek project; said payment to be made from Capital Project Acct. H5120.2 Bridges.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 400-890

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TRANSFERRING FUNDS FROM 1989 FUND BALANCE TO
1990 ACCOUNT A7312.465 YOUTH BOWLING

WHEREAS, a balance of \$679.60 in locally raised funds remained unspent in 1989; and

WHEREAS, these funds were specifically raised by the Youth Bureau and earmarked for the Youth-At-Risk after school bowling program;

NOW, THEREFORE, BE IT RESOLVED that \$679.60 be set up from 1989 Fund Balance to A7312.465 Youth Bowling.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 401-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY
CIVIL DEFENSE AND STATE EMERGENCY MANAGEMENT OFFICE

RESOLVED, that this Legislature does hereby approve the agreement between Orleans County Civil Defense and State Emergency Management Office, which

provides for the Local Emergency Planning Committee of Orleans County to receive funds totalling \$15,000 over a three year period time to be used to further said Committee's mandate under Title II of the Superfund Amendments and Reauthorization Act of 1986; and be it

FURTHER RESOLVED, that said funds shall be distributed in annual installments of \$5,000.00 each (fifty percent of the funds to be advanced upon receipt of an expenditure plan, and the remainder to be paid upon verification of prior expenditure of the advanced amount) with the first year funds to be distributed upon approval of the State Comptroller, and the remainder to be distributed on April 1, 1991 and April 1, 1992 in a similar manner.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 402-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SETTING UP NEW BUDGET MONIES INTO BUILDINGS AND GROUNDS CONTRACTUAL ACCOUNT

WHEREAS, the Buildings and Grounds Department initially paid for emergency repairs for card damage to the switchboard at the Mental Health Services Building, which was caused by lightning; and

WHEREAS, an insurance check has been received in the amount of \$386.00 as a result of a claim filed for this damage;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies in the amount of \$386.00 for Revenue Account A2680 Insurance Recovery, into Buildings and Grounds Account A1620.418 Other Contractual.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 403-890

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING SUBMISSION OF SSI OUTREACH GRANT APPLICATION BY OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby authorize the Office for the Aging to submit a competitive grant application to the New York State Office for the Aging for \$30,538.00 in 100% reimbursed funds to conduct SSI outreach activities for the approximate period of November 1, 1990 - October 31, 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 404-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING AGREEMENT WITH MONROE COUNTY FOR MEDICAL EXAMINER SERVICES

RESOLVED, that this Legislature does hereby approve the agreement between Orleans County and the County of Monroe for Medical Examiner Services for the calendar year 1990, at an annual cost of \$15,000.00; said payment to be made in two equal installments of \$7,500.00 each, on June 30, 1990 and January 15, 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 405-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING THE PROVISIONS OF TITLE 2 OF ARTICLE 8 OF THE REAL PROPERTY TAX LAW FOR THE APPORTIONMENT OF COUNTY TAXES

RESOLVED, that the Provision of Title 2 of Article 8 of the Real Property Tax Law, be and they hereby are, adopted by this Legislature for the purpose of apportioning county taxes in Orleans County so that the State Board of Equalization and Assessment shall determine county equalization rates for each town as provided in said Title 2; and be it

FURTHER RESOLVED, that this resolution shall take effective immediately and apply to the next ensuring county tax levy and shall remain in effect until rescinded by a further resolution of this Legislature; and be it

FURTHER RESOLVED that the Clerk of this

Legislature file a copy of this resolution with the State Board of Equalization and Assessment within five days after its adoption.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 406-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION CREATING TEMPORARY CLERK POSITION IN RECORDS MANAGEMENT DEPARTMENT

RESOLVED that this Legislature does hereby create one Temporary Clerk position in the Records Management Department; said position to be Grade 1, Step 3, with a 1990 salary cost of \$4,048.38 and is fully funded through the Records Management Grant.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 407-890

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ESTABLISHING THE COUNTY, TOGETHER WITH THE COUNTIES OF GENESEE, LIVINGSTON, AND WYOMING, AS LEAD AGENCY FOR COMPREHENSIVE SOLID WASTE MANAGEMENT PLAN; DETERMINATION OF SIGNIFICANCE OF PROPOSED ACTION; ISSUING A POSITIVE DECLARATION; AND DIRECTING THE PREPARATION OF A DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT.

WHEREAS, the County, together with Counties of Genesee, Livingston, and Wyoming (all four counties collectively referred to herein as the "Counties"), pursuant to Resolution No. 185 1990 of Genesee County, Resolution No. 90-223 1990 of Livingston County, and Resolution No. 349-790 1990 of Orleans County, and Resolution No. 90-173 1990 of Wyoming County (the "Resolutions"), and in accordance with each County's desire that the necessary steps be initiated to establish a lead agency pursuant to the State Environmental Quality Review Act ("SEQRA"), directed the GLOW Region Solid Waste Management Committee (the "Committee") to prepare and distribute the requisite notices to all involved agencies to establish a lead agency for the development of a comprehensive solid waste management plan; and

WHEREAS, pursuant to such direction, the Committee prepared and distributed such notices together with a completed Full Environmental Assessment Form to all involved agencies on July 16, 1990; and

WHEREAS, pursuant to the Resolutions, such notices included a provision stating that the Counties proposed to establish themselves as the appropriate lead agency; and

WHEREAS, pursuant to SEQRA, such notices also included a provision stating that all involved agencies must agree upon the lead agency designation no later than August 16, 1990, and that to facilitate such agreement, such notices requested that all such agencies submit their responses in writing to the Committee within 10-15 days; and

WHEREAS, pursuant to such notices, all involved agencies, on or before August 16, 1990, responded in agreement that the Counties should establish themselves as lead agency; and

WHEREAS, the Counties have reviewed the procedural and substantive requirements, criteria, and factors under SEQRA relative to (i) classifying the type of action to be undertaken (ii) agency review, and (iii) criteria for determination of significance; and

WHEREAS, the County reviewed among other things, the information provided by the Committee as directed by Resolution No. 349-790 dated July 11, 1990, relative to the determination of environmental significance of the proposed action; and

WHEREAS, the Committee, as requested by the Counties, has prepared all documents and information with respect to the determination of environmental significance of such proposed action; and

WHEREAS, the County has considered, reviewed and analyzed all such documents and information necessary for the determinations herein; now, therefore, be it

RESOLVED, that in recognition of the agreement of all involved agencies, the County of Orleans, together with the Counties of Genesee, Livingston, Wyoming, hereby establish themselves as lead agency for the purposes of fulfilling the requirements of SEQRA with respect to the proposed solid waste management plan; and be it further

RESOLVED, that the Counties, as lead agency, hereby state that they were in receipt of all information reasonably necessary to make a

determination of significance on or about July 25, 1990; and be it further

RESOLVED, that the Counties, as lead agency, hereby determine that the proposed solid waste management plan is a Type I action for purposes of SEQRA; and be it further

RESOLVED, that upon consideration, review and analysis of all the SEQRA documents and information relative to the determination of the significance of the proposed solid waste management plan and in recognition of the criteria and standards in SEQRA regarding the making of such determination, the Counties, as lead agency, hereby find and declare that the proposed solid waste management plan may include the potential for at least one significant environmental effect; and be it further

RESOLVED, that as a consequence of such finding and declaration and in compliance with the requirements of SEQRA, the Counties, as lead agency, hereby issue the attached positive declaration and direct that the Committee, as the staff assistant to the lead agency, file, publish and make available the same in accordance with the requirements of SEQRA; and be it further

RESOLVED, that as a consequence of such finding and declaration and the issuance of a positive declaration and given the nature and scope of the proposed solid waste management plan and the considerations in SEQRA relative to the preparation of a generic environmental impact statement, the Counties, as lead agency, hereby direct that a generic environmental impact statement be prepared and that the Committee, as staff assistant to the lead agency, take such action as may be necessary to assist the lead agency in preparing a draft generic environmental impact statement in accordance with the requirements of SEQRA; and be it further

RESOLVED, that in support of their determination of significance with respect to the proposed solid waste management plan and in compliance with the requirements of SEQRA, and Counties, as lead agency, hereby notice and set forth in the attached positive declaration a reasoned elaboration for their determination.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 408-890

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DIRECTING THE DEVELOPMENT OF A LOCAL SOLID WASTE MANAGEMENT PLAN

WHEREAS, Orleans County, together with the Counties of Genesee, Livingston, and Wyoming (all four Counties collectively referred to as the "Counties"), pursuant to Resolution No. 185 1990 of Genesee County, Resolution No. 90-223 1990 of Livingston County, Resolution No. 349-790 1990 of Orleans County, and Resolution No. 90-173 1990 of Wyoming County (the "Resolutions"), directed the GLOW Region Solid Waste Management Committee (the "Committee") as the administrative agency of the Counties, to prepare a generic environmental impact statement with respect to the proposed development of a comprehensive solid waste management plan for the Counties; and

WHEREAS, the Solid Waste Management Act of 1988 (the "Act") states, among other things, that after April 1, 1990 an application for a permit to construct a solid waste management facility will not be complete until a local solid waste management plan is in effect; and

WHEREAS, the Act authorizes, among other things, that prepared resource materials or generic analysis shall be utilized to minimize the development and use of original data to be included in a local solid waste management plan; and

WHEREAS, the procedures, and information that must be developed and analyzed in the draft generic environmental impact statement authorized by the Resolutions closely parallels the requirements under the Act regarding the information that must be developed and analyzed for a local solid waste management plan; and

WHEREAS, it is in the interest of the Counties to develop a local solid waste management plan for each County as part of, and in conjunction with, the draft generic environmental impact statement; and

WHEREAS, the Counties, as lead agency, have determined that the draft scope of issues to be addressed in the draft generic environmental impact statement should be expanded, as necessary, to include those issues required to be addressed in a local solid waste management plan for each County pursuant to the Act;

NOW, THEREFORE BE IT RESOLVED, that the Counties hereby direct the Committee as their administrative

agency, to develop a local solid waste management plan for each County pursuant to the requirements of the Act and that such local solid waste management plans be prepared as part of, and in conjunction with, the draft generic environmental impact statement being prepared as previously directed by the Counties, as lead agency, pursuant to the Resolutions; and be it

FURTHER RESOLVED, that the draft scope of issues to be addressed in the draft generic environmental statement, the comments requested and the public hearing to be held thereon, all as directed to be prepared, requested and held, respectively, by the Counties, as lead agency, pursuant to the Resolutions, be expanded as necessary, to include those issues required to be addressed in preparing a local solid waste management plan for each County pursuant to the Act.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger

RESOLUTION NO. 409-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION TO SET UP NEW BUDGET MONIES IN THE COUNTY HEALTH DEPARTMENT DUE TO THE ACCEPTANCE OF A GRANT FROM THE STATE HEALTH DEPARTMENT FOR LEAD POISONING PREVENTION

BE IT RESOLVED, that this Legislature does hereby approve an increase in the County Health Department Budget for 1990 to accommodate the acceptance of a Grant from the State Health Department for Lead Poisoning Prevention, as follows:

Revenue:

A3472 NYS Lead Poisoning Prevention Program	\$5000.00
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Appropriation:

A4010.100 Personal Services	\$ 342.00
A4010.200 Office Equipment	4658.00
Total Grant	\$5000.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 410-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO APPROVE THE CREATION OF A SUPERVISING
PUBLIC HEALTH NURSE POSITION IN THE COUNTY HEALTH
DEPARTMENT

WHEREAS, the County Health Department has determined the need to create a Supervising Public Health Nurse position to assist the Director of Patient Services in the Nursing Division;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create a permanent, full-time, Supervising Public Health Nurse position in the County Health Department, at Grade 16, Step 1, of the CSEA Salary Schedule, with an annual salary of \$21,133.00.

Adopted. 5 ayes; 1 nay, Legislator Tuohey; 1 absent, Legislator Berger.

RESOLUTION NO. 411-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENTS WITH SOCIAL WORK
INTERNS AND CLINICAL PSYCHOLOGIST INTERNS WITH
DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following student interns for the Department of Mental Health as follows:

1. Sharon Dexter, 2009 Park Avenue, Waterport, New York 14571 providing services as a Social Work Intern for three (3) days per week, at a rate of \$40.00 per week for the time period of August 26, 1990 to May 8, 1991;
2. Lucinda Hotchkiss, 747 East Avenue, Rochester, new York providing services as a Clinical Psychology Intern for twenty-one (21) hours per week, at a annual salary of \$10,000.00 to be in effect September 5, 1990 to August 31, 1991;
3. Mary E. Olsen, 14 Granger Place, Apt. 3, Rochester, New York providing services as a Clinical Psychology Intern for twenty-one (21) hours per week at an annual salary of \$10,000.00 to be in effect September 5, 1990 to August 31,

1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 412-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AND AWARDED TRANSPORTATION BID
AND APPROVING CONTRACT FOR PRESCHOOL HANDICAPPED
CHILDREN'S (BIRTH TO FIVE) PROGRAM IN ORLEANS COUNTY

WHEREAS, it was necessary to advertise for bids for transportation for the Preschool Handicapped Children's (Birth to Five) Program in Orleans County prior to this Board meeting, in order to be have transportation available to these children in September, when their school year starts; and

WHEREAS, said bids were received and reviewed by the Chief Administrative Officer and the Department of Mental Health;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the aforementioned advertising for bids for said transportation, and does hereby award the bid to, and authorize an agreement with Rides Unlimited of Niagara for a 12 month, two (2) year contract that would include the 1990-92 School year, the 1991 Summer Session, the 1991-92 School and the 1992 Summer Session, as follows:

Route 1 - ARC Rainbow Preschool: \$15.95 per child per day.

Route 2 - Monroe Orleans BOCES II (Spencerport): \$28.00 per child per day.

Route 3 - United Cerebral Palsy: \$28.00 per child per day.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 413-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING PHYSICALLY HANDICAPPED CHILDREN'S

PROGRAM COORDINATOR IN THE ORLEANS COUNTY HEALTH DEPARTMENT

WHEREAS, the Orleans County Health Department has determined the need to hire a Physically Handicapped Children's Program Coordinator to supervise and coordinate all employees and programs associated with providing services to families of children with special health care needs, and;

WHEREAS, money is available in the County Health Department's 1990 budget to create said position, and;

WHEREAS, said position is reimbursable through Article VI funding from the State at 100%;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby create a Physically Handicapped Children's Program Coordinator position in the Orleans County Health Department, at Grade 16, Step 1, of the CSEA Salary Schedule with an annual salary of \$21,133; said position to be reviewed if there are any changes in funding.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 414-890

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A STATE GRANT-IN-AID FOR RESOURCE RECOVERY AND/OR SOURCE SEPARATION EQUIPMENT FOR A MUNICIPAL SOLID WASTE MANAGEMENT PROJECT AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

WHEREAS, the State of New York provides financial aid for resource recovery equipment, source separation equipment, or both, for the implementation of small scale, low-technology approaches to resource recovery; 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,

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 Orleans County Legislature 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 its portion of the cost of said Solid Waste Management Project.

4. That the MUNICIPALITY or MUNICIPALITIES set forth their respective responsibilities by attached joint resolution relative to a joint Solid Waste Recovery and Management Project.

5. That five (5) Certified Copies of this Resolution be prepared and sent to the NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, ALBANY, NEW YORK 12233-4015, together with a complete application.

6. That this resolution shall take effect immediately.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 415-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING CREATION OF NEW POSITIONS AND SALARIES FOR THE DISTRICT ATTORNEY'S OFFICE

BE IT RESOLVED, that this Legislature hereby authorizes the creation of two new positions for the District Attorney's Office of the County of Orleans, with the salaries as set forth herein:

Third Assistant District Attorney: Annual salary of \$19,500.00 for the remainder of 1990;

1/4-Time Secretary Position: Annual salary of \$4,724.00 for the remainder of 1990;

and be it

FURTHER RESOLVED, that this Legislature also authorizes the salaries for the two remaining positions of Assistant District Attorney, as follows:

First Assistant District Attorney - Milford L. Phinney: Annual salary of \$21,500 for the remainder of 1990.

Second Assistant District Attorney - Sanford A. Church: Annual salary of \$20,500 for the remainder of 1990.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 416-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS WITHIN THE DISTRICT ATTORNEY'S BUDGET

BE IT RESOLVED, that this Legislature hereby authorizes the transfer of funds within the District Attorney's budget as follows:

From:

A1165.1 Personal Services \$7,300.00;

To:

A1165.418 Other Contractual \$7,300.00;

said transfer is necessary to cover the cost of purchasing the law library, furniture and equipment presently owned by James P. Punch and used by the County of Orleans.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 417-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING CHAIRMAN TO EXECUTE ORDER FOR ENHANCED-911 EMERGENCY AND TELEPHONE SYSTEM WITH NEW YORK TELEPHONE PURSUANT TO SECTION 450 OF THE COUNTY LAW

WHEREAS, New York Telephone was previously requested to prepare an order for an Enhanced-911 Emergency Telephone System in Orleans County; and

WHEREAS, the order has been prepared by New York Telephone; and

WHEREAS, the charges for the service and terminal equipment will consist of non-recurring charges, in addition to monthly rates and charges for all associated exchange service and private line service, including mileage charges, as contained in the Company's tariff as in effect from time to time; and

WHEREAS, the monthly charges are regulated by the New York State Public Service Commission by tariff, with the tariff charges subject to change after service has been established; and

WHEREAS, the applicable mileage charges for dedicated circuits for which the County will be responsible include mileage from Company end offices to control offices and from control offices to the designated public safety answering points; and

WHEREAS, the installation cost is currently established by tariff at \$19,961.57 and the monthly charges are currently established at \$5,906.08; and

WHEREAS, it is proposed that the County subscribe to Enhanced-911 service for a period of five (5) years, as approved by tariff; and

WHEREAS, it is proposed that an access line surcharge will provide funding for all, or a substantial part of, the aforementioned costs;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be, and he hereby is, authorized and directed to execute an order, on behalf of Orleans County, with New York Telephone for the above described services, according to the above described terms.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 418-890

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING CHAIRMAN TO EXECUTE E-911
NON-DISCLOSURE AGREEMENT WITH NEW YORK TELEPHONE
COMPANY

WHEREAS, the Chairman of this Legislature has been authorized to execute an Order for Enhanced-911 Emergency Telephone Service within the County with New York Telephone Company; and

WHEREAS, New York Telephone Company has requested as part of fulfilling its commitment to provide such service that the County execute a E-911 Non-disclosure Agreement requiring the County and its personnel to protect information provided by New York Telephone Company relative to its customers in connection with the implementation of the E-911 system; and

WHEREAS, it is desirous to promote the prompt and efficient establishment of such E-911 system;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the E-911 Non-Disclosure Agreement between the County of Orleans and the New York Telephone Company.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 419-890

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FOR COURT HOUSE ROOF PROJECT

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$22,259.70 to Leo J. Roth Corporation, 214 Clifford Avenue, Rochester, New York 14621 from Capital Project Account H1620; said amount is in payment of Application No. 4 for work completed to date on the Court House Roof Project.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 420-890

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FOR MENTAL HEALTH SERVICES BUILDING PROJECT

RESOLVED, that this Legislature does hereby

authorize the County Treasurer to pay the sum of \$3,000.00 to J & J Piping Company of Rochester, New York; said payment will be the final payment on the HVAC contract, and is the retainage currently being held by the County.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Berger.

RESOLUTION NO. 421-890

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION CHANGING TIME FOR LEGISLATURE MEETINGS FOR THE MONTHS OF SEPTEMBER AND OCTOBER 1990

BE IT RESOLVED, that the during the months of September and October, 1990, the regular meetings of the Orleans County Legislature shall be held at 4:30 p.m., instead of 7:30 p.m.

Adopted. 6 ayes; 0 nays; 1 absent, Legislature Berger.

Chairman Billings announced that the Conference Session for September 12th would begin at 1:00 p.m. This will allow all Department Heads requesting upgrades and/or new positions to come and explain to the Board the reason for their requests.

Chairman Billings read and signed a proclamation proclaiming the Week of September 16 through 22, 1990 Emergency Medical Services Week in Orleans County.

Legislator Bower, with second by Legislator McCarthy moved to adjourn the meeting. Motion carried.

Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING

September 12, 1990

The Chairman called the meeting to order at 5:05 p.m., immediately after the Conference Session. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

At the request of Legislator Swiercznski, the Chairman called for a moment of silence in memory of Raymond C. Pahura of Medina, New York. Mr. Pahura was a former Supervisor from the Town of Shelby, and served on the Orleans County Board of Supervisors from 1960 through 1965. Mr. Pahura served as Chairman of the Board of Supervisors in 1964. During his years of service to the County, Mr. Pahura served as the County Tax Director, and served as the County's Economic Development Coordinator. It was during this period, and through the efforts of Mr. Pahura, that many new businesses came into the County - Fisher-Price, Bernz-O-Matic, Bayex, S.A. Cook and Ontario Containers, to name a few. Mr. Pahura retired in 1978. He was an asset to the County, and will be missed.

The Clerk presented the following communications: Notice from the NYS Department of Agriculture and Markets that Agricultural District No. 8 in the Towns of Ridgeway and Yates is up for 8-year review; a copy of a resolution adopted by the Town of Barre stating that the Age 65 Tax Exemption had been raised to \$10,500, the same as the County's exemption; notice from the Inter-county Association that their September 20th meeting will be held at the Genesee Falls Inn in Portageville, with County-wide assessing as the topic of the program;

Acknowledgment from the NYS Division of Equalization and Assessment that they had received the County's resolution (No. 405-880) adopting the provisions of Title 2 of Article 8 of the Real Property Tax Law; also announced that the Equalization Rates to be used for the apportionment of the 1991 County tax levy had been received, and that each legislator had been given a copy, as well as the towns;

Announced that 7 letters had been received in favor of Park Ridge's proposal for the AGM Hospital building and 2 had been received in favor of the Nursing Home Expansion; announced that the minutes from the August 14th meeting of the Soil and Water Board had been received and were on file; announced that a copy

of the minutes from the July 25/26 OTB Board Meeting had been received and were on file; announced that a copy of the May 21st Fire Advisory Board meeting had been received and were on file;

A letter from the NYS Department of Transportation re the Rural Transportation Grant - Orleans County was not awarded the Grant;

An invitation from the Orleans County Farm Bureau to attend their annual dinner meeting at Fox Hollow Run in Fancher on October 19, 1990 at 7:00 p.m.

Report of Standing Committees: Legislators Swiercznski and McCarthy reported their usual committee meetings. Legislator McCarthy said he and Legislator Bennett had been working on the Surplus Auction. Legislator Tuohy reported attending the EAP meeting, the Awards Committee meeting, the radio meeting, as well as her usual committee meetings.

Legislator Berger attended the 800 Megahertz meeting, the Soil and Water meeting on August 14th; attended the Self Insurance meeting, NYS Dept. of Transportation meeting, met with the County Highway Department, and attended the public hearing for Ag Dist. No. 6 in Ridgeway Town Hall on August 15th; attended the Inter-county Meeting at the Onoville Marina in Cattaraugus County on August 16th; met with the D.A., the Finance Committee, the Fire Chiefs (in Hulberton), the Fire Advisory Board, with Personnel to discuss budget, and attended the 800 Megahertz meeting on August 20th; attended a Self-Insurance meeting on August 29th; met with the Senior Citizens and veterans organizations on August 31st; met with the DA, and attended the Ridgeway Town Board meeting on September 2nd; attended a meeting at the Marine Park on September 5th; met with Probation (4 interns are working there) on September 6th; attended an 800 Megahertz meeting, and met with the County Historians on September 10th; attended a Safety Committee meeting, the Awards Committee meeting and Soil and Water meeting on September 11th.

Legislator Bower reported his regular departmental meetings and stated he would be attending the NYSAC Fall Conference in Syracuse on Tuesday - Mr. Bower is a member of the Transportation Committee that will be meeting that day.

The following resolutions were presented:

RESOLUTION NO. 422-990

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING 1991 STOP DWI PLAN

WHEREAS, the STOP DWI Advisory Board has reviewed and approved the STOP DWI PLAN for 1991;

NOW, THEREFORE, BE IT RESOLVED, that said Plan totalling \$72,787.96 is hereby approved by this Legislature and authorization is hereby given to submit said Plan to the New York State Dept. of Motor Vehicles for their approval.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion of the resolution regarding the STOP DWI plan, Legislator Tuohey stated that the County is paying a charge-back to Genesee Community College for those who are required to take the DWI course because of DWI or DWAI charges. Mrs. Tuohey asked why these charges couldn't come out of the DWI contingency fund. She said Mrs. Basinait will be talking with Rob Tirsch, the STOP DWI Coordinator, about this. Legislator Swiercznski said it was his understanding that those individuals pay the entire amount for the DWI course, noting that the Defensive Driving course might be different. The Chief Administrative Officer will be checking into the matter.

RESOLUTION NO. 423-990

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 6 (ALSO KNOWN AS RIDGEWAY AGRICULTURAL DISTRICT) AFTER EIGHT-YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 6 was certified on March 12, 1982; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requires existing Agricultural Districts to be reviewed every eight years; and

WHEREAS, that review has been completed with reports of recommendations from the County's Agricultural Districting Advisory Committee and Planning Board; and

WHEREAS, proper notice was conducted and a public

hearing held on August 15, 1990;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County Agricultural District No. 6 (also known as Ridgeway Agricultural District containing portions of the Towns of Ridgeway, Gaines, Shelby, Albion, and Barre) be approved with modification, that modification being as follows:

1. Include tax parcels 58.00-1-18, 60.00-1-1, 60.00-1-10, 60.00-1-11.221, 60.00-1-11.222, 60.00-1-19.1, 60.00-1-19.3, 60.00-1-2.2, 60.00-1-25, 60.00-1-33.2, 60.00-1-43, 60.00-1-46, 60.00-1-47, 60.00-1-50.2, 60.00-1-56.2, 60.00-1-62, 69.00-1-18.12, 71.00-1-12, 71.00-1-14.22, 71.00-1-2, 71.00-1-56, 71.00-1-62.1, and 71.00-1-8, as requested by the owners during the 30 day comment period.

2. Adjust the boundary of the district to include tax parcels 60.00-1-19.2, 60.00-1-2.1, 60.00-1-33.1, 60.00-1-54, 60.00-1-55, 60.00-1-57.1, 60.00-1-57.2, 60.00-1-57.3, 60.00-1-58, 60.00-1-59, 60.00-1-60, 60.00-1-63, 71.00-1-1, 71.00-1-10, 71.00-1-11, 71.00-1-57, 71.00-1-62.2, 71.00-1-63, 71.00-1-64, and 71.00-1-9.

3. Add tax parcels 61.00-1-1.1, 61.00-1-35, 61.00-1-41.3, 61.00-1-45, 71.00-1-31, 72.00-1-30, 72.00-1-34, and 72.00-1-36.2 as requested by the owner at the public hearing.

FURTHER RESOLVED, that the revised map and description of the district be filed with the Orleans County Clerk, the Towns of Ridgeway, Gaines, Shelby, Albion, and Barre and the Commissioner of Agriculture and Markets.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 424-990

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A STATE GRANT-IN-AID FOR LOCAL RESOURCE REUSE AND RECOVERY PROGRAM (LRRRP) PROJECT AND SIGNING OF THE ASSOCIATED STATE CONTRACT AMENDMENT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

WHEREAS, the State of New York provides financial aid for Local Resource Reuse and Recovery Program projects; and

WHEREAS, Orleans County 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 Amendment 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 Orleans County Legislature

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 GLOW Region Solid Waste Management Committee 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, that the Chairman of the Orleans County Legislature is directed and authorized to sign the resulting State Contract Amendment if said application is approved by the STATE;

3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said LRRRP project, in accordance with the 1991 GLOW budget, not to exceed \$30,000.00.

4. That five (5) Certified Copies of this Resolution be prepared and sent to the NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, DIVISION OF SOLID WASTE, 50 WOLF ROAD, ALBANY, NEW YORK 12233-4015.

5. That this resolution shall take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 425-990

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) Berkshire Farm Center, Canaan, New York to provide institutional foster care services for children; to be effective 7/1/90 - 6/30/91 at a cost of \$57,117 per child. County cost is \$19,420 per child.
- (2) Gateway, Williamsville, New York to provide institutional foster care services for children; to be effective 7/1/90 - 6/30/91 at a cost of \$61,418 per child. County cost is \$20,882 per child.
- (3) Hillside Children's Center, Rochester, New York to provide institutional foster care services for children; to be effective 7/1/90 - 6/30/91 at a cost of \$64,208 per child. County cost is \$21,830 per child.
- (4) Hillside Children's Center, Rochester, New York to provide cluster/therapeutic foster care services; to be effective 7/1/90 - 6/30/91 at a cost of \$44,721. County cost is \$15,205.
- (5) Kendall Agricultural Center, Kendall, New York for the purchase of day care services; to be effective 6/1/90 - 5/31/91 at a cost of \$60 per week per child. County cost is \$7 per week per child.
- (6) New Life Homes, Bath, New York to provide institutional foster care services for children; to be effective 7/1/90 - 6/30/91 at a cost of \$28,109 per child. County cost is \$9,557 per child.
- (7) Orleans County Data Processing Department to provide computer programming and consultation services; to be effective 4/23/90 - 12/31/90 at a cost of \$12,458. County cost is \$3,115.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 426-990

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS RE ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the following claims from capital project account H7180 for Orleans County Marine Park - Phase II expenses:

1. Colonna's Electric, 12987 Ridge Road, Albion, New York for payment No. 2 on Contract No. 2 in the amount of.....\$18,576.00
2. Maplewood Construction Corporation, 5534 Express Drive, South, Holtsville, New York for payment No. 2 on Contract No. 1 in the amount of....\$38,992.50
3. Vick Hardware & Equipment, 1823 Kendall Rd., Kendall, New York for payment No. 3 on Contract No. 3 in the amount of.....\$ 4,741.42
4. Suburban Electric of Albion, 225 E. Bank Street, Albion, New York for payment No. 1 of Contract No. 4 in the amount of.....\$ 1,710.00

Adopted. 7 ayes; 0 nays; 0 absent.

It was noted during discussion on the previous resolution, that the problem between Maplewood Construction and the Engineer had been resolved.

RESOLUTION NO. 427-990

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING ONE EMPLOYMENT AND TRAINING COUNSELOR POSITION AND ONE EMPLOYMENT REPRESENTATIVE POSITION IN THE JOB DEVELOPMENT AGENCY

WHEREAS, the Director of the Job Development Agency has requested and has justified the creation of one permanent full-time Employment and Training Counselor position and one permanent full-time Employment Representative position; and

WHEREAS, the Director has indicated that these positions are at no cost to the County;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create one permanent full-time

Employment Representative effective September 13, 1990; and be it

FURTHER RESOLVED, that this Legislature does hereby create one permanent full-time Employment and Training Counselor position effective October 1, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 428-990

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto David J. & Patricia Vipham, 16379 Munger Road, Byron, New York 14422, for the sum of \$7,023.18, which includes the 1986 through 1990 taxes, Parcel No. 64, Tax Map No. 120.00-1-62 of the premises contained in the 1989 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 226, being formerly assessed to David J. & Patricia Vipham, 16379 Munger Road, Byron, New York 14422, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L54, T2, 2.80 acres, 16379 Munger 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 429-990

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPOINTING A HEARING OFFICER FOR REVIEW OF CONDEMNATION, STOP-USE, STOP REMOVAL AND REMOVAL ORDERS ISSUED BY ORLEANS COUNTY DEPARTMENT OF WEIGHTS AND MEASURES

WHEREAS, regulations have been issued by the New York State Department of Agriculture and Markets requiring the designation and appointment of a hearing officer to review condemnation, stop-use, stop-removal,

and removal orders issued by the Orleans County Department of Weights and Measures;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Administrative Officer of the County be and he hereby is designated and appointed as hearing officer for the purposes set forth above.

Adopted. 7 ayes; 0 nays; 0 absent.

During the discussion of this resolution it was noted that this is a mandated position and is necessary in order to provide a hearing officer to review "stop-orders" issued by the local Director of Weights and Measures. It's an interim review process, and is recommended by Ag & Markets.

RESOLUTION NO. 430-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP NEW BUDGET MONIES AND ADDITIONAL REVENUES IN THE BUDGET OF THE COUNTY ATTORNEY FOR THE YEAR 1990

WHEREAS, new revenues have been developed in the County Attorney's budget resultant from an increase in the contract with the Department of Social Services of \$13,000.00 as authorized by Resolution No. 294-690 and from payment for legal services to be rendered to the Health Department estimated to be \$5,000.00; and

WHEREAS, Account A1420.459 Arbitration in the County Attorney's budget is overexpended and additional expenditures in such account are anticipated;

NOW, THEREFORE, BE IT RESOLVED, that the 1990 budget of the County Attorney be amended to set up new budget monies of \$18,000.00 in Account A1420.459 against additional revenues of \$18,000.00 in Account A1265.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 431-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING COUNTY TREASURER TO PLACE

ADVERTISEMENT IN MEDINA PENNYSAYER AND LAKE COUNTRY
PENNYSAYER RE 1990 TAXES

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature does hereby authorize the placement of a notice in the Medina Pennysaver and the Lake Country Pennysaver notifying the delinquent taxpayers that October 5, 1990 as the last day to pay 1990 taxes before they are advertised.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution setting new rates for sanding and plowing of County roads by the Towns was withdrawn from the agenda by Legislator McCarthy. Mr. McCarthy explained that the new rates have yet to be reviewed by the Town Supervisors. The resolution was withdrawn until the September 26th meeting.

RESOLUTION NO. 432-990

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AMENDING RESOLUTION NO. 389-890 RE "800"
MEGAHERTZ RADIO FREQUENCIES

WHEREAS, Resolution No. 389-890 authorized spending "not to exceed \$1,000.00" for the "800" Megahertz Radio Frequency project; and

WHEREAS, actual costs are going to be more than the authorized \$1,000.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend Resolution No. 389-890, to increase the authorized amount of spending for the "800" Megahertz Radio Frequency project from \$1,000.00 to \$1,500.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 433-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION EXTENDING PART-TIME TYPIST POSITION IN THE
OFFICE OF SELF-INSURANCE

WHEREAS, the part-time Typist position is scheduled to terminate on September 6, 1990; and

WHEREAS, it is desirous to continue this position until December 31, 1990;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature dos hereby authorize that said position be extended to continue in effect until December 31, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 434-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION WITHDRAWING PARCELS FROM THE 1990 IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, the parcels on the annexed List included in the 1990 In Rem Tax Foreclosure Proceeding should be withdrawn because the owners have filed bankruptcy proceedings, automatically staying any further proceedings in the action; and

WHEREAS, a resolution of this Legislature is required to remove said parcels from such List;

NOW, THEREFORE, BE IT RESOLVED, that the parcels listed on the annexed List be withdrawn from the 1990 In Rem Tax Foreclosure Proceeding; and be it

FURTHER RESOLVED, that the County Treasurer be, and she hereby is, authorized to make and execute a Certificate of Withdrawal with respect to such parcels.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 435-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH THE VILLAGE OF MEDINA REGARDING THE 1990 ACTION IN REM TO FORECLOSE DELINQUENT TAX LIENS

WHEREAS, the County of Orleans is presently conducting an Action of Foreclosure In Rem of certain taxes and/or tax liens owned by the County of Orleans

and it appears that the Village of Medina in said County has and owns unpaid taxes and/or tax liens upon parcels of property included in said Action and located within the said Village of Medina; and

WHEREAS, the County and the said Village of Medina have signified a willingness to agree, pursuant to Section 1150 and Subdivision 3 of Section 1136 of the Real Property Tax Law, that the parcels of property situated in and upon which the said Village of Medina has unpaid taxes and/or tax liens may be conveyed to the County of Orleans by the County Treasurer by such foreclosure action instead of the proceeding under Subdivision 2 of Section 1136 of the Real Property Tax Law; and

WHEREAS, the Orleans County Attorney has herewith presented to the County Legislature the proposed Agreement between the County and the Village of Medina in regard to the sale of such parcels located within the Village of Medina, and the distribution of the proceeds thereof, and has recommended the approval and execution of same on behalf of the County;

NOW, THEREFORE, BE IT RESOLVED, that the Agreement herewith presented between the County of Orleans and the Village of Medina be, and the same hereby is, approved by this Legislature and the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the said Agreement on behalf of the County of Orleans and to cause the same to be delivered to the Village of Medina.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Berger, moved to waive the rules, to allow for the introduction of the following resolutions. Motion carried.

RESOLUTION NO. 436-990

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ESTABLISHING SALARY OF DISTRICT ATTORNEY POSITION

WHEREAS, the Orleans County District Attorney has resigned and this Legislature has created an additional Assistant District Attorney to provide prosecution services in the absence of the District Attorney; and

WHEREAS, additional expense will be incurred as a result of the creation of the Assistant District Attorney position;

NOW, THEREFORE, BE IT RESOLVED, that the salary for the position of District Attorney be set and established at \$42,000.00 per year, the salary applicable to this position in 1986 through 1989.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 437-990

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION CHANGING HOURS OF OPERATION AT THE ORLEANS COUNTY MARINE PARK

WHEREAS, it appears that there may be a potential electrical problem in the Phase I section of the Marine Park which may require temporary curtailment of electric service and lighting in the Park;

NOW, THEREFORE, BE IT RESOLVED, that the hours of operation at the Orleans County Marine Park be modified so that the park shall be open each day at dawn and shall be closed each day at dusk; and be it

FURTHER RESOLVED, that signs indicating such hours be erected at all entrances to the Park and that the gates to the Park be opened and closed in accordance herewith; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately and shall remain in effect until rescinded or amended.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 438-990

By Legislator Bower, who moved the adoption

Seconded by Legislator Berger.

RESOLUTION REDUCING FULL-TIME TEMPORARY CLERK POSITION TO PART-TIME CLERK POSITION IN THE YOUTH BUREAU.

WHEREAS, Resolution 340-690 created a temporary clerk position in the Youth Bureau expiring 9/30/90;

BE IT RESOLVED, that this position be reduced to not more than 15 hours per week starting 10/1/90 and shall be reevaluated for continuation no later than 12/31/90 by the Youth Bureau and the Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 439-990

By Legislator Swiercznski, who moved the adoption.

Unanimous second.

RESOLUTION IN MEMORY OF RAYMOND C. PAHURA

WHEREAS, Raymond C. Pahura was a Supervisor from the Town of Shelby, and represented that township on the Orleans County Board of Supervisors from 1960 through 1965, and was elected Chairman of the Board in 1964; and

WHEREAS, Mr. Pahura after serving on the Board of Supervisors, was appointed to the position of County Tax Director in 1966 and continued in that position through 1968; and

WHEREAS, Mr. Pahura was appointed Economic Development Coordinator for Orleans County in 1969 and served in that capacity until his retirement in 1978, with many new businesses being brought into Orleans County during that time period through his efforts - Fisher-Price, Bernz-O-Matic, Bayex, S.A.Cook and Ontario Container, to name a few; and

WHEREAS, Mr. Pahura served as Executive Secretary of the County Planning Board from 1969 through 1972, and was a member of the Regional Planning Board from 1969 through 1975; and

WHEREAS, Mr. Pahura was a valued member of this community, who will be greatly missed;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt this resolution and dedicates it to the memory of Raymond C. Pahura who died September 11, 1990.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator McCarthy, moved to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 5:55 p.m.

LEGISLATURE MEETING
September 26, 1990

The meeting was called to order at 5:15 p.m. by the Chairman. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications: notice of 8-year review for Agricultural District #2, letter from Senator Daly acknowledging receipt of resolution regarding Department of Motor Vehicles collecting 2% of local Stop DWI revenues, letter from Town of Albion regarding the Over Age 65 exemption, agenda and minutes from September 1990 Soil & Water meeting, notice of rescheduled EMS meeting, letter from Carol Blake which was sent to various community organizations regarding the Aging 1991 Plan and schedule of public hearings, and agenda for September Planning Board meeting.

Report of Standing Committees:

Legislator Bower reported attendance at his regular meetings. He said he would like to publicly thank the Office for the Aging for sponsoring the Meals on Wheels Walkathon, from which over \$9,000.00 was raised.

Legislator Berger reported attendance at the Town of Yates meeting on September 13, a meeting hosted by Assemblyman Hawley in Batavia on September 17, Probation meeting on September 19, Intercounty on September 20, budget meetings on September 21 and September 24 and the Village of Medina meeting on September 25.

Legislator McCarthy said he attended his usual meetings. Also attended NYSAC.

Legislator Swiercznski reported attendance at his usual meetings.

Legislator Bennett said he attended a Community Action meeting. He mentioned that Community Action had conducted a survey asking for information from various agencies. Office for the Aging and Social Services replied that the information was not available to be shared. Legislator Bennett reported that Community Action is having a jamboree on October 7 to raise funds for their food pantry. Legislator Bennett also attended the Board of Health meeting. He said \$103,154 was billed for Medicaid so far this year. He also reported that we are already over budget for Genesee

Homemakers.

Legislator McCarthy told Legislator Bennett that aid for the Community Action food pantry can be obtained through FEMA.

Legislator Tuohey attended a Probation meeting, Intercounty, budget meetings and Village of Medina meeting.

During the open discussion portion of the meeting, Carol Lonnen introduced three students from Medina High School, who were attending the meeting as a requirement of their Participation in Government class.

The following resolutions were presented:

RESOLUTION NO. 440-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION IN SUPPORT OF BILL H.R. 5423 REGARDING RESTRICTIVE PROVISIONS OF THE TAX REFORM ACT OF 1986

WHEREAS, the Tax Reform Act of 1986 established new arbitrage, bank designation and arbitrage rebate requirements that are burdensome and complex; and

WHEREAS, such rules and others contained in the Tax Reform Act of 1986 have been costly to municipalities issuing tax-exempt governmental bonds and notes and have discouraged borrowing for capital projects; and

WHEREAS, local municipalities are being called upon to rebuild the infrastructure with less and less help from the Federal Government; and

WHEREAS, H.R. 5423 introduced by Republican Beryl Anthony provides some relief from the overly restrictive provisions of the Internal Revenue Code of 1986 mentioned above and will encourage and promote necessary borrowing for needed capital projects;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby go on record as supporting H.R. 5423 and requests the area Representatives in the United States Congress to support the same; and be it

FURTHER RESOLVED, that a copy of this resolution

be forwarded to Congressman LaFalce, Senator Alfonse D'Amato, Senator Moynihan and Representative Rastenkowski.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 441-990

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H4310.2 RE MENTAL HEALTH SERVICES BUILDING

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$43,783.66 to the Orleans County Highway Department Account D5110.418 from Capital Project Account H4310.2 Mental Health Services Building; said amount is payment for paving materials and rental of paving machine used on the Mental Health Services Building parking lot.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 442-990

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION AUTHORIZING PAYMENT FROM CAPITAL PROJECT ACCOUNT H1620 RE COURT HOUSE ROOF PROJECT

RESOLVED, that this Legislature does hereby authorize the payment of \$1,960.00 from Account H1620, to Tallman & Tallman, 190 Benjamin Hill Road, Newfield, New York 14867; said amount is final payment for professional services rendered for the Court House Roof Project.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 443-990

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ADJUSTING STOP DWI PERSONAL SERVICES ACCOUNT A3315.1

WHEREAS, Resolution No. 340-690 and 438-990 created temporary positions in the Youth Bureau and DWI offices;

NOW, THEREFORE, BE IT RESOLVED, that adjustments to the following account be made to cover these prior actions:

Increase Account A3315.1 by \$4,874.00, from STOP DWI Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 444-990

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY REGARDING THE INCINERATION OF ANIMALS

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and Genesee County in which Orleans County agrees to provide for the incineration of animals which have been euthanized by the Genesee County Animal Control Officers; said service to be provided weekly at a date and time mutually agreed to by both parties, with cost for said services to be as follows:

1. \$15.00 for each dog;
2. \$ 7.50 for each cat;

and be it

FURTHER RESOLVED, that said agreement shall be in effect September 1, 1990 through August 31, 1991, with vouchers for payment to be submitted to Genesee County on a quarterly basis.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 445-990

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENTS TO OFFICE FOR AGING

ADVISORY COUNCIL

RESOLVED, that this Legislature does hereby make the following appointments to the Office for the Aging Advisory Council; said terms to end August 31, 1993:

1. Esther Baker
2104 South Lyndonville Road
Lyndonville, New York 14098
Senior Citizen Representative (replacing
Alice Helfer, Kent, New York)
2. Bridget Baker
440 Oak Orchard Estates
Albion, New York 14411
Senior Citizen Representative (replacing Sara
Vick, Albion, New York).

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 446-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION SETTING DATE FOR AUCTION OF SURPLUS PROPERTY
AND APPROVING AGREEMENT FOR AUCTIONEER SERVICES

WHEREAS, in the past, the County has held an auction for the purpose of disposing of surplus property;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize that such an auction shall be held on Saturday, October 13, 1990 at the Civil Defense Center, West County House Road, Albion, New York at 10:00 a.m., for the purpose of disposing of surplus County-owned property, as well as surplus property owned by the various towns within the County; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize Legislator Richard Bennett to arrange for auctioneer services for this auction.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 447-990

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION APPROVING AGREEMENT BETWEEN SEAMSTRESS AND ORLEANS COUNTY NURSING HOME

RESOLVED, that the Seamstress Agreement between Josephine Rocco of 210 East State Street, Albion, New York 14411 and the Orleans County Nursing Home in which Ms Rocco agrees to perform services covering the upkeep and repair of clothing and other necessary items for the well being of the patients and residents is hereby approved by this Legislature; said agreement to be effective September 1, 1990 to August 31, 1991 at an hourly rate of \$5.50.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Bower presented a resolution authorizing payment of assessment due NYS Association of Counties. Seconded by Legislator Swiercznski. Legislator Bennett moved to amend the resolution to read that this be the final payment. This was seconded by Legislator Berger. The motion failed with Legislators Bennett, Berger and McCarthy voting for it. The following resolutions were then presented:

RESOLUTION NO. 448-990

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PAYMENT OF ASSESSMENT DUE NEW YORK STATE ASSOCIATION OF COUNTIES

RESOLVED, that the Administrator of the Orleans County Nursing Home is hereby authorized to make payment of \$2,640.00 to the New York State Association of Counties, 150 State Street, Albany, New York 12207 expressly for expenses of litigation undertaken on behalf of public residential health care facilities against the State of New York, New York State Department of Health, et al.

Adopted. 4 ayes; 3 nays; Legislators Bennett, Berger and McCarthy; 0 absent.

RESOLUTION NO. 449-990

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE ORLEANS COUNTY NURSING HOME

TO ADD ADDITIONAL CALL-IN POSITIONS IN THE NURSING DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the addition of ten (10) call-in, part-time Nursing Assistant positions and two (2) call-in, part-time Licensed Practical Nurse positions at the Orleans County Nursing Home.

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 450-990

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION APPROVING ACCOUNTING AGREEMENT WITH ERNST & YOUNG

WHEREAS, the New York State Parks & Recreation grants require accounting reports prepared by a C.P.A. (Certified Public Accountant) prior to final payment;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an agreement with Ernst & Young authorizing a final fiscal report for the Court House Roof Project in the amount of \$800.00 and for the Orleans County Marine Park Project in the amount of \$1,154.00.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 451-990

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION INCREASING COST PER MILE FOR SANDING AND PLOWING OF COUNTY ROADS

WHEREAS, the rates for snow and ice control for County roads, paid to the various townships have not been increased since 1985, when Resolution No. 323-1085 raised the rates from \$600 to \$650 per mile for sanding and from \$600 to \$650 per mile for plowing; and

WHEREAS, all costs involved in snow and ice control for County roads have increased greatly since that time;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the following increases in the rates for snow and ice control for County roads, to be paid to the various townships:

1.	1990-91 Season:	
	Sanding per mile	\$ 925.00
	Plowing per mile	<u>925.00</u>
		\$1,850.00
2.	1991-92 Season:	
	Sanding per mile	\$ 975.00
	Plowing per mile	<u>975.00</u>
		\$1,950.00
3.	1992-93 Season:	
	Sanding per mile	\$1,025.00
	Plowing per mile	<u>1,025.00</u>
		\$2,050.00
4.	1993-94 Season:	
	Sanding per mile	\$1,075.00
	Plowing per mile	<u>1,075.00</u>
		\$2,150.00
5.	1994-95 Season:	
	Sanding per mile	\$1,125.00
	Plowing per mile	<u>1,125.00</u>
		\$2,250.00

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey moved to waive the rules, seconded by Legislator Berger, to present the following resolutions:

RESOLUTION NO. 452-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTIES
IN THE TOWNS OF ALBION AND BARRE

RESOLVED, that this Legislature sell and convey unto Cynthia D. Nova, 8877 Roberts Drive, Dunwoody, Georgia, 30350 for the sum of \$2,077.53, which includes the 1990 taxes, Parcel No. 12, Tax Map No. 84.00-1-19 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County

Clerk's Office in Liber 465 of Deeds at Page 225, being formerly assessed to Harry Dibley, 4045 Culver Rd., Albion, New York 14411, bounded and described as follows: In the Town of Albion, Orleans County, New York, being known as L24, T14, R1, 24.20 acres, East Lee 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; and be it

FURTHER RESOLVED, that this Legislature sell and convey unto Cynthia D. Nova, 8877 Roberts Drive, Dunwoody, Georgia, for the sum of \$1,501.40, which includes the 1990 taxes, Parcel No. 27, Tax Map No. 85.00 3-1 of the premises contained in the 1990 delinquent tax list in the foreclosure in Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 225, being formerly assessed to Harry Dibley, 4045 Culver Rd., Albion, New York 14411, bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as L24, T14, R1, 25.70 acres, Culver 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.

Adopted. 7 ayes; 0 nays; 0 absent.

There was discussion regarding the granting of permission to Deborah Preischel White, M.D. to establish an office in Middleport. The following resolution was presented:

RESOLUTION NO. 453-990

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION GRANTING PERMISSION TO DEBORAH A. PREISCHEL WHITE, M.D TO ESTABLISH OFFICE IN MIDDLEPORT NEW YORK

WHEREAS, Deborah A. Preischel White, M.D. entered into an agreement with the Orleans County Medical Scholarship Board for a medical scholarship, which provided, in part, that Deborah A. Preischel White, M.D. would "actively conduct a general practice of medicine within the County of Orleans " upon terms set forth in such agreement, and

WHEREAS, Deborah A. Preischel White, M.D. has

expressed a desire to go into practice at an office in Middleport, New York to be affiliated at Medina Memorial Hospital, indicating that patients seen would be approximately 75% Orleans County residents, and that she will have a permanent residence in Orleans County, and has requested permission to do so from this Legislature under the terms of said agreement;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby grant permission to Deborah A Preischel White, M. D. to establish an office for the practice of her profession in Middleport, New York, provided that she maintain and continue to be affiliated with Medina Memorial Hospital, have her residence in Orleans County, and have a patient ratio of approximately 75% Orleans County residents, and be it

FURTHER RESOLVED, that the conditions set forth above, along with any and all original conditions of the agreement between Dr. Preischel White and the Medical Scholarship Board, be honored for a period of one year for each \$3,000.00 of assistance received.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy said he has received a document regarding the retainage of 10% from contractors for the Marine Park. He said municipal law says we can only retain 5%.

Legislator Bennett asked about David Hicks, as far as Medical Scholarship payback. Legislator Tuohey suggested that she and Legislator Berger discuss this with Norris Webster and draw up a recommendation as far as a contract for pay back.

Legislator McCarthy made a motion to adjourn the meeting. Seconded by Legislator Tuohey. Carried.

Meeting adjourned at 6:00 p.m.

LEGISLATURE MEETING
October 10, 1990

The Vice-chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all legislators except Legislator Billings, were present.

The Clerk presented the following communications: August 23rd meeting minutes from Western Regional OTB Corp.; announced that the Nutrifare Spaghetti Dinner scheduled for October 24th will begin at 4:30 p.m. and continue thru 7:00 p.m.; announced that the 50th Anniversary of the Cobblestone Society Dinner will be held at the Village Inn, Childs, New York beginning at 6:30 p.m.

Report of Standing Committees: Legislator McCarthy reported that Buildings and Grounds has almost completed the handicapped ramp at the County Jail.

Legislators Bower, Bennett and Swiercznski reported attending their usual meetings.

Legislator Tuohey attended Finance Committee meetings on the budget on Monday, Tuesday and Wednesday. Mrs. Tuohey said she appreciated the attendance of the other Legislators at these budget meetings. Mrs. Tuohey attended the Town of Barre board meeting Monday evening at which time, the Town voted to go with the \$2,000 for the 800 megahertz radio project; also noted that the Shelby Town Board also voted to go with the \$2,000 towards the 800 megahertz radio project. Mrs. Tuohey attended the Safety Committee meeting, and Personnel meeting; also announced that the Awards banquet will be held on November 27th at the Village Inn.

Legislator Berger attended the Medina Canal Task Force Dedication on September 28, marking the completion of the dockage and lighting system; attended budget meetings October 1st, 2nd and 3rd, as well as the Town of Ridgeway board meeting, noting that Ridgeway has agreed to contribute \$1,000 to the County's 800 Megahertz Radio Project; attended a Probation meeting on October 4th; attended a meeting at the Treasurer's office October 5th; attended a self Insurance Meeting, Safety Committee meeting and Awards Committee meeting on October 9th, as well as the Soil and Water meeting with Legislator Bennett on October 9th.

Dan Cook, reporter for the Medina Journal Register, (referring to the applications submitted by the County, Medina Memorial Hospital and Park Ridge regarding the nursing home situation in the County) commented that the Health Committee had suggested the County cut back to 80 beds. Mr. Bower commented that if the County did this it would cost the taxpayers roughly \$210,000 a year. And in addition, the County would still have to install boilers (which were included in the expansion plan). Legislator Tuohey commented that Park Ridge had stated that they could not operate an eighty bed nursing home - it would not be feasible, and if this is the case for Park Ridge, why should it be feasible for the County?

Legislator Berger commented that "nursing homes are more operational with a profit. It helps cover expenses they (Park Ridge) have in hospital operations. That is the same concern that Medina Hospital has. My concern is for the people in the County which we have to provide for. Our Infirmary has to meet standards and there are certain things we have to do. It was unfortunate that Albion (Hospital) had to go down; however, the County would still have to do this. We had plans on doing this. We have to do it."

Mr. Cook asked if another meeting is scheduled with Park Ridge, the Health Committee and Medina Memorial Hospital. Mr. Bower stated that he was not aware of any future meeting.

Mr. George Callard, Town of Carlton, invited the Board members to the 30th Anniversary celebration of the Cobblestone Society. A dinner is to be held at the Village Inn on November 10th at 7:00 p.m., with a guest speaker from Lancaster, New York.

Mr. Cook asked if the Board had heard from Mercy Flight, and was told that no new communications had been received.

The following resolutions were presented:

Legislator Tuohey, with second by Legislator Swiercznski moved a resolution authorizing the addition of a longevity bonus to the Management Plan. After discussion, Legislator Bower, with second by Legislator Tuohey, moved to amend as follows:

After the phrase "twenty or twenty-five years of continuous" insert "full-time" and add "This shall become effective January 1, 1991."

Motion carried. The following resolution was then adopted:

RESOLUTION NO. 454-1090

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE ADDITION OF A LONGEVITY BONUS TO THE MANAGEMENT COMPENSATION PLAN

BE IT RESOLVED, that the following paragraph be added to the Management Compensation Plan:

"All full time employees, covered by this plan, with the exception of the Elections Office, who has completed fifteen, twenty or twenty-five years of continuous full time service shall be entitled to receive an annual longevity bonus as follows:

<u>YEARS OF SERVICE</u>	<u>LONGEVITY BONUS</u>
15 thru 19	\$325.00
20 thru 24	\$650.00
25 and over	\$975.00

The bonus shall be paid in the payroll next following the employee's anniversary date." This resolution shall become effective January 1, 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 455-1090

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO APPROVE AMENDMENT TO THE AGREEMENT FOR PHYSICAL THERAPY SERVICES FOR THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve an Amendment to the Agreement with Thomas Wenhold, Registered Physical Therapist, for physical therapy services for the Orleans County Health Department Home Health Agency. Said Amendment to increase the per visit amount to be paid from thirty-two dollars (\$32.00) to thirty-five dollars (\$35.00), effective 01 October 1990.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 456-1090

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO APPROVE THE ACCEPTANCE OF A CASE MANAGEMENT GRANT FROM THE NEW YORK STATE DEPARTMENT OF HEALTH BY THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the acceptance of Contract for the Case Management Grant, from the New York State Department of Health, by the County Health Department. Said Contract is a renewal, and will cover a five (5) year period. For the 01 October 1990 to 30 September 1991 time period, the total amount of the Grant is to be \$46,310. This amount is to be reimbursed at 100% from the New York State Department of Health.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 457-1090

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO APPROVE PROPOSAL FROM GREGORY BONK FOR A COMMUNITY HEALTH ASSESSMENT FOR ORLEANS COUNTY FOR 1990

WHEREAS, the Orleans County Health Department must provide the New York State Department of Health with a Community Health Assessment, as part of the Municipal Health Services Plan for 1990-1991; and

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby approve the County Health Department to enter into an Agreement with Gregory Bonk to provide a Community Health Assessment for the County Health Department. Said Assessment to be provided at a cost of \$2700, to be reimbursed at 100% from the New York State Department of Health.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 458-1090

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF 1990 COUNTY SHARE TO
GLOW REGION OF SOLID WASTE COMMITTEE

WHEREAS, the Glow Solid Waste Management Committee has requested by Resolution 90-15, \$30,000 representing Orleans County's share of 1990 administrative budget costs;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized and directed to pay the sum of \$30,000 to the GLOW Region Solid Waste Management Committee; said payment to be made from the Solid Waste Reserve Fund, upon the submission of a County voucher through the regular auditing process.

Adopted. 5 ayes; 1 nay, Legislator McCarthy; 1 absent, Legislator Billings.

During discussion on the previous resolution, Legislator McCarthy commented that "we should look at this very carefully because as of this date GLOW has not shown me very much productivity." Legislator Swiercznski explained that these funds were appropriated in this year's budget, but that perhaps next year, something different could be done. Legislator Tuohy said, "If you are that adamant, then let's look at next year's."

RESOLUTION NO. 459-1090

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP MONIES IN TOURISM ACCOUNT FOR
COMMUNITY PRIDE CAMPAIGN.

WHEREAS, Tourism is participating in New York State Urban Development Corporation Community Pride Campaign and the 1990 Tourism budget does not reflect same, and all expenses will be reimbursed 100% by UDC;

NOW, THEREFORE, BE IT RESOLVED that the Orleans County Treasurer is hereby authorized to set up Tourism Budget Accounts as follows:

Revenue Account A3715	\$8789.40
Appropriation Account A6410.418	8789.40

FURTHER RESOLVED, that such funds to be used for the Community Pride Campaign.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 460-1909

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP MONIES IN TOURISM ACCOUNT FOR ORLEANS COUNTY PARTICIPATION IN NIAGARA REGIONAL SHOWS

WHEREAS, the Orleans County Tourism Department participates in Niagara Regional Shows and are reimbursed 100% by the Niagara Region,

NOW, THEREFORE, BE IT RESOLVED that the Orleans County Treasurer is hereby authorized to set up Tourism Budget Accounts as follows:

Revenue Account A2000	\$837.91
Appropriation Account A6410.418	837.91

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 461-1090

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION WITHDRAWING PARCEL FROM THE 1990 IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, the parcel listed below was included in the 1990 In Rem Tax Foreclosure Proceeding and should be withdrawn because the parcel was erroneously assessed and a proceeding has been conducted cancelling taxes in arrears; and

WHEREAS, a resolution of this Legislature is required to remove said parcel from such list;

NOW, THEREFORE BE IT RESOLVED, that the following parcel be withdrawn from the 1990 In Rem Tax Foreclosure Proceeding, to wit:

Parcel No. 139	Melvin Goetze & Walter Goetze
Tax Map #3.10-1-29	11599 East Lake Road
	Lyndonville, New York 14098
	Being known as L2, T16, R3,
	Lane 8, E. Lake Rd., Lane 8
	16.00' x 850.00'
	Sale 1987 Tax \$18.70
	1988 Tax 3.62
	1989 Tax 14.15

and be it

FURTHER RESOLVED, that the County Treasurer be, and she hereby is, authorized to make and execute a Certificate of Withdrawal with respect to such parcel.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 462-1090

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENTS FROM THE HIGHWAY DEPARTMENT CAPITAL PROJECT BRIDGES' ACCOUNT H5120.2

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the following claims from the County Highway Department's Capital Project Account H5120.2 - Bridges:

1. Erdman, Anthony, Associates, P.O. Box 29589, Rochester, N.Y. 14604-0589 for professional services from June 1, 1990 to August 31, 1990 in the amount of.....\$7,500.00;
2. Keeler Construction Co., Inc., 13519 E. Lee Road, Albion, N.Y. 14411 for work completed to date on Sanderson Rd. Bridge project.....\$132,800.00
3. Keeler Construction Co., Inc. 13519 E. Lee Road, Albion, N.Y. 14411 for work completed to date on Blood Rd. Bridge project.....\$55,200.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 463-1090

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT TO LEO J. ROTH CORPORATION FOR METAL ROOF REPLACEMENT OF ORLEANS COUNTY COURT HOUSE

RESOLVED, that the County Treasurer is hereby authorized to pay the following claims from Buildings and Grounds Capital Project Account H1620; said claims represent the final payments on the Court House Roof

project:

1. Leo J. Roth Corporation, 214 Clifford Avenue, Rochester, N.Y. 14621 for Payment Application No. 6 in the amount of.....\$23,299.50;
2. Leo J. Roth Corporation, 214 Clifford Avenue, Rochester, N.Y. 14621 for repairs to the wood substrate on said project.....\$ 5,000.50.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Tuohey requested a caucus. Vice-chairman Berger recessed the meeting at 6:10 p.m. The meeting reconvened at 6:20 p.m.

Legislator Tuohey, with second by Legislator McCarthy, introduced a resolution authorizing changes in the Office of the District Attorney. During discussion Legislator Swiercznski, with second by Legislator Bennett moved to amend the resolution, by changing the District Attorney's salary back to \$52,000. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 464-1090

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING CHANGES IN THE OFFICE OF THE DISTRICT ATTORNEY

WHEREAS, the Governor has appointed an interim District Attorney for Orleans County; and

WHEREAS, Resolution No. 415-890 created new positions and salaries for the District Attorney's Office;

NOW, THEREFORE, BE IT RESOLVED, that Resolution No. 415-890 is hereby rescinded by this Legislature, with the stipulation that the salaries for the First Assistant District Attorney and the Second Assistant District Attorney revert to \$18,313.00 and \$12,500.00 respectively, the same as they were budgeted and approved at the beginning of the 1990 calendar year; and be it

FURTHER RESOLVED, that this Legislature does hereby rescind Resolution No. 436-990 and re-establishes the annual salary for the District

Attorney at \$52,000.00, as budgeted for the calendar year 1990.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

After the adoption of the previous resolution, Conrad Cropsey, the newly appointed District Attorney made the following statement: "I am sorry I have to be here today. On Sept. 12, you cut the District Attorney's salary, in order to pay for third District Attorney. Even though it's contrary to County law, you cut my salary - as I made you aware in closed session.

I know my predecessor felt it was necessary to have three positions to do a good job. I agree - it is necessary, to do a good job. I have not filled that position because a couple of weeks ago I was told..I went to see about filing it...I was told that wasn't what you meant. I don't doubt that but unfortunately I and all the other candidates could only judge you and what you meant by what your words were - they are in writing....I am told you are withdrawing the pay raises you gave to the two Assistants. Pay raises as I have shown you, place the Assistants' salaries into line with what's being paid in other counties. You did this back in August, before I had anything to do with this Legislature, before I announced my candidacy. But now you are withdrawing them. I guess you think its smart now when you couldn't cut my pay, to place it back to where it was supposed to be....I am interested in law enforcement in this County. I have told you to keep my salary as it is, to keep the Assistants' pay raises, so that we can resolve this difficult situation in private session.

It was mentioned (that) I should give up my practice to work full time on a part-time position. No District Attorney in Orleans has been told to give up his practice. If you have a full time District Attorney, the law states that you have to pay significantly more than you paid my predecessor. I have put in 80-90 hours a week to do this job. I can't help it if the Governor felt, and the people on the caucus felt, I had the most experience to do the best job. I would like to do the best job. I am here in good faith. I have told you I will consent to a cut in pay for these people who are out several nights a week, keeping our homes safe. I feel terrible about starting here under these circumstances. I urge you to re-evaluate the situation.....can't believe you are starting things with a fight. I hope that time will show we can work together."

Legislator Tuohey commented that "Jim Punch ran an excellent office within the framework of his budget and that is all we are asking you to do until the end of the year."

Legislator Bower explained that the "salary was established for 1990 - \$52,000 for the D.A. and \$18,313 and \$12,500 for the two assistant positions. Those two figures were not reduced - they took the job at that. The D.A. came and said they will have more work because we will not have a D.A. - that we will have to make an effort in this situation, with Milford Phinney running the shop. I agreed with going with the three assistants and to elevate their pay - because we didn't have a D.A. If we had been told we would have a D.A., I would have agreed to continue with the status quo. Why should they expect more money? Only reason for the raise was because of the additional work.

There was further discussion and more "words" and Vice-Chairman Berger declared Mr. Cropsey out of order, and continued with the meeting.

Legislator McCarthy, with second by Legislator Bennett, moved to waive the rules to allow for the introduction of the following resolutions. Motion carried.

RESOLUTION NO. 465-1090

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION OPPOSING ENVIRONMENTAL QUALITY BOND ACT

WHEREAS, the 1.975 billion dollar Environmental Quality Bond Act will be presented to the voters in November, 1990; and

WHEREAS, it is questionable if the \$800,000,000.00 earmarked in such act for land acquisition is necessary given the State's present ownership of 4,000,000 acres of land; and

WHEREAS, State land outside of the Adirondack and Catskill parks is exempt from local property taxes and will severely impact local government finances; and

WHEREAS, New York State is already heavily in debt and the New York State Comptroller has stated that the New York State taxpayer cannot afford this bond act; and

WHEREAS, New York State taxes are already among the highest in the nation;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature go on record as opposing the 1.975 billion dollar Environmental Quality Bond Act.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 466-1090

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING OF AUCTIONEER'S AGREEMENT FOR COUNTY SURPLUS PROPERTY SALE

RESOLVED, that this Legislature does hereby approve the agreement between Kip E. Garris and the County of Orleans in which Mr. Garris agrees to serve as auctioneer at the County Surplus Property Sale to be held October 13, 1990 at 10:00 a.m. at the Civil Defense Center on West County House Road, Albion; cost for said agreement to be 5% of the gross sale.

Adopted. 5 ayes; 0 nays; 1 abstention, Legislator McCarthy; 1 absent, Legislator Billings

RESOLUTION NO. 467-1090

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN SHERIFF'S DEPARTMENT AND NYS UNIFIED COURT SYSTEM

RESOLVED, that the agreement between the Sheriff's Department and the NYS Unified Court System in which the County agrees to provide security while Court is in session, is hereby approved by this Legislature, with maximum compensation for this 1990-91 period to be \$30,380.00; said agreement to be in effect April 1, 1990 through March 31, 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 468-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIMS
RE ORLEANS COUNTY MARINE PARK

RESOLVED, that the County Treasurer is hereby authorized to pay the following capital project claims from Account H7180:

1. Colonna's Electric, 12987 Ridge Rd., Albion, New York, payment No. 3 on Contract No. 1 in the amount of.....\$ 4,698.00;
2. Vick Hardware & Equipment, 1823 Kendall Rd., Kendall, N.Y. payment No. 4 on Contract No. 3 in the amount of.....\$ 3,857.32;
3. Maplewood Construction Corp., 5534 Express Dr., South, Albion, N.Y. payment No. 3 on Contract No. 1 in the amount of.....\$32,826.60;
4. Suburban Electric of Albion, Inc., 225 E. Bank St., Albion, N.Y. payment No. 2 on Contract No. 4 in the amount of.....\$ 4,140.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Tuohey, with second by Legislator Swiercznski, introduced a resolution entitled RESOLUTION APPROVING APPOINTMENT TO ORLEANS COUNTY CONDITIONAL RELEASE COMMISSION. After discussion Legislator McCarthy moved to table the resolution.

Legislator Tuohey, with second by Legislator Swiercznski, introduced a resolution entitled RESOLUTION APPROVING INTENSIVE SUPERVISION PROGRAM AGREEMENT FOR ORLEANS COUNTY PROBATION DEPARTMENT. After discussion, Legislator McCarthy moved to table the resolution.

It was decided to have the Probation Director, Dean Holland attend the October 24th Conference Session to explain more about each proposed resolution.

Legislator McCarthy, with second by Legislator Swiercznski, moved to recess the meeting until October 17, 1990. Motion carried.

Meeting recessed at 6:35 p.m.

RECONVENED LEGISLATURE MEETING
October 17, 1990

The Legislature Meeting was reconvened by Chairman Lyndon Billings immediately after the Conference Session, which began at 6:00 p.m., and all legislators, with the exception of Legislator McCarthy were present.

The following resolution was presented:

RESOLUTION NO. 469-1090

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING PRELIMINARY COUNTY BUDGET FOR THE
YEAR 1991

RESOLVED, that the Preliminary County Budget for 1991, as presented by the Budget Officer and the Finance Committee, be and hereby is adopted by this Legislature as the Preliminary County Budget for 1991; and be it

FURTHER RESOLVED, that the public hearing for the Preliminary County Budget for the year 1991 shall be held on Monday, November 26, 1990 at 6:00 p.m. in the Orleans County Court House, Court House Square, Albion, New York and that the notice for said hearing be published in the two official County newspapers.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator McCarthy.

Motion by Legislator Swiercznski, with second by Legislator Bower, to adjourn. Motion carried.

Meeting adjourned.

LEGISLATURE MEETING

October 24, 1990

Chairman Billings called the meeting to order at 4:45 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: A letter from NYS DEC, Division of Lands & Forests stating that they endorsed the continuation of Orleans Ag District No. 8, encompassing portions of the Towns of Ridgeway and Yates;

A letter from the Village of Holley stating they had raised the Age 65 exemption from \$9500 to \$10,500; a letter from the Village of Holley stating they did not want to participate in the County's 800 Megahertz Radio Survey, and would not be contributing funds to the project;

Letters from the Village of Medina, and the Towns of Ridgeway and Barre stating they would participate in the 800 Megahertz Radio Survey and they each would be contributing \$2000 towards the project;

Announced that a copy of the minutes from the September 27th Planning Board meeting were on file in the Clerk's office; also that a copy of the minutes from the Soil and Water Board October 9th meeting were on file;

A letter from the NYS Division of Equalization and Assessment stating that three Counties (Seneca, Ulster & Warren) were on hold as far as their equalization rates were concerned - they would be forthcoming later in the month;

Announced that a Spaghetti Dinner to benefit Meals on Wheels was being held at the Presbyterian Church, directly across the street from the Court House immediately following the meeting, and that the Legislators were all invited.

Report of Standing Committees: Legislator Tuohey met with Personnel and Self Insurance Departments. She reported that the Self Insurance Attorney David Schubel and Director Sandra Bower were there. Mr. Schubel and Mrs. Bower go over the cases for Self Insurance, and they do follow-up on them in order to try and cut the County's cost.

Mrs. Tuohey said she and others from the County had gone to Buffalo on the 16th to meet with the telephone company on the E911 Project. She reported that the telephone company will be giving print-outs of telephone numbers and addresses to the Sheriff's Department. Legislator Berger commented that one of the problems is that some of the addresses are box numbers, and the actual street address is needed.

Legislator Tuohey attended the Supervisors' Association meeting at Ricci Meadows on the 16th; attended the Conference Session and Legislature Meeting on October 17th; attended the Assessors meeting in Shelby and attended the Records Management Meeting held earlier in the afternoon. Mrs. Tuohey reported that 22 departments had been completed, with Civil Defense, Dept. of Motor Vehicles, Treasurer's Office and Weights & Measures yet to do.

Legislator Bennett reported that billing for the Health Department for 1988 was complete, and that \$64,107 had been billed for 1989 and \$15,220 had been billed for 1990; also that 97% of the revenues are in.

Legislators Swiercznski and McCarthy attended their usual departmental meetings.

Legislator Berger reported attending the Division I Soil and Water meeting with Legislator Bennett on October 11th; the Self Insurance meeting on October 12th; the Supervisors' Association meeting at Ricci Meadows on October 16th; attended a Law Enforcement Meeting, Probation Department Meeting and Legislature Meeting on October 17th; attended the Inter-County Association Meeting on October 18th; Self Insurance Advisory Board Meeting in Medina on October 23rd. Mr. Berger represented Orleans County at a Western New York United Against Drugs hearing in Depew, New York held October 24th. Eight school districts were there with teenagers from each of the districts.

The following resolutions were presented:

RESOLUTION NO. 470-1090

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY COMMENT PERIOD FOR 8TH-YEAR REVIEW OF ORLEANS AGRICULTURAL DISTRICT NO. 1, TOWN OF CLARENDON

RESOLVED, that this Legislature does hereby

authorize the publication of the Notice of 30-Day Comment Period for the 8th year review of Orleans Agricultural District No. 1 encompassing a portion of the Town of Clarendon.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 471-1090

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY COMMENT PERIOD FOR 8TH-YEAR REVIEW OF ORLEANS AGRICULTURAL DISTRICT NO. 7, TOWN OF SHELBY

RESOLVED, that this Legislature does hereby authorize the publication of the Notice of 30-Day Comment Period; for the 8th year review of Orleans Agricultural District No. 7 encompassing a portion of the Town of Shelby.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 472-1090

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Orleans-Niagara BOCES, Medina, New York to provide day care services for children; to be effective 9/1/90 - 8/31/91 at a cost not to exceed \$75 per week per child. County cost is \$9 per week per child.
- (2) Randolph Children's Home, Randolph, New York to provide institutional foster care services for children; to be effective 9/1/90-8/31/91 at a cost not to exceed \$54,800 per child. County cost is \$18,632 per child.
- (3) Genesee Community College, Batavia, New York to provide an employee development program to

enhance career, personal, and professional growth; to be effective 8/24/90-8/23/91 at no county cost.

- (4) Genesee Community College, Batavia, New York to provide education, training, and educational support services for recipients of Aid to Dependent Children commonly known as the Public Assistance Comprehensive Employment Program (PACE); to be effective 7/1/90 - 6/30/91 at a cost not to exceed \$4,000. County cost is \$1,000.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 473-1090

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING CHANGES IN YOUTH BOARD BYLAWS

WHEREAS, the Youth Board has recommended that certain should be made in the Youth Board By-laws; and

WHEREAS, a 30-day comment period has elapsed with no additional proposed changes;

NOW, THEREFORE, BE IT RESOLVED, that upon recommendation of the Youth Board, this Legislature does hereby authorize the following changes in the By-laws of the Orleans County Youth Board:

1. Under ARTICLE III, Membership:

(a) Replace Section 1, with the following:

Section 1. Membership of the Youth Board shall be open to all persons residing in the County of Orleans or providing a youth service to the County.

(b) Replace Section 5, with the following:

Section 5. If there is a vacancy that occurs on the Board, the Youth Board or the Orleans County Board of Legislators will make a recommendation. The nominee must be approved by the Orleans County Legislature.

2. Under ARTICLE IV:

(a) Under "Section 1":

Delete: (Installation of New Board Members shall take place at the May meeting.)

Insert: (Installation of New Board Members shall take place at the January meeting.)

(b) Under "Section 3":

Change "February" to "October" throughout for nominations.

Add: To be eligible for office, a candidate must have been a member of the Board for at least six months.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion of the previous resolution, Legislator Bennett said he was still concerned because people from outside the County were being appointed to the Orleans County Youth Board - that they would be running Orleans County's youth programs. Legislator Bower explained the Legislature had previously appointed people from outside the County to the Youth Board. That it was felt that there were some people who did not live in Orleans County, but who could provide some good service to the County. Legislator Berger commented that a guidance counselor who works in Medina, but lives in Lockport, had been appointed to the Youth Board, and was the only one willing to work on the Youth Board. Legislator McCarthy pointed out that the Legislature could limit the number of people from outside the County - that the Legislature does in fact control the situation.

RESOLUTION NO. 474-1090

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING TEMPORARY SENIOR CLERK POSITION IN THE OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby create the position of temporary Senior Clerk in the Office for the Aging at Grade 6, Step 1 for the period of November 13, 1990 - March 1, 1991 to conduct HEAP (Home Energy Assistance Program) eligibility determinations.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 475-1090

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENTS TO OFFICE FOR AGING
ADVISORY COUNCIL

RESOLVED, that this Legislature does hereby make
the following appointments to the Office for the Aging
Advisory Council:

NAME	REPRESENTATIVE	TERM
Raymond Hibbard Lakewood Village Medina, New York	Sr. Citizen category	3-yr. term
Sara Vick 13962 Allen Road Albion, New York	Sr. Citizen category	3-yr. term
Linda Murphy Cooperative Extension 20 S. Main Street Albion, New York	Agency category	3-yr. term
Lois Higgins 3662 Knowlesville Rd. Albion, New York	Sr. Citizen category	3-yr. term
Jesse Eason 3248 Groth Rd. Holley, New York	Minority category	2-yr. term
Lorraine Root 12595 W. Lee Rd. Albion, New York	Gen. Public category	1-yr. term

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 476-1090

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT TO CONTRACTORS ON PHASE
II OF THE MARINE PARK DEVELOPMENT OF AMOUNTS IN EXCESS
OF A FIVE (5%) PERCENT RETAINAGE OF EACH PROGRESS
PAYMENT

WHEREAS, Section 106-B of the General Municipal
Law provides, in relevant part, that the municipality
shall retain not more than five (5%) percent of each
progress payment to a contractor on a public works
project where the contractor has provided a Performance

Bond and a Labor and Material Bond in the full amount of the contract; and

WHEREAS, each of the contractors on the Orleans County Marine Park Phase II development have provided Performance Bonds and Labor and Material Bonds in connection with their work on such project;

NOW, THEREFORE, BE IT RESOLVED that all of the contractors on the Orleans County Marine Park Phase II development shall, upon the submission of each progress payment request, be subject to a retainage of five (5%) of each such payment request and the County shall retain five (5%) percent of the amount of each payment until final completion and acceptance of all work covered by the contract documents.

Adopted. 7 ayes; 0 nays; 0 absent.

Prior to the adoption of the foregoing resolution, Legislator McCarthy commented, "There were some problems, and most have been rectified - they are working with it. Our engineer is working there, and they have satisfied most of the complaints he has."

RESOLUTION NO. 477-1090

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION RESCINDING RESOLUTION NO. 459-1090 RE COMMUNITY PRIDE CAMPAIGN FUNDS

WHEREAS, Resolution No. 459-1090, adopted by this Legislature on October 10, 1990 authorized that budget accounts for the Community Pride Campaign be set up in the Tourism Budget; and

WHEREAS, Resolution No. 329-690, previously adopted by this Legislature on June 27, 1990 had already given such authorization;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby rescind Resolution No. 459-1090.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 478-1090

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION EXTENDING THE TEMPORARY TYPIST IN THE COUNTY HEALTH DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby extend the temporary Typist position in the County Health Department for an additional three (3) months; said position to be in effect until January 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 479-1090

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COUNTY CONDITIONAL RELEASE COMMISSION

RESOLVED, that this Legislature does hereby approve the appointment of Christine Capurso, Director, Park Ridge Chemical Dependency to the Orleans County Conditional Release Commission; said appointment to take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 480-1090

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING INTENSIVE SUPERVISION PROGRAM AGREEMENT FOR ORLEANS COUNTY PROBATION DEPARTMENT

BE IT RESOLVED, that the Orleans County Legislature does hereby authorize the renewal of the agreement between the Orleans County Probation Department and NYS Division of Probation and Correctional Alternatives' for the Intensive Supervision Program; said agreement to be in effect April 1, 1990 through March 31, 1991 at a cost of \$28,350.00, which is 100% reimbursable by the NYS Division of Probation.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Berger, introduced a resolution entitled RESOLUTION

AUTHORIZING SALARY FOR DEPUTY COUNTY CLERK ABOVE BEGINNING LEVEL IN MANAGEMENT COMPENSATION PLAN. During discussion, Legislator Bennett said, "I feel we should stick to the salary schedule. If at the end of six months, she will get another step." Legislator Berger explained, that there was another person in that Department who would be earning more than the Deputy County Clerk, if this were done. Legislator McCarthy explained, "The problem I have is, I think, someplace, everybody should be clear that there will be no advancement, come January, and no advancement at the end of the probationary period, for 1990 and 1991.

Legislator Bower moved, with second by Legislator Bennett, to amend the resolution by -

authorizing an annual salary of \$17,810, at Grade 2, Step 1, to be effective November 5, 1990, and an annual salary of \$18,701, Grade 2, Step 1 for the calendar year 1991.

Upon vote, the motion carried; 6 ayes; 1 nay, Legislator Tuohey; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 481-1090

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SALARY FOR DEPUTY COUNTY CLERK ABOVE BEGINNING LEVEL IN MANAGEMENT COMPENSATION PLAN

WHEREAS, the Management Compensation Plan has been adopted by this Legislature; and

WHEREAS, the Management Compensation Plan has a provision for an appointment to be made above the starting level based on the recommendation of the appointing authority up to Step 4 level; and be it

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby set the salary for Deputy County Clerk appointee, Deborah A. Berry at Grade 2, Step 1, in accordance with the County Clerk's recommendation that the annual salary for said position be above the base level; salary for said position to be \$17,810, and shall become effective November 5, 1990; and be it

FURTHER RESOLVED, that the salary for said position shall remain at Grade 2, Step 1 for the calendar year 1991, with an annual salary of \$18,701.

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 482-1090

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITIONS IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this legislator does hereby abolish the positions of two part-time Food Service Helpers and in their place, creates one (1) Full-time Food Service Helper position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 483-1090

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONTRACT BETWEEN GP CONSULTING SERVICES OF EAST ROCHESTER, NEW YORK AND THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to enter into a contract with GP Consulting Services, 503 South Lincoln, East Rochester, New York 14445; said company to provide a list of needed equipment to start process of going to in-house laundry at a cost of \$1000.00 which is 100% reimbursable.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 484-1090

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING CONTRACT BETWEEN LUCY WAVER ASSOCIATES AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to enter into a contract with Lucy Waver Associates of Kenmore, New York to provide review of Nursing Department to help facility respond to deficiencies in the recent survey

by New York State Health Department, at a cost of \$1200 which is 100% reimbursable.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Berger had a letter from D. Michael Murray requesting Blue Shield coverage for Assistant Public Defenders, and asked the Board for input. The Board advised that Mr. Murray should be notified that this was not going to be made available to Assistant Public Defenders in Orleans County. Mr. Berger said he would contact the County Public Defender, Mr. Johnson, and ask him to contact Mr. Murray with regard to this request.

Legislator McCarthy commented that Mr. Pease, Administrator of the County Nursing Home was to be congratulated for the Family Dinner held at the Nursing Home on October 20th. A letter from Bernice and Ron Verstraete, Wanda Broekhuizen and Chuck Rice of Webster, New York, had been received, telling what a good experience the Family Dinner had been. Their mother, Florence Sevor, is a patient at the Orleans County Nursing Home.

Motion by Legislator Swiercznski, with second by Legislator Tuohey, to adjourn. Motion carried.

Meeting adjourned at 5:35 p.m.

LEGISLATURE MEETING
November 14, 1990

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and five Legislators were present, with Legislators Bower and Tuohey absent.

The Clerk presented the following communications: A letter from the Village Board of Holley stating they would be interested in a County-wide Garbage District; OTB Minutes from the September 27th Board meeting; a letter of acknowledgment from NYSAC regarding Resolution No. 281-590; a letter from Gordon Ritterbandt requesting an increase in rate of mileage;

A letter from the County Treasurer requesting permission to relevy unpaid school taxes on the 1991 County and Town Tax Rolls; a letter from the County Treasurer requesting permission to charge back erroneous taxes to the County and the respective Towns and Schools;

A notice from the County Planning Board stating their November meeting will be held on the 29th in Conference Room C at the County Administration Building; a letter from Lorraine Limina, resigning from the Orleans County Board of Health; a request from the Town Clerks and Tax Collectors, that the last day of the month printed as the due date printed on the County and Town tax bills - this year they will be printed in that manner;

A letter from Donald Butts, Principal of the Albion Primary School expressing disapproval of the Board's action in reducing sales tax revenue to the schools; also a similar letter from David Gee, Superintendent of the Medina School District, also from Ronald L. Sodoma, Superintendent of the Albion School District; Election Commissioner Certification from Democrat County Committee Chairman Teresa Martilotta recommending that Angelo A. Ricci, Albion, New York be appointed to the office of Commissioner of Elections for the term beginning January 1, 1991.

The County Treasurer spoke to the Board to tell them of the change in payment to the NYS Retirement System. The State has changed it's method in computing payments made by local municipalities to the NYS Retirement System. According to the State, the new system allows the Counties a "savings", so called

because, in some instances, certain Counties will not have to submit a payment to the Retirement System next year, or they may have to submit a smaller payment, thereby "saving" money. Orleans County has approximately \$190,000 in savings, because the County elected to pay the entire amount due the Retirement System, for its employees. This was done prior to the change authorized by the State. Instead of returning the overpayment to the Counties who have paid the entire amount, the State will hold the monies, and pay the Counties interest. Another part of the change made by the State, is that the State will be able to take 35% of what is called the County's "savings", and Mrs. Basinait said that there is another bill in the Legislature, which will allow the State to take another 35%. This bill is before the Senate right now, but it has indicated they the bill will be passed, without difficulty. Mrs. Basinait learned of this at the GFOA meeting earlier this fall. There are two lawsuits against the State - one brought by the Civil Service Employees Association and the other by the Treasurer's Association.

Legislator Bennett, with second by Legislator Swiercznski, moved to accept Mrs. Limina's resignation from the Orleans County Board of Health, with regret, and to thank her for serving on the Board. Motion carried.

Report of Standing Committees: Legislator Swiercznski reported attending his usual committee meetings. Also spoke of the problem the Village of Medina is having with J & I Disposal - they have contacted the Attorney General - J & I have raised their rates considerably.

Legislator Berger reported meeting with the Sheriff, D. A. at the Treasurer's office on November 1st; went to Genesee County with the Sheriff, to see the Genesee County Sheriff to discuss their Crime Victim's Assistance Program; met with Dick Clark at the C.D. Center to discuss the situation with the well on November 9th; attended the Safety Meeting; the Awards Meeting and the Soil and Water Conservation Board meeting on November 13th.

Legislators Bennett and McCarthy reported attending their usual committee meetings.

The following resolutions were presented:

RESOLUTION NO. 485-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING UNDERGROUND UTILITY OCCUPATION
AGREEMENT WITH NIAGARA MOHAWK POWER CORPORATION

RESOLVED, that this Legislature does hereby approve the Underground Utility Occupation Agreement with Niagara Mohawk Power Corporation pertaining to the installation of electrical lines and appurtenances at Orleans County Marine Park, and be it

FURTHER RESOLVED, that the Chairman of the Legislature be, and hereby is authorized to sign said agreement on behalf of the County of Orleans.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 486-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP BUDGET MONIES IN 1990 SHERIFF'S
DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1990 Sheriff's Department budget accounts, as follows:

Revenue Acct.:

A1580 Restitution	\$371.00
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Appropriation Acct.:

A3110.446 Vehicle Maintenance	\$371.00.
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Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 487-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF GAINES

RESOLVED, that this Legislature sell and convey unto Roth Trucking, Inc. RFD #1, 14399 Ridge Road, Albion, New York 14411, for the sum of \$11,516.85,

which includes the 1990 taxes, Parcel No. 70, Tax Map No. 51.01-1-9.1 of the premises contained in the 1989 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 12, 1990 and recorded in the Orleans County Clerk's Office in Liber 465 of Deeds at Page 226, being formerly assessed to Roth Trucking, Inc. RFD #1, 14399 Ridge Road, Albion, New York 14411, bounded and described as follows: In the Town of Gaines, Orleans County, New York, being known as L39, T15, R1, 2.40 acres, Ridge 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.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 488-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING MAINTENANCE AGREEMENT WITH NIAGARA ELEVATOR

RESOLVED, that this Legislature does hereby approve a Complete Protective Maintenance Agreement with Niagara Elevator of Tonawanda, New York, which covers the elevator installed in the Mental Health Services building; said agreement to commence December 1, 1990 and continuing through November 30, 1995, at a monthly cost of \$145.00.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 489-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AMENDING RESOLUTION NO. 541-1289 REGARDING DESIGNATION OF DEPOSITORIES

WHEREAS, Key Bank of Western New York N.A. has recently opened a branch office in Batavia, New York and are actively seeking a financial relationship with Orleans County; and

WHEREAS, the County Treasurer feels that

additional competition in the bidding process will be beneficial to Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that Key Bank of Western New York be added to the designated depositories of moneys received by the County Treasurer in the amount of \$2,000,000.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 490-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CHARGE BACK TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, AND TAX BILLS/MAILERS

RESOLVED, that this Legislature does hereby authorize chargebacks for Data Management Services, for User Fees, and for the cost of the tax bills/mailers to be levied on the 1991 taxes; and be it

FURTHER RESOLVED, that since the Towns of Albion, Carlton, Kendall, Ridgeway and Shelby provide part of the DMT work through the use of computer disks, they shall be charged a lesser amount for Data Management Services; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the chargeback for Data Management Services to the ten towns as follows:

TOWNS		NO. OF PARCELS	AMOUNT
Albion	Inside	1,603	\$ 480.90
	Outside	858	257.40
Barre		1,230	1,845.00
Carlton		2,341	702.30
Clarendon		1,440	2,160.00
Gaines	Inside	225	337.50
	Outside	907	1,360.50
Kendall		1693	507.90
Murray	Inside	682	1,023.00
	Outside	1,315	1,972.50
Ridgeway	Inside	1,407	422.10

-337-

	Outside	1,577	473.10
Shelby	Inside	923	276.90
	Outside	1,176	352.80
Yates	Inside	392	588.00
	Outside	1,274	<u>1,911.00</u>
TOTALS		19,043	\$14,670.40

and be it

FURTHER RESOLVED, that the chargeback for the tax bills/mailers, totalling \$2,346.19 shall be apportioned out and charged back, as follows:

TOWNS		NO. OF PARCELS	AMOUNT
Albion	Inside	1,603	\$ 197.50
	Outside	858	105.72
Barre		1,230	151.54
Carlton		2,341	288.42
Clarendon		1,440	177.41
Gaines	Inside	225	27.72
	Outside	907	111.75
Kendall		1,693	208.59
Murray	Inside	682	84.03
	Outside	1,315	162.01
Ridgeway	Inside	1,407	173.35
	Outside	1,577	194.29
Shelby	Inside	923	113.72
	Outside	1,176	144.89
Yates	Inside	392	48.30
	Outside	1,274	<u>156.96</u>
TOTALS			\$ 2,346.19

and be it

FURTHER RESOLVED, that the User Fees charged by the State in the amount of \$2,000.00 shall be divided equally among the ten towns with \$200.00 being charged back to each town.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 491-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY
UNPAID SCHOOL TAXES

RESOLVED, that, pursuant to the 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 1991 tax rolls of the respective towns as of November 1, 1990.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohy.

RESOLUTION NO. 492-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY TREASURER TO CHARGE BACK
ERRONEOUS TAXES TO THE COUNTY, TOWNS AND SCHOOL
DISTRICTS

RESOLVED, that the County Treasurer is hereby authorized to chargeback erroneous taxes to the County, the respective Towns, and School Districts, as follows:

<u>TOWN</u>	<u>COUNTY</u>	<u>TOWN</u>	<u>SCHOOL</u>	<u>TOTAL</u>
<u>ALBION</u>				
73.06-6-34 Orleans County Platt St. Pkg. Lot (1990)	\$205.95	\$ 49.02	--	\$254.97
72.00-2-53 Anne Marie Allport (1990)	115.25	36.74	--	151.99
73.05-3-60 NYS Office of Mentally Retarded (1990)	46.13	10.98	--	57.11
73.05-3-63 NYS Office of Mentally Retarded (1990)	93.09	22.16	--	115.25

BARRE

105.00-1-28

Karl Marth

(1990)

825.37 972.43 -- 1796.80

CARLTON

19.00-1-24

Robert Woodcook

(1990)

132.67 24.37 -- 157.04

39.00-1-11

James Ashberry

(1990)

-- -- 50.39 50.39

CLARENDON

109.00-2-8

Robert Delany

(1990)

22.33 -- -- 22.33

KENDALL

9.00-1-3.1

Brian Kirkey

(1990)

13.07 6.78 -- 19.85

32.00-2-23.12

Dennis Steffen

(1990)

7.99 4.89 -- 12.88

MURRAY

53.00-1-9.111

Doris Delano

(1990)

19.47 6.21 30.60 56.28

88.05-1-48

Roy Bubb

(1990)

61.72 10.89 -- 72.61

65.00-1-66

F/H/M Fire Co.

(1990)

94.64 39.95 173.58 308.17

RIDGEWAY

70.02-2-46

United Methodist Ch.

(1990)

-- 134.46 -- 134.46

70.02-3-20

United Methodist Ch.

(1990)

-- 134.46 -- 134.46

14.12-1-49 Lyndonville Vinegar (1990)	170.12	160.92	--	331.04
4.11-1-18 Jo Guempel (Cottage Right of Way-1990)	.83	1.08	1.74	3.65
1.00-1-20./E100 James Sander (1990)	113.98	148.54	--	262.52
3.10-1-29 Melvin Goetz (1990)	3.30	4.30	6.96	14.56
3.10-1-29 Melvin Goetz (1987/88/89)	29.94	6.53	--	36.47

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 493-1190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AMENDMENT TO CONTRACT BETWEEN ORLEANS COUNTY MENTAL HEALTH DEPARTMENT AND RIDES UNLIMITED OF NIAGARA, INC.

WHEREAS, Orleans County has contracted with Rides Unlimited, Inc. an operating division of Opportunities Unlimited of Niagara, Inc. to provide transportation services for the Pre-school Handicapped Children's Program; and

WHEREAS, the Corporation has authorized the creation of a wholly owned subsidiary, Rides unlimited of Niagara, Inc., to provide the transportation services starting January 1, 1991; and

WHEREAS, the change in corporate identity will not impact on contracted costs;

NOW, THEREFORE, BE IT RESOLVED, that the assignment of the existing transportation contract between the Orleans County Mental Health Department and Opportunities Unlimited of Niagara to Rides Unlimited of Niagara, Inc. be accepted and approved by this Legislature.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 494-1190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY MENTAL DEPARTMENT AND SYRACUSE UNIVERSITY SCHOOL OF SOCIAL WORK

WHEREAS, it is one of the goals of the Department of Mental Health to provide field instruction for MSW students; and

WHEREAS, the School of Social Work at Syracuse University has agreed to work with the Orleans County Mental Health Department to place appropriate students at the Mental Health Clinic; and

WHEREAS, the agreement is at no cost to the County and the student intern will generate income to the Mental Health Department;

NOW, THEREFORE, BE IT RESOLVED, that the agreement between the Syracuse University School of Social Work and the Orleans County Mental Health Department be accepted and approved by this Legislature.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 495-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ABOLISHING THE POSITION OF RECEPTIONIST IN THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES AND CREATING A RECEPTIONIST-ACCOUNT CLERK POSITION IN ITS PLACE

RESOLVED, that this Legislature does hereby abolish one (1) Receptionist position in the Orleans County Department of Social Services and create in its place a Receptionist-Account Clerk position to be placed in Grade 4, Step 5 on the CSEA Salary Schedule. Said position is to be effective immediately.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower

and Tuohey.

TO

THE TREASURER OF THE COUNTY OF ORLEANS, STATE OF NEW YORK

GREETING

You are hereby notified that the Legislature of the County of Orleans, State of New York, has ascertained that the amount of money in your hands received from the avails of taxes paid on mortgages pursuant to the Tax Law available for distribution by said Board pursuant to the provisions of said Act is \$139,514.09.

You are further notified that the said Legislature pursuant to Section 261 of said Tax Law has apportioned said sum to the several villages, towns and officials entitled to receive the same as follows:

To the Village of Albion:

From the amount credited to the Town of Albion.....	\$ 5,605.16
From the amount credited to the Town of Gaines.....	\$ 1,084.86

To the Village of Medina:

From the amount credited to the Town of Ridgeway.....	\$ 5,771.78
From the amount credited to the Town of Shelby.....	\$ 3,554.43

To the Village of Holley:

From the amount credited to the Town of Murray.....	\$ 2,774.94
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To the Village of Lyndonville:

From the amount credited to the Town of Yates.....	\$ 1,273.98
--	-------------

To the Town of Albion from amount credited

to said Town for State, County and Town purposes.....	\$11,770.17
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To the Town of Barre from amount credited

to said Town for State, County and Town purposes.....	\$ 6,190.05
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To the Town of Carlton from amount credited

to said Town for State, County and Town purposes.....	\$13,505.43
---	-------------

To the Town of Clarendon from amount credited
to said Town for State, County and Town
purposes.....\$14,496.14

To the Town of Gaines from amount credited
to said Town for State, County and Town
purposes.....\$ 7,102.02

To the Town of Kendall from amount credited
to said Town for State, County and Town
purposes.....\$14,310.69

To the Town of Murray from amount credited
to said Town for State, County and Town
purposes.....\$13,631.75

To the Town of Ridgeway from amount credited
to said Town for State, County and Town
purposes.....\$18,575.68

To the Town of Shelby from amount credited
to said Town for State, County and Town
purposes.....\$12,140.66

To the Town of Yates from amount credited
to said Town for State, County and Town
purposes.....\$ 7,726.35

Total..... \$139,514.09

You are further notified that the respective amounts apportioned to the said Village are payable by you to the respective Treasurers of said Villages the respective amounts apportioned to the said Towns for State, County and Town purposes are payable by you to the respective Supervisors of said Towns.

You are, therefore, commanded to pay to the respective Village Treasurers of the Villages above named and to the respective Supervisors of the Towns above named, the respective sums above set forth apportioned to each respectively.

And for such payment this shall be your sufficient warrant.

IN WITNESS WHEREOF, the Legislature of the County of Orleans, State of New York, has caused this Warrant to be subscribed by its Chairman and its Clerk, and its official seal to be hereunto affixed, the 14th day of November, 1990.

Lyndon D. Billings, Chairman
Orleans County Legislature

L.S.

Lois M. Brandt, Clerk
Orleans County Legislature

RESOLUTION NO. 496-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING MORTGAGE TAX APPORTIONMENT

RESOLVED, that the Mortgage Tax Apportionment appearing in the foregoing warrant be adopted by this Legislature, and that said warrant be approved and delivered to the County Treasurer.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 497-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE FOR BIDS FOR 1991 CAPITAL PLAN EQUIPMENT

WHEREAS, the County's 1991 Capital Plan for the County Highway Department authorizes the purchase of certain equipment; and

WHEREAS, authorization to bid for said equipment at this time, would enable the County Highway Department to receive the equipment in time for the beginning of the 1991 construction season, since delivery dates of highway equipment are generally two hundred days from date of order;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to advertise for bids for the following equipment, as listed in the 1991 Capital Plan:

1. One (1) Brush Chipper;
2. One (1) Sign Truck;
3. One (1) 10-Wheel Dump Truck;

said equipment to be paid for from the 1991 Budget Account DM5130.240.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 498-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING ORLEANS COUNTY HIGHWAY
SUPERINTENDENT TO PURCHASE A TRACTOR

RESOLVED, that the Superintendent of Highways be, and hereby is, authorized to purchase, through State Bid, one (1) M.F.W.D. 52 H Tractor to replace two tractors sold at the County Auction at an approximate cost of \$30,000.00; said tractor to be paid for with funds from said Auction.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 499-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO
BID THE TELEPHONE SERVICE CONTRACT

RESOLVED, that the Chief Administrative Officer is hereby authorized to advertise for bids for the County Telephone Service contract.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 500-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AWARDING THE DEFERRED COMPENSATION PLAN
PROPOSAL

WHEREAS, the County has received several Deferred Compensation proposals after advertising in accordance with State Laws; and

WHEREAS, the Administration & Finance Committee has recommended PEBSCO of New York to provide these services;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby accept the Deferred Compensation Plan proposal as submitted by PEBSCO of New York and direct that the required 30-day notice of selection be submitted to the New York State Deferred Compensation Board.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 501-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTING "STATEMENT" FOR INCLUSION IN THE COUNTY SAFETY HANDBOOK

BE IT RESOLVED, that this Legislature does hereby approve the following statement for inclusion in the Orleans County Safety Handbook:

"The Orleans County Legislature desires to provide a safe work environment for all County Employees. We sincerely believe that no activity being performed is so important that it be performed in an unsafe manner.

The County Safety Committee has prepared, and we have adopted, a comprehensive safety manual which includes a number of safety practices and procedures.

Employees are encouraged to become thoroughly familiar with safety procedures which apply to their work activity so that every hazard and unsafe work practice can be eliminated from the work place."

Dated at Albion, New York
November 14, 1990

THE ORLEANS COUNTY LEGISLATURE"

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 502-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE TO DEVELOP, ISSUE AND ACCEPT BID PROPOSALS FOR HOUSEHOLD RECYCLING CONTAINERS

WHEREAS, Orleans County, together with the Counties of Genesee, Livingston, and Wyoming, (all four Counties collectively referred to as the "Counties"), directed the GLOW Region Solid Waste Management Committee (the "Committee") as the administrative agency of the Counties, to prepare a Comprehensive Solid Waste Management Plan; and

WHEREAS, this Plan must contain a recycling component to be complete and meet New York States requirements; and

WHEREAS, recycling household containers are considered an essential incentive for public participation in a recycling program; and

WHEREAS, the Counties have determined that these containers will be purchased and funded under the Department of Environmental Conservation's Low Technology Resource Recovery Program when received by the Committee; and

WHEREAS, the Counties have previously budgeted funding of these containers in their capital accounts for 1990;

NOW, THEREFORE, BE IT RESOLVED, that the GLOW Committee is hereby authorized as administrative agency, to develop and issue bid specifications on behalf of the Counties in accordance with Section 103 of General Municipal Law; and be it

FURTHER RESOLVED, that the Committee open and accept the lowest responsible bid(s) in part or in whole, whichever is in the best interest of the Counties.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 503-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING LEGISLATURE CHAIRMAN TO SIGN A CONTRACT FOR TOURISM TRAVEL SHOW (DETROIT).

WHEREAS, the Tourism Director will be participating in promotion of Orleans County at Travel and Trade Shows in 1991, under the "I Love New York" Matching Funds Program, as approved by the New York State Department of Economic Development;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature Chairman is hereby authorized to sign the contract or agreement to reserve space at the sports show listed below for 1991:

Greater Detroit Sportfishing Expo
The Palace of Auburn Hills
March 7 through March 10, 1991
Space rental cost is \$440.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 504-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TOURISM DIRECTOR TO ADVERTISE FOR BIDS FOR PRINTING OF THE ORLEANS COUNTY TRAVEL GUIDE.

RESOLVED, that this Legislature does hereby authorize the Director of Tourism to advertise for bids for the printing of the Orleans County Travel Guide.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 505-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REINSTATING PREVIOUS CONTINUOUS FULL TIME EMPLOYMENT CREDIT WITH THE COUNTY OF ORLEANS

WHEREAS, Donald White had nineteen (19) years and two (2) months (19.2) previous service with the Orleans County Sheriff's Department as Deputy, Under Sheriff and Sheriff; and

WHEREAS, Donald White had returned to Orleans County service March 15, 1982 and has had continuous full time service to date for a total continuous full time County service of 27.9 years; and

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the reinstatement of Donald White's previous years service and that he be given the credit and benefits appropriate to the 27.9 years with no change in annual salary base.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 506-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING LEGISLATURE CHAIRMAN TO SIGN PROFESSIONAL CONTRACT FOR THE PRODUCTION OF THE ORLEANS COUNTY TRAVEL GUIDE

WHEREAS, the Tourism Director will be participating in the promotion of Orleans County through the use of a Travel Guide in 1991 under the "I Love New York" Matching Funds Program as approved by the New York State Department of Economic Development; and

WHEREAS, a professional agency is required to produce, do layout and create printer's mechanicals, and all other processes to make the Travel Guide ready for printing;

NOW, THEREFORE, BE IT RESOLVED that the Orleans County Legislature Chairman is hereby authorized to sign a contract or agreement to create, and make "photo ready" for the printer, the Orleans County Travel Guide for 1991 at a cost not to exceed \$5,205.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 507-1190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO BOARD OF HEALTH

WHEREAS, the Orleans County Board of Health has received a letter of resignation from one of its members, Lorraine Limina;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby appoint Jean Hefke to fill the vacancy on the Board of Health; said term to expire 31 December 1991.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 508-1190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO ABOLISH THE SR. ACCOUNT CLERK TYPIST POSITION AND CREATE AN ACCOUNT CLERK TYPIST POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby abolish the Sr. Account Clerk Typist position in the County Health Department, and, in its place, creates one (1) Account Clerk Typist position, with step and grade to be in accordance with the CSEA Salary Schedule.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

The next resolution on the agenda entitled RESOLUTION AUTHORIZING EAP TRIP TO FESTIVAL OF LIGHTS ON DECEMBER 8, 1990 was withdrawn by Legislator Swiercznski.

RESOLUTION NO. 509-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN THE CHILDREN'S HOME WORKSHOP AND THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the agreement with Children's Home workshop, Holley, New York for the purchase of day care services; to be effective 10/1/90 - 9/30/91 at a cost of \$75 per week per child. County cost is \$9 per week per child.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 510-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING SERVICE AGREEMENT WITH D.C.B. ELEVATOR COMPANY FOR ELEVATOR IN COUNTY ADMINISTRATION BUILDING

RESOLVED, that this Legislature does hereby approve a service agreement with D.C.B. Elevator Company, Inc. of Niagara Falls, New York providing for preventive maintenance service on the elevator located in the County Administration Building; said agreement to commence November 1, 1990, at a monthly cost of \$141.20.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 511-1190

By Legislator Bennett, who moved the adoption.

Unanimous Second.

RESOLUTION OPPOSING REVISIONS TO FRESHWATER WETLANDS MAPS AND CLASSIFICATION REGULATIONS PROPOSED BY THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

WHEREAS, the New York State Department of Environmental Conservation has proposed changes to its regulations for mapping and classifying freshwater wetlands (6 NYCRR Part 664) for the purpose of bringing the State into conformance with Federal "no net loss" policy;

WHEREAS, Orleans County already has approximately 10,380 acres of State-designated wetlands, comprising 4.1% of the total acreage of the County; and

WHEREAS, the existing State wetland regulations have prevented significant conversion of wetlands in the County and therefore sustained the "no net loss" policy; and

WHEREAS, the Draft Environmental Impact Statement on the proposed revisions does not adequately address the quantity and locations of additional wetland

subject to regulation, thereby making it difficult to identify impacts on property owners; and

WHEREAS, the proposed regulation would amend the wetland definition to include hydric soils and soils with potential hydric inclusions among the determinants, and the County's Soil and Water Conservation District has established as much as 52% of the County meets these soil criteria; and

WHEREAS, the County Planning Board has noted that the impact of proposed revisions could effectively render as outdated the recent, time-consuming efforts of several municipalities to update their zoning ordinances or master plans, while at the same time increasing pressure to convert productive agricultural land to non-farm development;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature is on record as opposing the proposed revisions as so cited; and be it

FURTHER RESOLVED, that this resolution be sent to the Commissioner and Regional Director of the Department of Environmental Conservation, our State Legislative Representatives, and the Chairmen of the Assembly and Senate Committees on Environmental Conservation.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 512-1190

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE PURCHASE OF THE COMPREHENSIVE BILLING AND SCHEDULING SOFTWARE PACKAGE SYSTEM KNOWN AS PEGASUS AND THE ADDITIONAL COMPUTER HARDWARE EQUIPMENT REQUIRED TO OPERATE THAT SYSTEM

WHEREAS, the Orleans County Mental Health Department has spent several months researching billing/scheduling packages to complete the computerization of operations within the Department and enable the County to best maximize all available revenues; and

WHEREAS, after consideration of several packages on the basis of cost availability of service, and design of the system, the Department has chosen the Pegasus System as the system best able to meet its

needs; and

WHEREAS, discussions with the County Attorney have determined that the purchase of this system falls under the category of purchase of professional services and therefore does not need to be put out for bid; and

WHEREAS, approximately 80% of the purchase will be reimbursed through State monies; and

WHEREAS, it is anticipated that there will be an approximate 20% increase in revenues collected through the implementation of the computerized system;

NOW, THEREFORE, BE IT RESOLVED, that the purchase of the Pegasus billing and scheduling package with associated computer hardware be and hereby is approved.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 513-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TIME CHANGES FOR LEGISLATURE MEETINGS

RESOLVED, that this Legislature does hereby authorize the change in time for the November 14, 1990 Legislature meeting from 7:30 p.m. to 4:30 p.m.; and be it

FURTHER RESOLVED, that the remaining Legislature meetings scheduled for November and December, 1990 shall all begin at 4:30 p.m. instead of 7:30 p.m.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

Legislator Berger withdrew the next resolution on the agenda entitled RESOLUTION AUTHORIZING TRANSFER OF FUNDS RE EAP SPONSORED TRIP TO NIAGARA FALLS AND THE FESTIVAL OF LIGHTS.

RESOLUTION NO. 514-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FROM BRIDGE ACCOUNT H5120.2

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the following capital project claims from the Highway Department Bridge Account H5120.2:

1. To Keeler Construction Co., Inc., 13519 W. Lee Road, Albion, N.Y. for Blood Road Bridge project, in the amount of.....\$208,000.00
2. To Keeler Construction Co., Inc. 13519 W. Lee Road, Albion, N.Y. for Sanderson Road Bridge project, in the amount of.....\$132,300.00.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 515-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION OPPOSING PASSAGE OF NEW YORK STATE SENATE BILL A12200 SECTION 22 RE FURTHER CHANGES TO THE NEW YORK STATE AND LOCAL EMPLOYEES' RETIREMENT SYSTEM

WHEREAS, passage of Assembly Bill A12200, Section 22 by the New York State Senate will result in a loss of twenty-two million dollars (\$22,000,000) of state aid to counties through manipulation of the Employee Retirement System known as PUC (The Projected Unit Credit Actuarial Method); and

WHEREAS, this proposal will make these retroactive changes at a time when counties are embarking on planning for a new fiscal year;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby go on record as opposing this bill, and encourages defeat of bill A12200 by the New York State Senate; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Governor Cuomo, Senator Marino, Senator Daly, the New York State Association of Counties, and the Inter-county Association of Western New York.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

Legislator Swiercznski, with second by Legislator Bennett, moved to recess the meeting subject to the call of the Chairman. Motion carried.

Meeting recessed subject to the call of the Chairman at 5:30 p.m.

LEGISLATURE MEETING
November 28, 1990

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: A letter from the County Federation of Sportsmen's Clubs vigorously opposing the practice of snagging of fish, noting that this opinion reflects the opinion of some 1,000 subsidiary club members and sportsmen in Orleans County; minutes from the August 27th meeting of the Orleans County Fire Advisory Board; minutes from the October 25th meeting of the County Planning Board; agenda and minutes from the November 13th meeting of the Soil and Water Conservation Board;

Update from the Youth Board Director for the week ending November 2, 1990; a letter from the Executive Director of ARC explaining how children are placed in preschool programs, and how they would continue to be placed in the program;

A request from John, Mark and Maureen J. Torrey to have two parcels of land included in Orleans Agricultural Dist. No. 1; a letter from several individuals opposing the County's proposal to discontinue giving a share of its sales tax to the school districts; also a similar letter from the Barre Grange;

A request from Dr. David Hicks, Rochester, New York, who was a recipient of funds from the County Medical Scholarship Program, to be allowed to repay the grant to the County; a copy of the minutes from the December 26, 1989 Medical Scholarship Committee.

Prior to the report of Standing Committees, Legislator George Bower gave a presentation regarding the situation with the County Nursing Home, Medina Memorial Hospital and Park Ridge. Mr. Bower introduced himself to those in attendance at the meeting, and stated, "With respect to the Nursing Home crises - I am not anti-Park Ridge or Medina Hospital. I am for Orleans County and what is best for Orleans County. I would like to explain my position with respect to the Nursing Home expansion." Mr. Bower explained a graph representing cost figures on the Nursing Home, explaining that he had read through prior copies of the Proceedings of the Legislature, and found that nothing

had been done to counteract the deficit. Mr. Bower explained that by increasing the number of beds at the County Nursing Home, the Nursing Home would become self-supporting. Mr. Bower said he felt the Committee had suggesting reducing the number of beds at the Nursing Home in order to allow Park Ridge to apply for more beds. He said, "You have used the phrase "private sector" to the public with regard to paying taxes - they (Park Ridge) will not be paying taxes."

With regard to County debt, Mr. Bower said, "Nobody wants County debt - there's good debt and bad debt. I think the Marina was "bad debt" - most people in the County can't afford boats and docking fees. The Nursing Home would be "good debt". If we expend the debt for this facility, it will be paid by the residents through their payments. Run properly and staffed properly, with beds filled, the residents will pay for the debt of the Nursing Home."

"We are here because the Arnold Gregory Memorial Hospital wasn't run very well. Nobody really took a look at what was going on. Because of this, we have turned friends into enemies and that is not good in a small community. You know, every board - Legislature Board, Health Board or Hospital Board - is a very important position and we should take it as such. It is not a tea party, not a social club for the affluent - it's to make sure the Nursing Home is run properly, the hospital is run properly. It's really very important to take part in the Board."

"I for one - only speaking for myself, I have nothing to gain (because) I don't live here, I live in Holley. I have nothing to gain either way. I have looked at facts, have talked to the people, and believe it or not, the silent majority are in favor of the Nursing Home. I believe it's the way to go. I believe the real difference between myself, Mr. Bloom and Mr. Eddy, whom I respect, is that you care about the building and I care about the people. I am in support of expansion over Park Ridge. Thank you very much."

Report of Standing Committees: Legislator Berger reported attending the Inter County Association meeting in Kanona Lake on November 15th; the Fire Chiefs' meeting in Kendall on November 19th, also met with Sheriff Green on the 19th; met with the District Attorney on the 26th (4 times with the D. A.), present with the County Treasurer at the budget hearing; attended the County Awards Banquet on November 27th, and today met to discuss County waste haulers and the 800 radio MHz study.

Legislator McCarthy met with the Highway Department on three separate occasions; also with the Buildings and Grounds Department, and with the Director of Weights and Measures. Legislator Swiercznski reported attending his usual committee meetings.

Legislator Bennett reported his usual meetings; also noted that he had the pleasure of representing the Legislature at the 4-H Volunteer Recognition Night. Mr. Bennett also said he was asked about the letters sent out by the County Attorney regarding "games of chance".

Mr. Webster, the County Attorney, said, "There is provision in the State law dealing with Games of Chance that says that in any township, where the Sheriff is designated as the person policing these games, that a certain part of the proceeds - filing fees and percentage of the proceeds - that part is to be turned over in total to the County because we are providing that service of policing the games. That is what that is for. I sent letters out to every town that had a local law authorizing games of chance and I never heard anything in response to that.

The County Treasurer, Mary Basinait, said she had received a check from the Town of Clarendon in the amount of \$20.00. Mrs. Basinait, said, "It's been on the books and we have just gotten around to enforcing it."

Mr. Webster explained, "If a town passes a local law allowing games of chance, then this financial arrangement comes into effect. If the town has its own police force, okay; constables don't count. If the town doesn't have its own police force, then they must designate the County Sheriff, and if they do, then the County Sheriff's Department gets the money."

Mrs. Tuohey commented that the Sheriff doesn't have any option with regard to policing games of chance - he has to do this.

Legislator Tuohey attended the budget meeting with the District Attorney; attended the budget hearing on November 26th; attended an EAP Meeting on the 27th, a safety inspection of the Nursing Home also on the 27th, and attended the Awards Banquet Dinner on Tuesday evening November 27th, and attended the Radio Communications meeting held earlier today.

Legislator Swiercznski announced that the Cooperative Extension is having its Annual Dinner on Monday evening.

Mr. Rocco Sidari was given privilege of the floor and spoke to the issue pertaining to the AGM Hospital, Nursing Home and Medina Memorial Hospital. Mr. Sidari said, "With reference to AGM Hospital building/Park Ridge proposal, it did come up - that it's not a tax base for the community. You made mention time and again to Dick Eddy and Dick Bloom, I want you to include me and the rest of the Committee. I am the one that mentioned Dick Bloom for Chairman of that Committee. You represent some 30,000 in Orleans County, and we represent a few thousand concerned with the Park Ridge situation. I haven't changed my feelings yet. I am still going to be working until told differently. We will still be working to support Park Ridge."

Dick Bloom, Chairman of the Citizens Health Committee was given privilege of the floor and commented, "I have two comments (1)--George and I talked on the 17th of October and he is correct that responsibility does attach itself, whether it's here or as trustee of a hospital - one responsibility is to communicate. Mr. Bower said he would get figures to us in support of his stand, and was asked again on October 30th, and today we received those figures. We on the Committee feel that it's important for private capital to come in and revitalize the community. I don't expect it's fair to expect our Committee to respond. We are following it through, and we would like to sit down with some of you. Some disagree with what we already have done - this started March 8th, and has been a long time coming. On January 24th, the State committee of Health will make a final decision.....we asked to defer beds to Park Ridge in order to make it feasible for them to open the AGM building, and I have had no response. I do take exception to one figure - you show a profit in 1989, your auditors report does not show a profit." Legislator Tuohey responded, noting, "...listed on here is depreciation and amortization - it's strictly a book loss."

Mr. Henry Pawlak was given the privilege of the floor. Mr. Pawlak is a member of the Citizens Health Committee. Mr. Pawlak said, "I made a point (re tax exempt status of the proposal for AGM building) of stating that it was exempt - I thought everyone knew. I had a talk with John Kettle (Anchor Bank Manager) and he says they have a projected loss of \$250,000 if the AGM proposal goes down the drain - liens etc.....I have requested information from Heritage Foundation. The tendency is to go into privatization."

There being no further discussion, the following resolutions were presented:

RESOLUTION 516-1190

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING TRANSFER OF CAPITAL PROJECT FUNDS TO BUILDINGS AND GROUNDS CAPITAL RESERVE ACCOUNT

RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$12,000 from the Buildings and Ground Capital project account to Buildings and Grounds Reserve Account, to cover the expenses involved in repaving the Court House parking lot.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 517-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE ORLEANS COUNTY SHERIFF TO ENTER INTO AN AGREEMENT WITH DCB ELEVATOR, INC. FOR ELEVATOR MAINTENANCE

RESOLVED, that this Legislature does hereby authorize the County Sheriff to enter into an agreement with DCB Elevator Co., Inc. for hydraulic elevator maintenance at a monthly rate of \$175.60 for a period of one (1) year, beginning November 1, 1990 and continuing through October 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 518-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING ORLEANS COUNTY SHERIFF TO ADVERTISE FOR BIDS FOR THE PURCHASE OF UNIFORMS

RESOLVED, that this Legislature does hereby authorize the Sheriff to advertise for bids for the purchase of uniforms for department employees.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 519-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING UTILIZATION OF SPACE AT ONTARIO COUNTY YOUTH CARE FACILITY FOR ORLEANS COUNTY PROBATION DEPARTMENT'S JUVENILES

BE IT RESOLVED, that the Orleans County Legislature hereby approves the agreement between the Ontario County Youth Care Facility and the Orleans County Probation Department allowing juveniles within the jurisdiction of Orleans County to be housed at the Ontario County Youth Care Facility, commencing January 1, 1991 and terminating December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 520-1190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING ANNUAL PLAN GRANT APPLICATION FOR COUNTY OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve the County Office for the Aging Annual Implementation Plan and Grant Applications with the NYS Office for the Aging as follows:

1. Grant Application for Federal III-C Nutrition Dollars, which provides federal dollars for congregate and home delivered meal programs, to be in effect during the calendar year 1991, at a total cost of \$186,673; County cost to be \$12,000.00.
2. Grant Application for Expanded In-home Services for the elderly Program which provides NYS funding for case management and in-home services, to be in effect April 1, 1991 through March 30, 1992, at a total cost of \$108,538; County cost to be \$11,652.00.
3. Grant Application for Community Services, which provides NYS funding for frail elderly services, to be in effect April 1, 1991 through March 30, 1992, at a total cost of \$70,067; County cost to be \$9,888.00.

4. Grant Application for Federal III-B Service Dollars, which provides federal dollars for Administration, Access, In-home and Legal Services, to be in effect during the calendar year 1991, at a total cost of \$71,048; County cost to be \$6,886.00.
5. Grant Application for Federal IIID Service Dollars, which provides federal dollars for in-home services, to be in effect during the calendar year 1991, at a total cost of \$870; County cost to be \$0.00.
6. Grant Application for Federal Home Energy Assistance Program (HEAP) Dollars, which provides federal dollars for HEAP certification and outreach, to be in effect October 1, 1990 through November 15, 1991 at a total cost of \$19,353; County cost to be \$0.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 521-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION REQUESTING NEW YORK STATE TO DISTRIBUTE FINE IMPOSED ON ORLEANS SANITARY LANDFILL TO ORLEANS COUNTY MUNICIPALITIES AND CITIZENS

WHEREAS, the New York State Department of Environmental Conservation (DEC), through Attorney General's Office, imposed a fine of \$3,000,000.00 on Orleans Sanitary Landfill (OSL) and its principals and related corporations for violation of the DEC permits, rules and regulations, governing the sanitary landfill located in the Town of Albion, Orleans County, New York; and

WHEREAS, OSL and its related companies have dramatically increased their charges for solid waste collection and disposal since the imposition of such fines so that, in effect, the citizens of Orleans County will be paying a large part of the fines imposed; and

WHEREAS, the operations of OSL detrimentally effect every citizen of Orleans County by virtue of the adverse visual effect presented by the landfill and the vehicles traversing the County with collected waste and fill material; and

WHEREAS, the operation of OSL and the vehicles servicing the landfill cause wear and tear and the need for increased maintenance to Village, Town and County roads and bridges resulting in additional costs to the taxpayers of these municipalities; and

WHEREAS, the persons living in the area of the landfill are impacted by the existence of the landfill which adversely effects the value of their property; and

WHEREAS, all persons living in the area of the landfill are subject to possible adverse health effects from pollution of their wells and other exposure to leachate leaks; and

WHEREAS, those persons are also subject to objectionable odors that accompany a landfill operation; and

WHEREAS, these governments and citizens are the ones who suffer financial loss and possible damages as a result of the said operations of OSL;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby petition the New York State Department of Environmental Conservation, the New York State Department of Law, and Governor Mario Cuomo, to distribute the fine imposed on OSL abovementioned to the local governments and citizens of Orleans County who are adversely effected by the operation of OSL as hereinabove recited; and be it

FURTHER RESOLVED, that this Legislature solicit the assistance and support of Senator Daly and Assemblyman Hawley in this matter and that copies of this Resolution be sent to the New York State Department of Environmental Conservation, the New York State Department of Law, Governor Mario Cuomo, Senator Daly, Assemblyman Hawley, and to the Attorney General.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 522-1190

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN ELDREDGE, FOX AND PORRETTI AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to enter into

an agreement with Eldredge, Fox and Porretti, Certified Public Accountants, located at 10 Gibbs Street, Rochester, New York 14604, to audit financial statements of said Nursing Home for the year ending December 31, 1990, at a maximum fee of \$11,000.00; including out-of-pocket expenses.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 523-1190

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE RECORDS MANAGEMENT OFFICER TO APPOINT A DEPUTY

WHEREAS, it is desirous to have an additional individual familiar with County Records Management procedures to provide assistance and make records management decisions in the absence of the Records Management Officer;

NOW, THEREFORE, BE IT RESOLVED, that the Records Management Officer is hereby authorized to appoint a Deputy who shall serve without any additional compensation.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION ADOPTING 1991 PRELIMINARY COUNTY BUDGET AS THE ORLEANS COUNTY BUDGET FOR THE YEAR 1991 was withdrawn by Legislator Tuohey.

RESOLUTION NO. 524-1190

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO THE COUNCIL ON THE ARTS

RESOLVED, that this Legislature does hereby appoint Mr. Arthur Barnes to the Orleans County Council on the Arts, replacing Mr. Nils Caspersson.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 525-1190

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AMENDING RESOLUTION NO. 514-1190 RE CHANGING
DATE FOR LEGISLATURE MEETING

RESOLVED, that this Legislature does hereby amend
Resolution No. 514-1190 regarding changes in
Legislature meetings, to include the following
paragraphs:

"FURTHER RESOLVED, that the last Legislature
meeting for the year 1990, scheduled for December 26,
1990, shall be held instead, on Friday, December 28,
1990 at 4:30 p.m."; and be it

FURTHER RESOLVED, that the Organizational Meeting
shall be held on Friday, January 4, 1991 at 4:30 p.m."

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator
Swiercznski, moved to waive the rules to allow for the
introduction of a resolution recognizing the Holley
Central School varsity soccer team. Motion carried.
The following resolution was then adopted:

RESOLUTION NO. 526-1190

By Legislator Bower, who moved the adoption.

Unanimous second.

RESOLUTION RECOGNIZING THE HOLLEY CENTRAL SCHOOL
VARSITY SOCCER TEAM

WHEREAS, the Holley Central School boys soccer
team was victorious in the local and regional
competitions; and

WHEREAS, the Holley Central School boys soccer
team distinguished itself and brought honor and
recognition to the Holley Central School, the Village
of Holley and the County of Orleans by winning the New
York State Championship for its class;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby offer its thanks and
congratulations to the Holley "Hawks" Soccer Team on
its outstanding performance and effort in becoming New
York State Champions.

Adopted. 7 ayes; 0 nays 0 absent.

Legislator Bennett, with second by Legislator Swiercznski, removed from the table a resolution regarding nursing care in Orleans. Motion carried. Legislator Bennett, with second by Legislator Swiercznski, reintroduced the resolution entitled RESOLUTION REGARDING NURSING HOME CARE IN ORLEANS COUNTY. During discussion, Legislator Bennett, with second by Legislator Swiercznski, moved to strike the second paragraph. Legislator Tuohey agreed, saying that she didn't feel it was appropriate. Legislator Berger moved to recess to caucus.

Meeting recessed at 5:55 p.m.

Meeting reconvened at 6:20 p.m.

The comment was made that the proposed resolution was redundant, since the Board had already made a statement earlier by adopting a resolution approving the batching of the applications of all three entities.

Meeting recessed by the Chairman at 6:25 p.m.

Meeting reconvened at 6:35 p.m.

Upon vote, the amendment failed. The Chairman called for a vote on the original resolution, and the resolution was then defeated, 2 ayes, Legislators Bennett and Swiercznski; 5 nays, Legislators Berger, Billings, Bower, McCarthy and Tuohey; 0 absent.

RESOLUTION NO. 526-A

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator

RESOLUTION AUTHORIZING CARRY-OVER OF ANNUAL LEAVE DAYS FOR DIRECTOR OF REAL PROPERTY TAX OFFICE

RESOLVED, that in light of the twenty years of service, and due to the extended illness of Mrs. Avis Downey, Director of the Real Property Tax Office, she be and hereby is authorized to carry over 17 annual leave days by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator McCarthy, introduced a resolution to reinstate time to the Clerk of the Legislature, Lois Brandt, that she

should have received. This was tabled by Legislator Tuohey.

Legislator Berger, with second by Legislator Tuohey, moved to recess the meeting subject to the call of the Chairman. Motion carried.

Meeting recessed at 6:45 p.m.

LEGISLATURE MEETING
December 12, 1990

The meeting was called to order by Chairman Lyndon Billings at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications:
A letter from the Secretary/Treasurer of the EMS Council announcing that the next meeting would be held Wednesday, December 19, 1990 at 7:30 p.m. at the C.D. Center, also that minutes from the last meeting would be forthcoming shortly; A letter from Mr. & Mrs. Kenneth Simpson expressing their appreciation for an Estate Planning seminar held by the Cooperative Extension;

A letter from Ms Christina Feldman asking that the Board not increase the County sales tax, but that the Board make budget cuts to reduce the County budget; also letters from Mark Tillman, Tillman's Village Inn and Richard, Max, William, Michael, and Peter Pilon of Dale & Son Supermarket, Inc. - Super Duper opposing any increase in the County's sales tax;

A notice from Rural Opportunities, Inc. inviting the Board and Staff to an open house scheduled for December 19, 1990 from 10:00 a.m. to 4:00 p.m. at their new offices at 13896 Route 31, Albion, New York; an invitation from the Orleans Association for Retarded Citizens, Inc. to attend their Christmas Reception and Open House on Tuesday, December 18, 1990 from 11:00 a.m. to 1:00 p.m. at their new location at 162 South Main Street, Albion;

A letter from Richard Smith, Assistant Director, Traffic Safety Services of the NYS DMV in answer to questions from the County's STOP-DWI Coordinator; A letter from Robert Tirsch, resigning his position as Executive Director of the County Youth Bureau and DWI Program;

Minutes from the WNY OTB October 25th meeting; A letter from Shelby Town Clerk, Mildred Green, stating that the Shelby Town Board had adopted a resolution in support of and appropriating funds in the amount of \$2,000.00, for the 800 MHz Radio Study; Announced that a check in the amount of \$2,000.00 had been received as the Village of Lyndonville's share towards the 800 MHz Radio Study; A letter from the Orleans County Fire

Advisory Board endorsing the County's 800 MHz Radio Study, also stating that H. Dale Banker will be the Fire Advisory Board's representative to the Radio Task Force Committee; A letter from the Orleans County Chiefs' Association endorsing the 800 MHz Radio Study; A letter from the Orleans County Fire Advisory Board endorsing Richard Clark's reappointment as Orleans County Civil Defense/Fire Coordinator;

A letter from Gaines Supervisor Ronald Radzinski, that the Town of Gaines is in agreement with the Legislature's proposals regarding recycling; A notice from NYSAC that the 1991 NYSAC Dues for Orleans County will be \$1,450.00;

A letter from Evelyn Lyman commending the Board because the blue crosses on the Court House dome had not been installed as part of the Christmas decorations; A letter from C. W. Lattin protesting the blue crosses on the Court House Dome as part of the Christmas display; Similar letters from Gerard Morrisey, Reverend Robert Mowatt and Rev. Donald J. Reidell, both of Albion and a petition containing 50 names opposing the use of the crosses as part of the Christmas decorations.

Report of Standing Committees: Legislator Tuohy reported attending the Barre Town Board meeting and noted that the Town is getting into recycling and garbage pick-up; met with Legislator Berger and Sheriff Green on the building addition (for the Sheriff's relocation to Cunneen Hall); attended the Records Management Room Open House; announced that the Clarendon Town Board had voted to appropriate \$2000 towards the 800 MHz Radio Study;

Legislators Bennett, McCarthy and Swiercznski attended their usual meetings.

Legislator Berger attended meetings with Veterans Service Agency Director and the Director of Civil Defense on December 3rd; attended a Safety Committee meeting and STOP DWI meeting on December 4th; met with the Treasurer regarding the Budget on December 5th, also attended the Records Management Open House, and attended a Legislature Budget meeting; , attended another Budget meeting on December 10th, and on December 11th, did the auditing, attended a water quality meeting, and a Soil and Water Conservation District Board meeting. Mr. Berger announced that a public hearing will be held in the Farm and Home Center in Lockport on December 18th regarding the proposed NYS DEC Wetlands Regulation Changes . Planning and Development Director Wayne Hale will be presenting the Board's resolution at that hearing. Mr. Berger said he

had written to the President of the United States stating his disagreement with the proposed Federal farm bill, and noted that the bill had already been passed, "giving New York State a Federal Park in the Adirondacks, whether we like it or not - New York State already owns three million acres in the Adirondacks - 300,000 acres larger than Yellowstone Park." Legislator McCarthy said the local Supervisors in the area were concerned, because this type of activity was ruining their tax base.

Legislator Bower reported attending his usual meetings.

The following resolutions were presented:

RESOLUTION NO. 527-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING DATE AND TIME FOR ORGANIZATIONAL MEETING OF THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that the Organizational Meeting of the Orleans County Legislature shall be held on Friday, January 4, 1991 at 2:30 o'clock in the afternoon, in the Legislature Chambers, County Clerk's Building, Court House Square, Albion, New York, at which time a Chairman will be selected, and other business as may be properly transacted will also be conducted.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 528-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged to the several towns of Orleans County for erroneous and refunded taxes, as follows:

TOWN	OUTSIDE	INSIDE
Albion	\$ 36.74	\$ 82.16
Barre	971.43	--
Carlton	24.37	--

Clarendon	--	--
Gaines	--	--
Kendall	\$ 11.67	--
Murray	46.16	10.89
Ridgeway	268.92	--
Shelby	--	--
Yates	160.45	160.92

NOW, THEREFORE, BE IT RESOLVED, that there be levied and assessed against the towns as herein set forth, the amounts opposite the names of said towns for erroneous and refunded taxes.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 529-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION RE 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, 1991;

NOW, THEREFORE, BE IT RESOLVED, that there shall be and hereby is 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	\$ 81,688	\$140,235	\$ 1,063
Barre	--	405,167	--
Carlton	--	219,000	--
Clarendon	--	170,430	--
Gaines	--	58,700	--
Kendall	--	91,664.76	--
Murray	--	45,780.54	--
Ridgeway	101,048	274,411	31,379
Shelby	--	79,955	--
Yates	115,925	120,680	17,673

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 below, the following amounts for the purpose of such districts as specified below:

NAME OF DISTRICT	DISTRICT	AMOUNT
Albion	Fire Protection	\$ 26,500.00
Barre	Light	1,750.00
	Fire	36,000.00
Carlton	Fire	61,600.00
	Light	5,500.00
	Water	91,497.80
Clarendon	Fire Protection	68,900.00
	Agriculture Rollback Tax	29.48
Kendall	Fire Dist. 1 (Kendall)	44,395.00
	Fire Dist. 2 (Morton)	36,259.53
	Light Dist. 1 (Kendall)	3,200.00
	Light Dist. 2 (Morton)	2,100.00
	Water Dist.	7,603.45
	Agriculture Rollback Tax	0.86
Murray	Fire Protection Dist. 1	15,200.00
	Light Dist. 1 (Fancher)	1,475.00
	Light Dist. 2 (Hulberton)	3,730.00
	Light Dist. 3 (Brockville)	1,050.00
	Fancher-Hulberton-Murray	
	Fire Dist.	43,495.00
	Water Dist. I	7,343.28
Ridgeway	Fire Protection	60,000.00
	Light Dist.	3,100.00
	Water Improvement 31-E	16,000.00
	Water Improvement 63	19,203.64
	Knowlesville Sewer Dist.	22,000.00
Shelby	Fire Protection Dist.	
	Shelby & E. Shelby	56,871.00
	Light Dist. 1 (Shelby)	3,400.00
	Light Dist. 2 (Millville)	1,500.00
Yates	Fire Protection	29,744.00
	Water Dist. 1	
	(Yates Hydrant)	300.00

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 not 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	SPECIAL ASSESSMENT	GENERAL FUND
Albion	--	--	\$ 42,126.00
Barre	--	--	79,289.00
Carlton	\$ 27.60	--	61,213.00
Clarendon	--	--	153,711.00
Gaines	1,311.31	--	126,225.00
Kendall	--	--	185,240.74
Murray	493.07	--	121,144.20
Ridgeway	798.93	--	153,596.00
Shelby	150.00	--	162,033.00
Yates	1,849.48	\$1,307.16	276,924.00

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 the distribution to them in the manner provided by law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 530-1290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING SERVICE CONTRACT FOR ENERGY MANAGEMENT AT MENTAL HEALTH BUILDING

RESOLVED, that this Legislature does hereby approve the service contract with Barber Colman Company for energy management at the Mental Health Services Building at an annual cost of \$3326.00; said agreement includes all labor and parts for computerized energy management system.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION CREATING FULL-TIME TEMPORARY CORRECTION OFFICER POSITION IN COUNTY JAIL was tabled by Legislator Tuohy.

RESOLUTION NO. 531-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO DISTRICT ATTORNEY'S BUDGET ACCOUNTS

BE IT RESOLVED, that this Legislature hereby authorizes the County Treasurer to transfer \$12,000.00 from Contingent Fund A1990.418 to the following:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
1165.411	Office Supplies	\$1,024.00
1165.418	Other Contractual	4,459.00
1165.421	Telephone	262.00
1165.441	Printing	725.00
1165.455	Witness Fees	2,156.00
1165.467	Steno Fees	3,165.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 532-1290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP NEW BUDGET MONIES IN HIGHWAY DEPARTMENT ACCOUNTS

RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies in the Highway Department budget accounts as follows:

Revenue Acct.	
D2302 Snow Removal-State	\$20,000.00
Appropriation Acct.	
D5144.1 County Road Snow Removal	
State, Personal Services	\$20,000.00;

Revenue Acct.	
DM2665 Sale of Equipment	\$40,000.00
Appropriation Acct.	
DM5130.240 Machinery-Mtc.	
Hwy & St. Equipment	\$40,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 533-1290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO APPROVE BUDGET TRANSFERS IN COUNTY HEALTH

DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that the County Treasurer is hereby authorized to make the following transfers in the County Health Department 1990 Budget Accounts:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
4010.1 Personal Svcs.	4010.418 Other Contractual	\$60,000

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett, with second by Legislator Bower, introduced a resolution abolishing a Public Health Nurse Position in the County Health Department and creating in its place a Registered Nurse position. Upon discussion, Legislator Tuohey, with second by Legislator Berger, moved to table the proposed resolution. Upon vote, motion failed, 4 nays, Legislators Bennett, Bower, McCarthy and Swiercznski; 3 ayes, Legislators Berger, Billings and Tuohey; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 534-1290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ABOLISHING A PUBLIC HEALTH NURSE POSITION AND CREATING A REGISTERED NURSE POSITION IN COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department has been unsuccessful in filling the vacant Public Health Nurse position;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby abolish one (1) full-time Public Health Nurse position and in its place creates one (1) full-time Registered Nurse position at Grade 13, Step 1 of the CSEA salary schedule.

Adopted. 6 aye; 1 nay, Legislator Tuohey; 0 absent.

Legislator Bennett, with second by Legislator Bower, introduced a resolution abolishing and creating a position in the County Health Department pertaining to the Infant Health Assessment Program. Upon discussion, Legislator Tuohey moved to table the resolution. The motion failed to come to a vote for lack of a second. The following resolution was then introduced:

RESOLUTION NO. 535-1290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ABOLISHING/CREATING POSITION IN COUNTY HEALTH DEPARTMENT FOR INFANT HEALTH ASSESSMENT PROGRAM (IHAP)

WHEREAS, the County Health Department has been unsuccessful in the filling the vacant Infant Health Assessment Program (IHAP) Nurse position with a Public Health Nurse;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish the part-time (20% FTE) Public Health Nurse position and creates in its place a part-time (20% FTE) Registered Nurse position for the Infant Health Assessment Program (IHAP) in the County Health Department at Grade 13, Step 1 in the CSEA salary schedule; costs associated with this program are reimbursed to the County at 100% through a grant from the NYS Department of Health.

Adopted. 6 aye; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 536-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING DISTRICT ATTORNEY'S TRAVEL

BE IT RESOLVED, that reimbursement for the District Attorney's travel is only to be paid as specifically authorized by further resolution of the Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the previous resolution, Legislator Berger explained that this resolution was made at the request of the District Attorney, Conrad Cropsey.

RESOLUTION NO. 537-1290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING TRANSFER OF PRESCHOOL HANDICAPPED CHILDREN'S PROGRAM FROM THE MENTAL HEALTH DEPARTMENT TO THE PUBLIC HEALTH DEPARTMENT

WHEREAS, the Preschool Handicapped Children's Program (PHCP) provides educational services to children age 0-5 years in Orleans County; and

WHEREAS, administrative control has been under the aegis of the Department of Mental Health for the past three years; and

WHEREAS, due to changes in State laws governing the administration of the program it has been determined by joint departmental discussions and consultation with the Legislature that services and resources would be maximized by transferring the administration of Preschool Handicapped Children's Program to the Public Health Department; and

WHEREAS, this transfer of duties and responsibilities shall take effect upon January 1, 1991; and

WHEREAS, the Department of Mental Health will offer assistance in training the Public Health Department staff involved in the administration of this program;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby approve the transfer of the Preschool Handicapped Children's Program from the Mental Health Department to the Public Health Department effective January 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett, with second by Legislator Bower, introduced a resolution entitled RESOLUTION CREATING AN ACCOUNT CLERK TYPIST POSITION IN THE COUNTY HEALTH DEPARTMENT. Upon discussion, Legislator Bennett moved to amend the resolution by adding another paragraph, to the effect that the Mental Health Department will be giving up one account-clerk typist position, when the position is created in the County Health Department. There was no second to this motion. Legislator Tuohey moved to table the proposed resolution.

RESOLUTION NO. 538-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE NURSING HOME ADMINISTRATOR TO ADVERTISE FOR BIDS FOR LINEN SERVICE AND LAUNDRY EQUIPMENT FOR USE AT THE COUNTY NURSING HOME

RESOLVED, that the Administrator of the County Nursing Home is hereby authorized to advertise for bids for linen service and laundry equipment for use at the County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 539-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION AUTHORIZING EAP TRIP TO FESTIVAL OF LIGHTS ON JANUARY 5, 1991

RESOLVED, that this Legislature does hereby approve, as an Employee Assistance Program event, a bus trip to Niagara Falls and Festival of Lights on January 5, 1991 for county employees and their guests; and be it

FURTHER RESOLVED, that employees and their guests shall pay \$12 per person to offset the costs of said trip; at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 540-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN BAKER HALL AND THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the renewal agreement with Baker Hall, Lackawanna, New York for the provision of foster care services; to be effective July 1, 1990 - June 30, 1991 at a cost of \$57,356 per child. County cost is \$19,501 per child.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Berger, introduced a resolution entitled RESOLUTION APPROVING DEPARTMENT OF SOCIAL SERVICES TITLE XX PLAN FOR 1991. Upon discussion, Legislator Bennett, with second by Legislator Swiercznski, moved to table this resolution. Motion carried.

RESOLUTION NO. 541-1290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION REFERRING ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 1 (ALSO KNOWN AS THE CLARENDON AGRICULTURAL DISTRICT) TO THE ORLEANS COUNTY PLANNING BOARD AND THE ORLEANS COUNTY AGRICULTURAL DISTRICTING ADVISORY COMMITTEE FOR EIGHT-YEAR REVIEW

WHEREAS, the thirty-day public review period for the eighth year review of Orleans County Agricultural District No. 1 (also known as the Clarendon Agricultural District) which includes portions of the Town of Clarendon, has expired; and

WHEREAS, requests for modification of said District have been received;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby refer Orleans County Agricultural District No. 1 (also known as the Clarendon Agricultural District), together with the modification requests, to the Orleans County Planning Board and the Orleans County Agricultural Distracting Advisory Committee for their review and recommendations.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 542-1290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO TOURISM BOARD

RESOLVED, that this Legislature does hereby appoint Mr. Arthur Barnes to a three-year term on the Orleans County Tourism Advisory Board, representing the Council on the Arts; said term to expire December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Berger, introduced a resolution entitled RESOLUTION APPROVING CONSULTANT AGREEMENT FOR 800 MEGAHERTZ STUDY. Upon discussion, Legislator McCarthy, with second by Legislator Berger, moved to amend by deleting the phrase "Integrated 800 MHz Trunked" and inserting the word "Communications". After further discussion, Legislator McCarthy withdrew the proposed resolution from the agenda.

Legislator McCarthy, with second by Legislator Berger, introduced a resolution entitled RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM ORLEANS COUNTY MARINE PARK ACCOUNT H7180. Upon discussion, Legislator Bower, with second by legislator Berger, moved to table the resolution until the Engineer has an opportunity to look into the contract to see if the County can hold back on payment. Motion carried, 5 ayes; 2 nays, Legislators McCarthy and Bennett; 0 nays. The proposed resolution was then tabled.

RESOLUTION NO. 543-1290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FROM HIGHWAY DEPARTMENT ACCOUNT H5120.2 BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to pay the following claims from Capital Project Account H5120.2 Bridges:

1. Silverline Construction, Inc., Newtown Road, Burdett, New York 14818 in payment of estimate No. 1 for Murdock Road Bridge (BIN #3318850) over Johnson Creek in the amount of.....\$177,664.00;
2. Silverline Construction, Inc., Newtown Road, Burdett, New York 14818 in payment of estimate No. 1 for Horan Road Bridge (BIN #3318880) over Oak Orchard Creek in the amount of...\$157,051.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Berger moved to waive the rules to allow for the

introduction of the following resolutions:

RESOLUTION NO. 544-1290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADJUSTING 1990 COUNTY HIGHWAY DEPARTMENT
BUDGET ACCOUNTS

WHEREAS, the cost of fuel and sales of fuel have been more than anticipated, the Highway Department's budget needs to be adjusted to reflect these increases;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to increase the 1990 Highway Budget accounts as follows:

Revenue Acct.:

DM2333-Other Govt's
Fuel Farm.....\$34,000.00

Appropriation Acct.:

DM5140.413 Fuel Farm
Gasoline.....\$34,000.00

Revenue Acct.:

DM2333-Other Govt's
Fuel Farm.....\$41,000.00

Appropriation Acct.:

DM5140.449 Fuel Farm
Fuel Oil.....\$41,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 545-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING UP BUDGET MONIES IN THE 1990
SHERIFF'S DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1990 Sheriff's Department budget accounts, as follows:

Revenue Acct.:

A2680 Insurance Recoveries.....\$ 921.25

Appropriation Acct.:

A3110.446 Vehicle Maintenance
Sheriff's Dept.....\$ 921.25

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Swiercznski, introduced a resolution entitled RESOLUTION REQUIRING REDUCTIONS IN 1991 DEPARTMENTAL EXPENDITURE AND PLACING RESTRICTIONS ON TRAVEL AND HIRING. Upon discussion, Legislator Bennett said "I think that if we cut County Department two percent (2%), we should cut all contract agencies by the same amount. Legislator Tuohey disagreed saying, "All outside agencies were in essence cut, because they were not given any increase. County budgets were given increases.....not sense (that) you would cut outside agencies." Legislator Bower pointed out that the resolution called for recommendations only, that nothing was set in the resolution.

With regard to the portion of the resolution requiring all overnight out-of-county travel being approved by Legislature resolution, Legislator Bower said, "I believe that if you looked at them - the money you are going to pick up is minimal....most department heads will bring back something valuable to the County (from meetings they attend).

After further discussion, Legislator Bennett, with second by Legislator McCarthy, moved to amend the proposed resolution to include that all contract agencies be required to hand in their recommendations for a two percent (2%) reduction. Upon vote, motion carried, 5 ayes; 2 nays, Legislators Billings and Tuohey; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 546-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REQUIRING REDUCTIONS IN 1991 DEPARTMENTAL EXPENDITURE AND PLACING RESTRICTIONS ON TRAVEL AND HIRING

WHEREAS, the Legislature has determined that current fiscal conditions require spending reductions;

NOW, THEREFORE, BE IT RESOLVED, that all County department heads are hereby directed to review their 1991 budgets as adopted this date and prepare

recommendations to reduce the County cost of their department by at least two percent (2%); said recommendations to be presented to the Budget Officer, the Chief Administrative Officer and all County Legislators no later than January 15, 1991; and be it

FURTHER RESOLVED, that, effective immediately, a hiring freeze is hereby involved and that no vacancy may be filled unless it is first approved by a resolution of the Orleans County Legislature; and be it

FURTHER RESOLVED, that, effective immediately a ban is hereby placed on all out-of-County travel requiring an overnight stay unless it is specifically authorized, in advance, by a resolution of the Orleans County Legislature; and be it

FURTHER RESOLVED, that all agencies that have contracts with Orleans County, and as such have an appropriation in the 1991 Orleans County Budget, are hereby requested to reduce their request by two percent (2%), and present their recommendations to the County Budget Officer, the Chief Administrative Officer and the County Legislature by January 15, 1991.

Adopted. 5 ayes; 2 nays, Legislators Billings and Tuohey; 0 absent.

RESOLUTION NO. 547-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AMENDING RESOLUTION NO. 160 OF THE YEAR 1973 WHICH AMENDED RESOLUTION NO. 164 OF THE YEAR 1967 LIMITING THE DOLLAR AMOUNT OF THE NET COLLECTIONS FROM SALES TAX TO BE PAID TO THE SCHOOL DISTRICTS

WHEREAS, Section 14 (a) of Resolution 164 of the year 1967 provided for the disposition of Sales Tax Revenues, One Hundred Percent (100%) for County purposes; and

WHEREAS, Sales Tax Revenues are now distributed 66.67% to the County 11.1111% to the School Districts and the balance to the Towns and Villages in the County pursuant to Section 1262(a) of the Tax Law of the State of New York in accordance with Resolution No. 160 of the Year 1973; and

WHEREAS, this Legislature wishes to limit and cap the dollar amount of the next collections from sales tax to be paid to the School Districts to the dollar

amount that is paid in the calendar year 1990;

NOW, THEREFORE, BE IT RESOLVED, that Resolution No. 160 of the Year 1973 and Section 14(a) of Resolution 164 of the Year 1967 be and the same hereby is amended as follows:

A) Section 14(a)(2) is amended to add the following phrase, to wit, provided, however, that the monies hereby set aside and to be so distributed and paid shall not exceed, in the calendar year 1991 and all years thereafter, the dollar amount of the monies so set aside, distributed and paid in the calendar year 1990 and any portion of such 11.1111 percent of such monies in excess of the said dollar amount so set aside, distributed and paid to the School Districts in 1990 shall be and hereby are set aside for County purposes and shall be available for any County purpose. Said Section 14(a) as so amended shall read as follows:

(a)(1) 66.67 percent of such monies is hereby set aside for County purposes and shall be available for any County purposes

(2) 11.1111 percent of such monies is hereby set aside, pursuant to Section 1262(a) of the Tax Law of the State of New York for educational purposes and shall be distributed and paid quarterly to the several school districts in the County pursuant to the provisions of Section 1262(a) of said Tax Law, as amended, provided, however, that the monies hereby set aside and to be so distributed and paid shall not exceed, in the calendar year 1991 and all years thereafter, the dollar amount of the monies so set aside, distributed and paid in the calendar year 1990 and any portion of such 11.1111 percent of such monies in excess of the said dollar amount so set aside, distributed and paid to the School Districts in 1990 shall be and hereby are set aside for County purposes and shall be available for any County purpose.

(3) The remainder of such monies shall be allocated quarterly to the Towns of the County of Orleans being the entire area of said County in proportion to their respective populations including population within incorporated Villages determined in accordance with the latest decennial census or special census taken pursuant to law completed and published prior to the end of the quarter for which the allocation is made which special census must include the entire area of the County. Such amounts allocated to the entire County shall be applied first to reduce County

Taxes levied upon real property in the several Towns in such area. Any balance remaining shall then be applied first to reduce general Town Taxes levied upon real property in such area. Any Town by local law, ordinance or resolution, however, may provide that the amounts which would be so applied to reduce the County Taxes and general town taxes levied upon real property in such town shall be paid directly to such town to be used for any town purpose. If any Village, other than a Village within a County having a population of one million or more and containing not more than three towns by local law, ordinance or resolution shall so provide, the amounts which would be so applied to reduce the County and general town taxes levied upon real property in such Village shall be paid directly to such Village in lieu of such tax reduction. Where any Village has elected to be paid directly as provided in the subdivision, the amount to be paid to such Village shall be determined by the ratio that the full valuation of real property in the Village or portion thereof within the town in which such Village is located bears to the full valuation of real property in the entire town. If a Village, wholly or partially within a town has so elected to be paid directly, but the Town in which such Village is located has not elected, the amount allocated to the Town in which such Village is wholly or partially situated shall be applied to reduce County taxes and general town taxes in the area of the Town outside such Village. If the amount allocated to a town exceeds the amount of the County taxes and general town taxes levied upon real property in the Town, the excess shall be apportioned between the town and each Village, if any, wholly or partially situated therein, in the ratios that the full valuation of real property in each such Village or portion thereof within the Town, and the full valuation of real property in the portion of the Town outside such Village or Villages, respectively, bear to the aggregate full valuation of the entire town. The share of such Village shall be paid directly to such Village. The share of the town shall be applied, first to reduce taxes levied for part-town activities, and any balance remaining shall be paid directly to the town, to be used only for part-town activities. The amount to be applied in reduction of County taxes and general town taxes in each town may be determined on the basis of the ratio which the full valuation of real property in each town bears to the aggregate full valuation of real property in all of the towns in such County.

In the alternative, the amount to be applied in reduction of County taxes and general town taxes in each town may be determined on the basis of the respective populations of the several towns in such County, determined in accordance with the latest federal census or special population census taken pursuant to section twenty of the General Municipal Law, completed and published prior to the end of the quarter for which allocation is made, which special census must include the entire area of the County.

Any local law, ordinance or resolution enacted by a Town or Village pursuant to this subdivision shall only be effective for the calendar year or years subsequent to its enactment and, further, shall only be effective if it is mailed by registered or certified mail to the chief fiscal officer of the County in which the Town or Village is located before the first day of September preceding the calendar year for which the election is made of such local law, ordinance or resolution. Such local law, ordinance or resolution shall remain in effect for subsequent, calendar years until rescinded by local law, ordinance or resolution, but the enactment shall rescind the election only if it is mailed, in the same manner already provided for in the subdivision, to the chief fiscal officer of the County in which the Town or Village is located before the first day of September preceding the calendar year for which the rescission is to apply; and be it

FURTHER RESOLVED, that written notice of the adoption of this Resolution shall be given by the Clerk of the Legislature to the school authorities of the school districts in the County pursuant to Section 1262(e) Tax Law, at least six (6) months prior to the commencement of their fiscal years.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 548-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING INCREASE IN RATES FOR PRIVATE PAY PATIENTS AT COUNTY NURSING HOME

RESOLVED, that pursuant to the request of the Administrator of the Orleans County Nursing Home, the

rates for Private Pay Patients at the County Nursing Home be increased effective January 1, 1991, as follows:

A-Wing and B-Wing:.....\$102.00 per day;

C-Wing:.....\$ 80.00 per day.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 549-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY TREASURER TO SIGN QUIT CLAIM DEED REGARDING FRANCES LYSTER PROPERTY TAX MAP NO. 68-1-49.1 LOCATED IN TOWN OF RIDGEWAY

WHEREAS, the Board of Supervisors by Resolution No. 106 of the Year 1946 authorized a deed to be given to William H. Munson and Andrew Crane as executors of the Estate of John Barber, deceased, covering the property now known as Tax Map No. 68-1-49.1, assessed to Frances Lyster; and

WHEREAS, such deed was apparently lost and has not been recorded in the Orleans County Clerk's Office; and

WHEREAS, the premises in question was conveyed by William H. Munson and Andrew Crane, as such executor to Frances Lyster and said Frances Lyster has requested that a replacement deed be issued for the deed that was apparently lost;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer be, and she hereby is, authorized to execute and deliver a replacement deed for the deed authorized by Resolution No. 106 of the Year 1946.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 550-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING COUNTY PARTICIPATION IN FEDERAL EMERGENCY MANAGEMENT ASSISTANCE (EMA) PROGRAM

RESOLVED, that this Legislature does hereby authorize participation in the Federal Emergency

Management Assistance (EMA) Program and does approve the Local Emergency Management Assistance Participation Agreement for Orleans County; said agreement to be in effect October 1, 1990 through September 30, 1991 and allows for eligible EMA expenditures to be reimbursed to the County on a quarterly basis, for an approximate total of \$13,581.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 551-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator

RESOLUTION AMENDING THE 1991 TENTATIVE BUDGET AND ADOPTING THE AMENDED 1991 TENTATIVE BUDGET AS THE ORLEANS COUNTY BUDGET FOR 1991

RESOLVED, that this Legislature does hereby amend the 1991 Tentative County Budget by increasing and/or reducing certain funds, as follows:

1. Sales Tax revenue decreased by \$280,000.00;
2. Capital Plan Equipment, Sheriff's Dept. (boat) decreased by \$10,000.00;
3. General Fund Preschool Handicapped Children County Cost decreased by \$74,827.00;
4. General Fund District Attorney Appropriation Increased by \$3,041.00;
5. General Fund Office for the Aging County Cost Increased by \$1,881.00;
6. Real Property Tax Service appropriation Increased by \$325.00;
7. Transfer to Capital Projects Equipment Reserve Decreased by \$100,000.00;
8. Health Dept. revenue decreased by \$8,000.00.
9. Solid Waste Appropriation No. A9950.519 Transfer to Cap. Reserve Solid Waste decreased by \$30,000.00;
10. Surplus from Tax Stabilization is increased by \$60,000.00 to \$160,000.00;

FURTHER RESOLVED, that this Legislature does

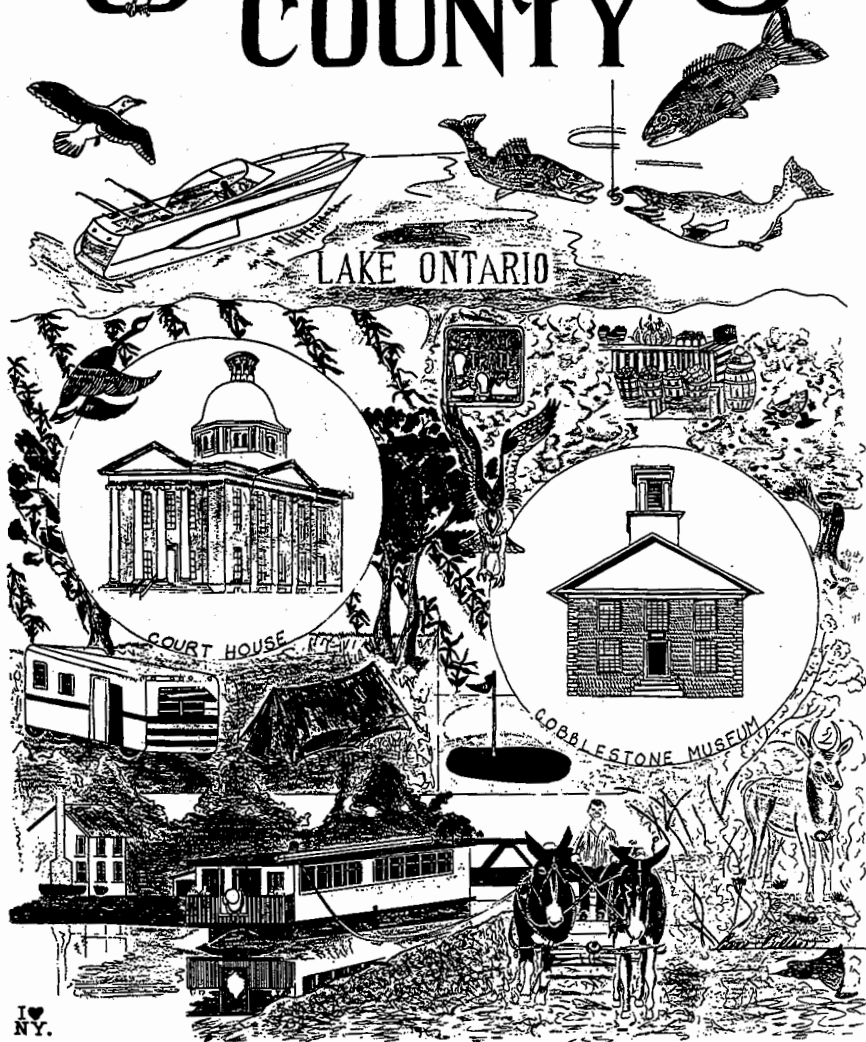
hereby adopt said Amended Tentative County Budget for 1991 as the Orleans County Budget for 1991; said amount to be raised by tax is \$7,090,762.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Swiercznski, with second by Legislator Berger, to adjourn. Motion carried.

Meeting adjourned at 6:25 p.m.

ORLEANS COUNTY



BUDGET FISCAL YEAR 1991

Adopted Orleans County Legislature
December 12, 1990

Cover Design by Carol Culhane
Promotion I LOVE NY Program

BUDGET MESSAGE 1991

TO THE HONORABLE MEMBERS OF THE ORLEANS COUNTY LEGISLATURE AND TAXPAYERS OF ORLEANS COUNTY:

Fiscal responsibility in the public sector starts with the preparation of meaningful financial facts - i.e., the County budget. However, fiscal responsibility is not just sound financial reporting, it is also the efficient management of resources, the elimination of waste, the improvement of productivity, and the use of modern management techniques. These are essential to any public official in making operating and planning decisions and in exercising control over government funds. In this, our proposed 1991 operating budget, we have endeavored to provide the Orleans County Legislature the means to control annual operations and to plan for the future. This objective reflects our best assessment of the directions the county government should take in satisfying its fiscal responsibilities.

We have developed, through our Capital Budget Plan, a three year plan to identify necessary resource commitments and program expectations. The projects or purchases selected for 1991 are listed in the respective operating budgets and also in its entirety on page 42. We have appropriated \$100,000 from the Machinery Fund to help offset major tax increases in the three year Capital Plan.

To avoid year-end surprises which can be caused by unrealistic revenue estimates or program cost overruns, we have subjected our revenues to an especially critical review to identify any weaknesses in assumptions and to assure that proper consideration has been given to changing tax bases. We have increased sales tax revenue by \$75,264, a 2% increase.

Many of the County Departments show a decrease in County cost for 1991 as compared to 1990. This was possible through changes in the State Retirement billing, and through concentrated efforts on the part of the Department Heads and the Finance and Budget Committee. The Education portion of the budget, however, showed

an increase of \$339,737 (32%) County cost which represents \$90,000 (17%) increase for Community College costs and \$254,212 increase (49%) in Education Handicapped Children, and a reduction of \$4,475 for Medical Scholarships.

Public Safety services, i.e., Sheriff and Jail, increased from \$1,285,698 County cost in 1990 to \$1,301,908 for 1991 (1%). This was largely attributed to increased salaries in accordance with the union contract and the additional cost of Policeman's Retirement, which was approved by the State Legislature. Probation costs to the County are increased by \$19,448 (6%) over 1990. Social Services County costs have risen from \$3,997,726 to \$4,238,684 (6% increase). This is a direct result of state mandated allowances for Medicaid (MMIS) and Aid to Dependent Children (ADC). In addition to this increase for 1991, it is expected that these same costs will escalate in 1990 to about \$68,000 County share above the 1990 budget estimate. This will, of necessity, reduce the 1990 fund balance. Office for the Aging shows an increase of \$4,065 (12%) from 1990, attributable to increased cost of the Homemakers and the Nutrition programs. County Highway costs will be decreased by \$123,856 (7%) plus \$200,000 will be designated from the Road and Machinery Funds as a surplus to reduce the Highway levy. Debt Service costs are partially offset by \$160,530 realized from interest on invested money from that account.

The County ended Financial Year 1989 with a marginally positive General Fund balance and projects that it will end Financial Year 1990 also with a marginal positive fund balance, unless sales tax performance continues to post negative growth through the rest of the year.

A budget needs to be an agreement between the executive and legislative branches as to what goals will, or will not, be pursued in the coming year. Since we are in an era when most budget debate focuses on where to cut, we are presenting a budget which provides essential County services and programs at an affordable cost to the taxpayer.

Respectfully submitted,

Mary B. Basinait
MARY B. BASINAIT
Budget Officer

ORLEANS COUNTY LEGISLATURE

=====

Members At Large

RICHARD V. BENNETT

GEORGE R. BOWER

JOHN J. McCARTHY II

District #1

Towns of Barre, Clarendon and Shelby

*MARCIA B. TOUHEY

District #2

Towns of Ridgeway and Yates

*FRANK R. BERGER, Vice Chairman

District #3

Towns of Albion and Gaines

THEODORE SWIERCZNSKI

District #4

Towns of Carlton, Kendall and Murray

*LYNDON D. BILLINGS, Chairman

- - - - -

Chief Administrative Officer

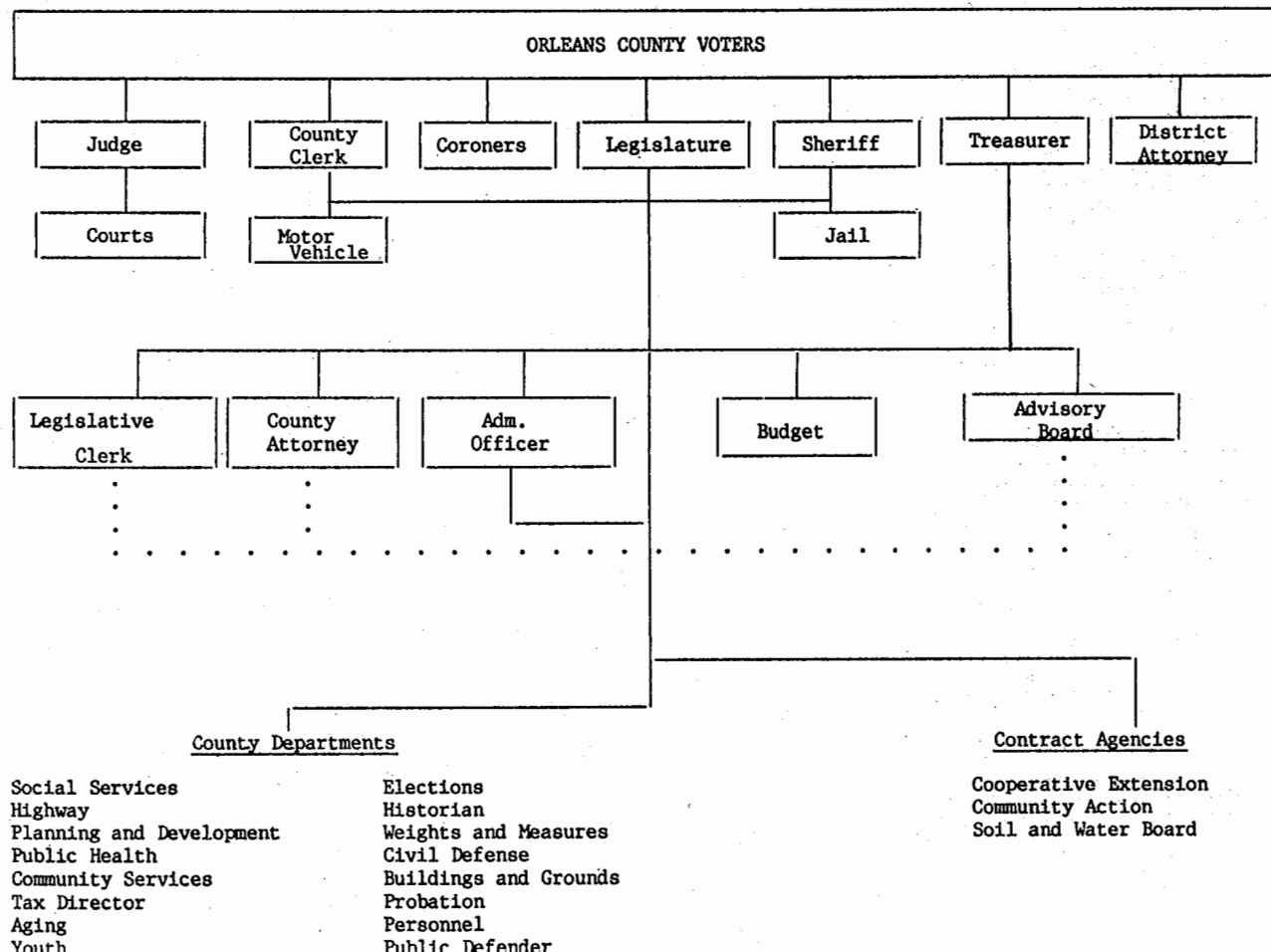
*STANLEY J. DUDEK

Budget Officer

*MARY B. BASINAIT

* Members of the Budget Committee

ORGANIZATION CHART



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V - Debt Service Fund.....	39

1991 - SCHEDULE A
SUMMARY OF BUDGET - BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	ROAD FUND	MACHINERY FUND	SELF INSURANCE	DEBT SERVICE FUND (LONG-TERM)
	-----	-----	-----	-----	-----	-----	-----
APPROPRIATIONS EXCLUDING INTERFUND	29,229,375	24,361,161	703,149	2,310,842	808,586	417,782	627,855
INTERFUND TRANSFERS	26,925			4,625	22,300		
TOTAL APPROPRIATIONS	29,256,300	24,361,161	703,149	2,315,467	830,886	417,782	627,855
=====	=====	=====	=====	=====	=====	=====	=====
REVENUES EXCLUDING INTERFUND	21,539,083	18,817,959	703,149	766,875	700,918	417,782	132,400
INTERFUND TRANSFERS	26,925						26,925
TOTAL REVENUES	21,566,008	18,817,959	703,149	766,875	700,918	417,782	159,325
=====	=====	=====	=====	=====	=====	=====	=====
LEVY	7,690,292	5,543,202	0	1,548,592	129,968	0	468,530
CASH SURPLUS	460,530	100,000		100,000	100,000		160,530
TAX LEVY FOR BUDGETARY PURPOSES	7,229,762	5,443,202	0	1,448,592	29,968	0	308,000
PLUS ALLOWANCE FOR UNCOLLECTABLE TAXES & DEFERRED TAX REVENUE	+46,000						
TAX STABILIZATION	-160,000						
CAPITAL PROJECT COUNTY BUILDING	-25,000						
TOTAL LEVY	7,090,762						
=====	=====						

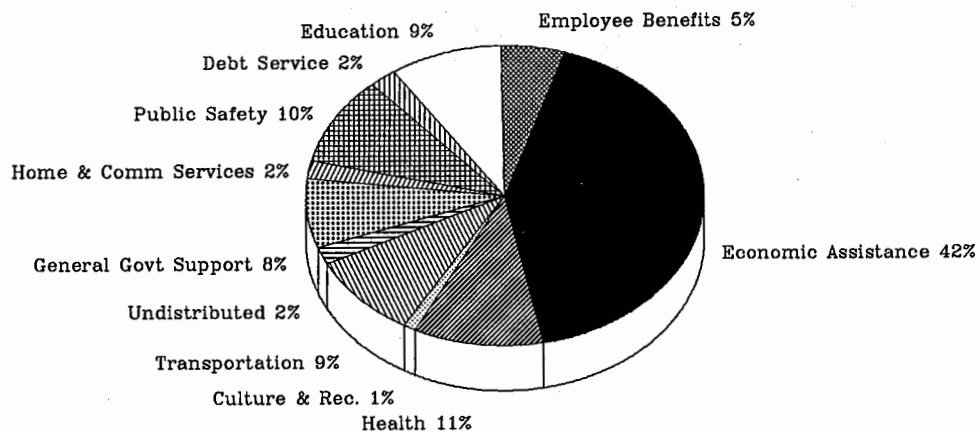
1991 - SCHEDULE B
SUMMARY OF BUDGET - BY FUNDS
APPROPRIATIONS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	ROAD FUND	MACHINERY FUND	SELF INSURANCE	DEBT SERVICE FUND (LONG TERM)
General Gov't. Support	\$ 2,226,417	2,023,351		111,400		91,666	
Education	2,490,530	2,490,530					
Public Safety	2,810,821	2,810,821					
Health	3,114,523	3,114,523					
Transportation	2,686,920	0		1,990,920	696,000		
Econ. Assistance & Opportunity	12,446,895	11,743,746	703,149				
Culture & Recreation	295,540	240,490		55,050			
Home & Community Services	556,061	556,061					
Benefits	1,520,514	1,381,639		121,472	12,586	4,817	
Debt Service	654,855	0		27,000			627,855
Other Transfers	109,299	0		5,000	100,000	4,299	
Other	317,000	0				317,000	
APPROPRIATIONS	\$ 29,229,375	24,361,161	703,149	2,310,842	808,586	417,782	627,855
Plus Interfund Transfers	26,925			4,625	22,300		
TOTAL ALL APPROPRIATIONS	\$ 29,256,300	24,361,161	703,149	2,315,467	830,886	417,782	627,855

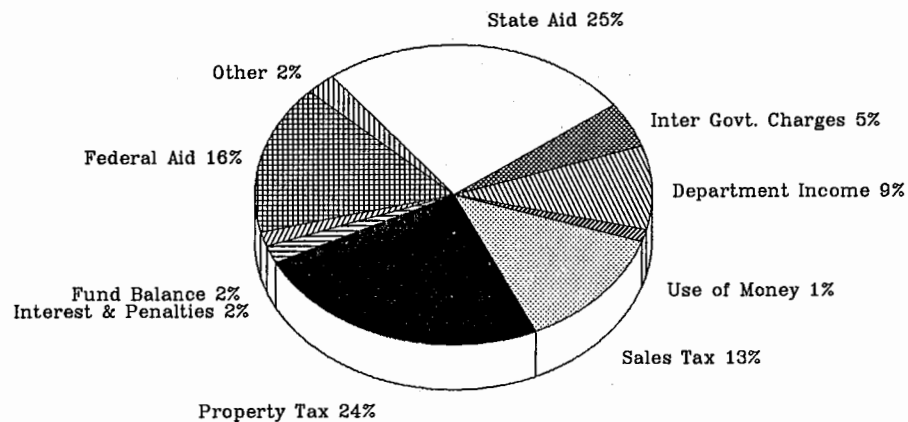
1991 - SCHEDULE C
SUMMARY OF BUDGET - BY FUNDS
REVENUES

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	ROAD FUND	MACHINERY FUND	SELF INSURANCE	DEBT SERVICE FUND (LONG TERM)
Real Property Tax Items	\$ 553,594	553,594					
Non-Property Taxes	3,838,464	3,838,464					
Departmental Income	2,643,767	2,185,917		59,675	398,175		
Intergovernmental Charges	1,431,124	1,013,724	70,000		285,000		62,400
Use of Money & Property	374,330	276,330		13,000	15,000		70,000
Permits/Fines & Forfeitures	76,052	76,052					
Sale of Property & Comp. for Loss	27,150	27,150					
Other	583,525	157,500		5,500	2,743	417,782	
State Aid	7,294,244	6,580,544	25,000	688,700			
Federal Aid	4,716,833	4,108,684	608,149				
REVENUES	\$ 21,539,083	18,817,959	703,149	766,875	700,918	417,782	132,400
Plus Interfund Transfers	26,925						26,925
TOTAL ALL REVENUES	\$ 21,566,008	18,817,959	703,149	766,875	700,918	417,782	159,325

1991 County of Orleans Appropriations



1991 County of Orleans Revenues



DISTRIBUTION OF 1991 NET COUNTY COST TOTALING \$11,968,701

Social Services	35.41	Programs for Aging	0.34
Road Fund	12.94	County Clerk	0.33
Sheriff	10.35	Community Action	0.32
Physically Handicapped Children	6.45	Legislative Board	0.27
Community Colleges	5.06	Assigned Counsel	0.24
Debt Service	3.91	Soil & Water	0.24
Probation	2.79	Weights & Measures	0.23
Public Health	2.70	Medical Examiner & Coroner	0.21
County Extension	2.12	Health Miscellaneous	0.20
Buildings & Grounds	1.90	Judgements & Claims	0.17
Mental Health	1.17	Control of Animals	0.15
Contingent Fund	1.13	Drug Abuse	0.15
District Attorney	1.10	Taxes & Ins. on County-owned Property	0.15
Machinery Fund	1.09	Soil & Water Management	0.14
Public Defender	1.06	Budget Officer	0.14
Planning Board	0.99	Mental Health Law Expense	0.08
Board of Elections	0.84	Central Data Processing	0.08
Clerk of Legislative Board	0.80	Records Management	0.08
Personnel	0.70	Historian	0.07
Civil Defense	0.69	Unallocated Insurance	0.04
Tourism	0.65	Medical Scholarships	0.04
Real Property Tax Service	0.62	Municipal Association Dues	0.03
A. R. C.	0.59	Purchasing	0.01
Jail	0.53	Justices & Constables	0.01
Division of Youth	0.48	Poor Person - Indigent Court Serv.	0.01
County Attorney	0.46	Health Systems Agency	0.01
Chief Administrative Officer	0.45	Solid Waste	0.00
Alcoholism	0.39	Tax Advertising & Expense	0.00
Veterans	0.36	Transfer to Capital Reserve	0.00
Libraries	0.35	County Treasurer	(2.16)
I.D.A	0.34		

			100.00

SCHEDULE I

APPROPRIATIONS - ALL FUNDS FOR FISCAL YEAR 1991

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
GENERAL GOV'T SUPPORT										
LEGISLATIVE BOARD										
A1010.100 Personal Serv.	60,999.64	63,000	63,000	76,864	63,000	63,000				
Total Personal Serv.	60,999.64	63,000	63,000	76,864	63,000	63,000				
A1010.200 Equipment										
.210 Furn. & Furnish.	355.88	140		200	0	0				
.220 Office Equipment	1,660.11	800		700	0	0				
.250 Other Equipment	0.00	200		0	0	0				
Total Equipment	2,015.99	1,140	1,251	900	0	0				
A1010.400 Contractual										
.418 Other Contractual	18,553.06	6,200		7,100	7,100	7,100				
.421 Telephone	3,713.88	2,800		2,800	2,800	2,800				
.431 Insurance	494.92	544		442	442	442				
.441 Printing	1,430.05	5,500		6,000	6,000	6,000				
.461 Postage	2,177.03	2,000		2,000	2,000	2,000				
.462 Travel	3,145.82	6,000		7,000	7,000	7,000				
.463 OTB Director	0.00	500		500	500	500				
Total Contractual	29,514.76	23,544	25,902	25,842	25,842	25,842				
TOTAL	92,530.39	87,684	90,153	103,606	88,842	88,842	21,879	110,721	78,500	32,221
CHIEF ADMINISTRATIVE OFFICER										
A1020.100 Personal Serv.	40,173.12	42,182	42,182	47,466	44,291	44,291				
Total Personal Serv.	40,173.12	42,182	42,182	47,466	44,291	44,291				
A1020.200 Equipment										
.220 Office Equipment	99.95	100	150	0	0	0				
Total Equipment	99.95	100	150	0	0	0				
A1020.400 Contractual										
.418 Other Contractual	156.90	420	420	0	0	0				
.431 Insurance	240.24	264	264	223	223	223				
.462 Travel	1,564.77	1,500	1,500	1,500	1,500	1,500				
.463 Training & Educ.	652.85	1,500	1,450	500	500	500				
.481 Professional Dues	0.00	0	0	420	620	620				
Total Contractual	2,614.76	3,684	3,634	2,643	2,843	2,843				
TOTAL	42,887.83	45,966	45,966	50,109	47,134	47,134	6,676	53,810	0	53,810

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CLERK OF LEGISLATIVE BOARD										
A1040.100 Personal Serv.	65,326.70	70,107	77,468	91,972	75,778	75,778				
Total Personal Serv.	65,326.70	70,107	77,468	91,972	75,778	75,778				
A1040.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	0	200	200				
.220 Office Equipment	0.00	0	0	0	700	700				
Total Equipment	0.00	0	0	0	900	900				
A1040.400 Contractual										
.411 Office Supplies	1,821.09	1,500		1,800	1,800	1,800				
.418 Other Contractual	120.99	0		0	0	0				
.431 Insurance	383.76	460		350	350	350				
.433 Legal Notices	566.07	1,000		1,000	1,000	1,000				
.462 Travel	37.81	1,000		1,000	1,000	1,000				
Total Contractual	2,929.72	3,960	3,960	4,150	4,150	4,150				
TOTAL	68,256.42	74,067	81,428	96,122	80,828	80,828	14,753	95,581	0	95,581
A1141.459 Assigned Counsel- Family Court	22,829.30	28,500	28,500	28,500	28,500	28,500	0	28,500	0	28,500
TOTAL	22,829.30	28,500	28,500	28,500	28,500	28,500	0	28,500	0	28,500
A1163.459 "Poor Person" Indigent Crt. Serv.	21.40	1,000	1,000	1,000	1,000	1,000	0	1,000	0	1,000
TOTAL	21.40	1,000	1,000	1,000	1,000	1,000	0	1,000	0	1,000
DISTRICT ATTORNEY										
A1165.100 Personal Serv.	81,228.41	105,805	105,805	103,415	93,415	96,456				
Total Personal Serv.	81,228.41	105,805	105,805	103,415	93,415	96,456				
A1165.200 Equipment										
.210 Furn. & Furnish.	0.00	1,000		1,500	0	0				
.220 Office Equipment	0.00	0		1,300	0	0				
.250 Other Equipment	0.00	1,800		200	0	0				
Total Equipment	0.00	2,800	1,500	3,000	0	0				
A1165.400 Contractual										
.411 Office Supplies	1,285.26	750		1,000	1,000	1,000				
.418 Other Contractual	5,273.52	2,000		2,500	1,500	1,500				
.421 Telephone	2,992.43	3,000		3,500	3,500	3,500				
.431 Insurance	638.92	800		800	800	800				
.441 Printing	258.80	500		750	750	750				
.442 Rental of Equip.	738.32	1,200		1,200	1,200	1,200				
.455 Witness Fee	4,481.42	2,500		3,000	3,000	3,000				
.457 Stenographers	18,340.04	14,500		14,000	14,000	14,000				
.458 Books & Period.	0.00	3,000		3,000	3,000	3,000				
.461 Postage	770.00	850		800	800	800				
.462 Travel	3,188.90	2,000		2,500	1,500	1,500				
.481 Professional Dues	0.00	0		500	500	500				
Total Contractual	37,967.61	31,100	32,400	33,550	31,550	31,550				
A1165.453 Spec. Prosecutors	0.00	1,000	1,000	1,000	1,000	1,000				
Total Spec. Prosecutors	0.00	1,000	1,000	1,000	1,000	1,000				

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PUBLIC DEFENDER										
All170.100 Personal Serv.	81,000.77	86,439	86,439	90,334	93,317	93,317				
Total Personal Serv.	81,000.77	86,439	86,439	90,334	93,317	93,317				
All170.400 Contractual										
.411 Office Supplies	395.22	400	400	425	425	425				
.418 Other Contractual	4,044.38	8,650	8,650	7,400	7,400	7,400				
.421 Telephone	2,053.66	2,250	2,250	2,500	2,500	2,500				
.431 Insurance	620.18	682	682	682	682	682				
.441 Printing	7.38	150	150	150	150	150				
.457 Crt Reporter Fees	44.89	500	500	400	400	400				
.459 Assigned Counsel	33,592.46	14,000	14,000	16,000	16,000	16,000				
.461 Postage	350.00	400	400	450	450	450				
.462 Travel	1,208.58	900	900	1,000	1,000	1,000				
.481 Professional Dues	0.00	0	0	75	75	75				
Total Contractual	42,316.75	27,932	27,932	29,082	29,082	29,082				
TOTAL	123,317.52	114,371	114,371	119,416	122,399	122,399	12,023	134,422	8,000	126,422
All180.455 Justices & Const.	870.00	1,000	1,000	1,000	1,000	1,000		1,000	0	1,000
TOTAL	870.00	1,000	1,000	1,000	1,000	1,000		1,000	0	1,000
All185.455 Medical Examiners & Coroners	29,030.55	25,000	25,000	25,000	25,000	25,000		25,000	0	25,000
TOTAL	29,030.55	25,000	25,000	25,000	25,000	25,000		25,000	0	25,000
COUNTY TREASURER										
All325.100 Personal Serv.	134,788.03	143,189	143,189	156,871	154,229	154,229				
Total Personal Serv.	134,788.03	143,189	143,189	156,871	154,229	154,229				
All325.200 Equipment										
.210 Furn. & Furnish.	148.18	0		0	0	0				
.220 Office Equipment	18,893.56	0		1,000	1,000	1,000				
.250 Other Equipment	0.00	0	77	0	0	0				
Total Equipment	19,041.74	0	77	1,000	1,000	1,000				
All325.400 Contractual										
.411 Office Supplies	696.77	700		1,150	1,150	1,150				
.418 Other Contractual	10,635.08	22,950		14,770	14,770	14,770				
.421 Telephone	2,419.38	2,400		2,600	2,600	2,600				
.431 Insurance	3,948.80	4,344		3,327	3,327	3,327				
.441 Printing	116.29	250		550	550	550				
.456 Central Computer	10,184.44	12,300		13,500	13,500	13,500				
.461 Postage	1,184.27	1,250		1,450	1,450	1,450				
.462 Travel	1,151.75	1,400		1,900	1,400	1,400				
.465 Title Searches	840.00	1,200		2,000	2,000	2,000				
.481 Professional Dues	0.00	0		95	95	95				
Total Contractual	31,176.78	46,794	46,828	41,342	40,842	40,842				
TOTAL	185,006.55	189,983	190,094	199,213	196,071	196,071	27,218	223,289	485,000	(261,711)

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
BUDGET OFFICER										
A1340.100 Personal Serv.	7,796.40	8,686	8,686	11,096	11,096	11,096				
Total Personal Serv.	7,796.40	8,686	8,686	11,096	11,096	11,096				
A1340.200 Equipment										
.220 Office Equipment	0.00	250	250	250	0	0				
Total Equipment	0.00	250	250	250	0	0				
A1340.400 Contractual										
.411 Office Supplies	0.00	100	100	125	125	125				
.418 Other Contractual	85.00	100	100	100	100	100				
.421 Telephone	325.00	325	325	330	330	330				
.431 Insurance	49.13	55	55	57	57	57				
.441 Printing	1,503.74	1,500	1,500	1,500	1,500	1,500				
.456 Central Computer	257.97	1,500	1,860	1,800	1,800	1,800				
.461 Postage	25.00	50	50	50	50	50				
.462 Travel	208.00	300	300	300	300	300				
Total Contractual	2,453.84	3,930	4,290	4,262	4,262	4,262				
TOTAL	10,250.24	12,866	13,226	15,608	15,358	15,358	875	16,233	0	16,233
A1345.465 Purchasing	611.58	500	500	500	500	500	0	500	0	500
TOTAL	611.58	500	500	500	500	500	0	500	0	500
REAL PROPERTY TAX SERVICE										
A1355.100 Personal Serv.	59,913.07	60,790	60,790	64,444	60,449	60,774				
Total Personal Serv.	59,913.07	60,790	60,790	64,444	60,449	60,774				
A1355.200 Equipment										
.220 Office Equipment	0.00	0	0	400	400	400				
Total Equipment	0.00	0	0	400	400	400				
A1355.400 Contractual										
.411 Office Supplies	250.46	250	250	250	250	250				
.418 Other Contractual	411.44	1,200	1,200	1,150	1,150	1,150				
.421 Telephone	737.51	1,200	1,200	1,200	1,200	1,200				
.431 Insurance	378.67	417	417	335	335	335				
.441 Printing	46.00	100	100	100	100	100				
.447 Tax Map Maint.	3,590.04	7,000	7,000	8,000	8,000	8,000				
.461 Postage	469.76	200	200	250	250	250				
.462 Travel	1,006.18	2,000	2,000	2,000	2,000	2,000				
Total Contractual	6,890.06	12,367	12,367	13,285	13,285	13,285				
TOTAL	66,803.13	73,157	73,157	78,129	74,134	74,459	7,566	82,025	7,500	74,525
A1362.465 Tax Adv. & Exp.	4,375.11	5,000	5,000	5,000	5,000	5,000	0	5,000	5,000	0
TOTAL	4,375.11	5,000	5,000	5,000	5,000	5,000	0	5,000	5,000	0

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
COUNTY CLERK										
A1410.100 Personal Serv.	208,720.79	224,640	224,640	241,143	234,143	234,143				
Total Personal Serv.	208,720.79	224,640	224,640	241,143	234,143	234,143				
A1410.200 Equipment										
.210 Furn. & Furnish.	0.00	815		3,250	3,250	3,250				
.220 Office Equipment	4,264.89	14,384		7,106	7,106	7,106				
Total Equipment	4,264.89	15,199	15,820	10,356	10,356	10,356				
A1410.400 Contractual										
.411 Office Supplies	1,955.41	2,500		2,575	2,575	2,575				
.418 Other Contractual	3,264.94	3,123		2,978	2,978	2,978				
.421 Telephone	4,450.25	4,821		4,655	4,655	4,655				
.431 Insurance	2,813.39	3,095		2,370	2,370	2,370				
.441 Printing	1,607.54	2,660		3,100	3,100	3,100				
.454 Microfilming	6,829.80	6,500		6,000	6,000	6,000				
.461 Postage	7,161.78	6,490		7,645	7,645	7,645				
.462 Travel	1,371.95	1,500		1,500	1,500	1,500				
Total Contractual	29,455.06	30,689	33,729	30,823	30,823	30,823				
TOTAL	242,440.74	270,528	274,189	282,322	275,322	275,322	57,859	333,181	294,050	39,131
COUNTY ATTORNEY										
A1420.100 Personal Serv.	116,014.03	82,796	82,796	92,431	90,031	90,031				
Total Personal Serv.	116,014.03	82,796	82,796	92,431	90,031	90,031				
A1420.200 Equipment										
.220 Office Equipment	0.00	2,500	2,500	1,000	0	0				
Total Equipment	0.00	2,500	2,500	1,000	0	0				
A1420.400 Contractual										
.411 Office Supplies	20.01	500	500	500	500	500				
.418 Other Contractual	24,734.45	18,500	18,500	26,500	25,700	25,700				
.421 Telephone	55.00	600	600	600	600	600				
.431 Insurance	337.55	370	370	370	370	370				
.441 Printing	108.82	250	250	250	250	250				
.459 Arbitration-Labor	7,973.00	5,000	5,000	14,500	10,000	10,000				
.461 Postage	105.30	350	350	350	350	350				
.462 Travel	79.06	1,000	1,000	1,000	1,000	1,000				
Total Contractual	33,413.19	26,570	26,570	44,070	38,770	38,770				
TOTAL	149,427.22	111,866	111,866	137,501	128,801	128,801	8,299	137,100	82,435	54,665

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PERSONNEL										
A1430.100 Personal Serv.	61,231.99	56,952	56,952	72,236	63,872	63,872				
Total Personal Serv.	61,231.99	56,952	56,952	72,236	63,872	63,872				
A1430.200 Equipment										
.220 Office Equipment	0.00	3,124	3,124	550	550	550				
Total Equipment	0.00	3,124	3,124	550	550	550				
A1430.400 Contractual										
.411 Office Supplies	986.88	900		1,000	1,000	1,000				
.418 Other Contractual	2,515.20	1,000		2,838	2,838	2,838				
.421 Telephone	1,444.71	1,400		1,450	1,450	1,450				
.431 Insurance	280.56	310		310	310	310				
.441 Printing	3,138.90	3,000		3,000	3,000	3,000				
.461 Postage	1,029.24	1,000		1,260	1,260	1,260				
.462 Travel	1,364.46	1,500		3,100	2,600	2,600				
.481 Professional Dues	0.00	0		85	85	85				
Total Contractual	10,759.95	9,110	9,217	13,043	12,543	12,543				
TOTAL	71,991.94	69,186	69,293	85,829	76,965	76,965	8,338	85,303	1,000	84,303
BOARD OF ELECTIONS										
A1450.100 Personal Serv.	48,870.72	52,298	52,298	59,184	53,214	53,214				
Total Personal Serv.	48,870.72	52,298	52,298	59,184	53,214	53,214				
A1450.200 Equipment										
.210 Furn. & Furnish.	246.73	0	0	0	0	0				
.220 Office Equipment	0.00	0	0	3,900	1,000	1,000				
.250 Other Equipment	0.00	500	500	500	0	0				
Total Equipment	246.73	500	500	4,400	1,000	1,000				
A1450.400 Contractual										
.411 Office Supplies	406.30	1,500	1,500	1,000	1,000	1,000				
.418 Other Contractual	2,912.96	5,900	5,900	7,100	6,000	6,000				
.421 Telephone	1,029.16	1,600	1,600	1,600	1,600	1,600				
.431 Insurance	470.32	517	517	517	517	517				
.441 Printing	15,534.81	17,500	17,500	17,500	17,500	17,500				
.461 Postage	3,805.05	6,000	6,000	7,000	7,000	7,000				
.462 Travel	1,336.91	2,500	2,500	3,000	2,625	2,625				
.481 Professional Dues	0.00	0	0	70	70	70				
Total Contractual	25,495.51	35,517	35,517	37,787	36,312	36,312				
TOTAL	74,612.96	88,315	88,315	101,371	90,526	90,526	13,971	104,497	4,000	100,497

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
RECORDS MANAGEMENT										
A1460.100 Personal Serv.	565.00	7,280	7,280	4,171	3,636	3,636				
Total Personal Serv.	565.00	7,280	7,280	4,171	3,636	3,636				
A1460.200 Equipment										
.250 Other Equipment	0.00	0	150	4,650	4,650	4,650				
Total Equipment	0.00	0	150	4,650	4,650	4,650				
A1460.400 Contractual										
.411 Office Supplies	0.00	250	250	100	100	100				
.418 Other Contractual	796.91	1,510	1,360	319	319	319				
.421 Telephone	0.00	100	100	0	0	0				
.431 Insurance	0.00	60	60	60	60	60				
.441 Printing	0.00	200	200	200	200	200				
.461 Postage	0.00	100	100	0	0	0				
.462 Travel	0.00	500	500	500	500	500				
Total Contractual	796.91	2,720	2,570	1,179	1,179	1,179				
TOTAL	1,361.91	10,000	10,000	10,000	9,465	9,465	287	9,752	0	9,752
A1615.465 Central Type- writer Repair	7,749.31	0	27,177	0	0	0		0		0
TOTAL	7,749.31	0	27,177	0	0	0		0		0
BUILDINGS & GROUNDS										
A1620.100 Personal Serv.	188,518.66	215,182	198,506	206,491	208,447	208,447				
Total Personal Serv.	188,518.66	215,182	198,506	206,491	208,447	208,447				
A1620.200 Equipment										
.250 Other Equipment	12,115.98	1,500	1,500	1,500	1,500	1,500				
.251 Safety Equipment	417.70	1,200	1,200	1,000	1,000	1,000				
Total Equipment	12,533.68	2,700	2,700	2,500	2,500	2,500				
A1620.400 Contractual										
.411 Office Supplies	0.00	300		300	300	300				
.413 Gasoline	1,147.85	1,400		1,700	1,700	1,700				
.418 Other Contractual	33,758.65	68,684		71,404	68,404	68,404				
.421 Telephone	2,228.62	2,000		2,600	2,600	2,600				
.422 Niagara Mohawk	65,831.18	70,760		72,883	72,883	72,883				
.423 Water & Sewer	1,588.28	3,000		3,090	3,090	3,090				
.427 NYS Elec. & Gas	15,267.59	25,220		25,977	25,977	25,977				
.429 Cleaning Supplies	10,501.92	11,900		13,090	13,090	13,090				
.431 Insurance	12,727.91	16,544		11,911	11,911	11,911				
.461 Postage	4.83	0		0	0	0				
.462 Travel	60.00	500		350	350	350				
.480 Prop. Acquisit.	25,311.54	0		0	0	0				
.481 Professional Dues	0.00	0		50	50	50				
Total Contractual	168,428.37	200,308	194,424	203,355	200,355	200,355				
TOTAL	369,480.71	418,190	395,630	412,346	411,302	411,302	51,646	462,948	235,762	227,186

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CENTRAL DATA PROCESSING										
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A1680.100 Personal Serv.	0.00	0	10,395	31,177	31,177	31,177				
Total Personal Serv.	0.00	0	10,395	31,177	31,177	31,177				
A1680.200 Equipment										
.220 Office Equipment	579.00	0	1,300	0	0	0				
Total Equipment	579.00	0	1,300	0	0	0				
A1680.400 Contractual										
.411 Office Supplies	0.00	2,000		2,000	2,000	2,000				
.418 Other Contractual	13,209.15	16,380		200	200	200				
.421 Telephone	292.51	300		600	600	600				
.431 Insurance	89.41	0		96	96	96				
.461 Postage	0.00	0		100	100	100				
.462 Travel	0.00	200		300	300	300				
Total Contractual	13,591.07	18,880	8,044	3,296	3,296	3,296				
TOTAL	14,170.07	18,880	19,739	34,473	34,473	34,473	6,323	40,796	31,066	9,730
UNDISTRIBUTED										
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A1910.511 Unallocated Ins.	675.00	1,000	1,000	5,000	5,000	5,000				
A1920.512 Munic. Assoc Dues	3,421.00	3,500	3,500	4,410	3,400	3,400				
A1930.513 Jdgmts. & Claims	5,000.00	5,500	5,500	5,000	20,000	20,000				
A1950.514 Taxes & Ins. on Co. Owned Property	6,720.63	15,000	15,000	18,000	18,000	18,000				
A1970.465 Off. Suppl.-Towns	33,309.24	0	0	0	0	0				
A1990.418 Contingent Fund	0.00	125,000	113,620	175,000	135,000	135,000				
TOTAL	49,125.87	150,000	138,620	207,410	181,400	181,400	0	181,400	0	181,400
**TOTAL GENERAL GOV'T SUPPORT	1,746,346.77	1,936,764	1,944,929	2,135,420	2,019,985	2,023,351	253,324	2,276,675	1,245,313	1,031,362
EDUCATION										
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A2490.465 Comm. Colleges	448,698.50	520,000	520,000	610,000	610,000	610,000		610,000	0	610,000
A2960.465 Education - Handicapped Children	861,479.76	1,207,830	1,207,830	1,756,065	2,075,249	1,876,005	0	1,876,005	1,103,602	772,403
A2980.465 Med. Scholarship	6,750.00	9,000	9,000	9,000	4,525	4,525		4,525	0	4,525
**TOTAL EDUCATION	1,316,928.26	1,736,830	1,736,830	2,375,065	2,689,774	2,490,530	0	2,490,530	1,103,602	1,386,928

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PUBLIC SAFETY										
SHERIFF										

A3110.100 Personal Serv.	926,112.12	923,758	923,758	968,105	961,019	961,019				
Total Personal Serv.	926,112.12	923,758	923,758	968,105	961,019	961,019				
A3110.200 Equipment										
.220 Office Equipment	1,206.00	0	0	3,500	1,750	1,750				
.250 Other Equipment	62,171.53	71,900	71,900	89,000	73,000	63,000				
Total Equipment	63,377.53	71,900	71,900	92,500	74,750	64,750				
A3110.400 Contractual										
.411 Office Supplies	3,995.51	3,000	3,000	3,500	3,500	3,500				
.413 Gas & Oil	34,700.68	32,900	32,900	33,500	33,500	33,500				
.418 Other Contractual	68,374.50	68,745	69,423	70,686	69,900	69,900				
.421 Telephone	13,043.27	12,000	12,000	12,000	12,000	12,000				
.431 Insurance	47,058.66	49,367	49,367	50,824	50,824	50,824				
.441 Printing	1,969.74	1,500	1,500	2,000	2,000	2,000				
.446 Vehicle Maint.	31,438.01	18,000	18,787	15,000	12,000	12,000				
.461 Postage	5,515.35	5,000	5,000	5,000	5,000	5,000				
.462 Travel	2,539.88	3,000	3,000	3,000	2,500	2,500				
.481 Professional Dues	0.00	0	0	300	300	300				
Total Contractual	205,635.60	193,512	194,977	195,810	191,524	191,524				
A3110.621 Employee Benefits- Dental Plan & Retirement	2,675.43	3,000	3,000	35,024	35,024	35,024				
Total Empl. Benefits	2,675.43	3,000	3,000	35,024	35,024	35,024				
TOTAL	1,197,800.68	1,192,170	1,193,635	1,291,439	1,262,317	1,252,317	201,409	1,453,726	215,005	1,238,721

PROBATION										

A3140.100 Personal Serv.	382,103.49	411,221	410,141	447,707	433,209	433,209				
Total Personal Serv.	382,103.49	411,221	410,141	447,707	433,209	433,209				
A3140.200 Equipment										
.210 Furn. & Furnish.	590.06	1,294		2,662	2,500	2,500				
.220 Office Equipment	4,074.27	1,200		3,170	1,320	1,320				
.250 Other Equipment	0.00	800		30	30	30				
Total Equipment	4,664.33	3,294	3,717	5,862	3,850	3,850				
A3140.400 Contractual										
.411 Office Supplies	2,567.41	2,700		3,500	3,500	3,500				
.418 Other Contractual	8,136.23	9,030		11,611	10,961	10,961				
.420 Rent	4,550.00	4,825		5,125	5,125	5,125				
.421 Telephone	8,987.99	9,500		10,000	9,500	9,500				
.431 Insurance	2,401.88	2,642		2,300	2,300	2,300				
.441 Printing	263.55	482		482	482	482				
.461 Postage	1,895.00	2,100		2,250	2,250	2,250				
.462 Travel	13,172.69	12,500		16,000	14,000	14,000				
.463 Training & Educ.	0.00	2,500		2,500	2,500	2,500				
.464 Director's Travel	0.00	0		1,500	0	0				
Total Contractual	41,974.75	46,279	47,359	55,268	50,618	50,618				
TOTAL	428,742.57	460,794	461,217	508,837	487,677	487,677	89,625	577,302	243,599	333,703

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
JAIL										
A3150.100 Personal Serv.	622,881.89	605,000	605,000	610,696	609,696	609,696				
Total Personal Serv.	622,881.89	605,000	605,000	610,696	609,696	609,696				
A3150.200 Equipment										
.210 Furn. & Furnish.	0.00	300	300	0	0	0				
.220 Office Equipment	2,319.12	4,200	4,200	3,500	3,500	3,500				
.250 Other Equipment	17,580.45	11,900	11,900	0	0	0				
Total Equipment	19,899.57	16,400	16,400	3,500	3,500	3,500				
A3150.400 Contractual										
.411 Office Supplies	1,031.73	1,000	1,000	1,200	1,200	1,200				
.418 Other Contractual	78,246.68	70,720	71,700	88,300	81,300	81,300				
.421 Telephone	25.96	0	0	0	0	0				
.422 Niagara Mohawk	19,423.72	24,000	24,000	22,000	22,000	22,000				
.423 Water	11,034.66	10,000	10,000	10,000	10,000	10,000				
.424 Food	106,172.37	90,000	90,000	95,000	95,000	95,000				
.427 Gas	18,832.42	22,000	22,000	22,000	22,000	22,000				
.431 Insurance	3,309.52	3,641	4,411	3,023	3,023	3,023				
.441 Printing	145.04	500	500	500	500	500				
.462 Travel	415.33	800	800	800	800	800				
Total Contractual	238,637.43	222,661	224,411	242,823	235,823	235,823				
A3150.621 Employee Benefits- Dental Plan & Retirement	0.00	0	0	32,976	32,976	32,976				
Total Empl. Benefits	0.00	0	0	32,976	32,976	32,976				
TOTAL	881,418.89	844,061	845,811	889,995	881,995	881,995	118,192	1,000,187	937,000	63,187
A3189.418 Special Investig.	4,987.02	0	30,000	0	0	0	0	0	0	0
	4,987.02	0	30,000	0	0	0	0	0	0	0
STOP DWI PROGRAM										
A3315.100 Personal Serv.	9,694.05	13,000	13,000	14,000	14,000	14,000				
Total Personal Serv.	9,694.05	13,000	13,000	14,000	14,000	14,000				
A3315.200 Equipment										
.220 Office Equipment	0.00	500	500	500	500	500				
.250 Other Equipment	7,669.50	2,000	2,000	0	0	0				
Total Equipment	7,669.50	2,500	2,500	500	500	500				
A3315.400 Contractual										
.411 Office Supplies	284.07	250	250	250	250	250				
.418 Other Contractual	15,723.38	21,548	21,548	22,582	22,582	22,582				
.419 M. L. R.	2,258.00	2,258	2,258	2,400	2,400	2,400				
.421 Telephone	534.48	750	750	800	800	800				
.431 Insurance	181.98	200	200	187	187	187				
.441 Printing	161.00	550	550	600	600	600				
.461 Postage	257.61	350	350	350	350	350				
.462 Travel	590.22	1,200	1,200	1,200	1,200	1,200				
.481 Professional Dues	0.00	0	0	50	50	50				
Total Contractual	19,990.74	27,106	27,106	28,419	28,419	28,419				
TOTAL	37,354.29	42,606	42,606	42,919	42,919	42,919	1,873	44,792	44,792	0

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CONTROL OF ANIMALS										
A3510.100 Personal Serv.	27,642.21	28,981	28,981	30,375	30,375	30,375				
Total Personal Serv.	27,642.21	28,981	28,981	30,375	30,375	30,375				
A3510.200 Equipment										
.250 Other Equipment	10,436.00	25,500	25,500	500	500	500				
Total Equipment	10,436.00	25,500	25,500	500	500	500				
A3510.400 Contractual										
.411 Office Supplies	0.00	50	50	50	50	50				
.413 Gas & Oil	0.00	2,100	2,100	2,500	2,500	2,500				
.418 Other Contractual	9,282.06	10,350	10,350	10,050	10,050	10,050				
.421 Telephone	0.00	0	0	250	250	250				
.422 Niagara Mohawk	606.13	700	700	700	700	700				
.431 Insurance	1,006.52	1,476	1,476	1,355	1,355	1,355				
.441 Printing	0.00	100	100	100	100	100				
.446 Vehicle Maint.	83.75	500	500	500	500	500				
.449 Fuel Oil	4,589.80	6,500	7,000	7,000	9,000	9,000				
.462 Travel	0.00	50	50	50	50	50				
Total Contractual	15,568.26	21,826	22,326	22,555	24,555	24,555				
TOTAL	53,646.47	76,307	76,807	53,430	55,430	55,430	6,227	61,657	43,800	17,857
CIVIL DEFENSE										
A3640.100 Personal Serv.	48,095.08	47,809	50,684	54,034	54,034	54,034				
Total Personal Serv.	48,095.08	47,809	50,684	54,034	54,034	54,034				
A3640.200 Equipment										
.250 Other Equipment	29,213.83	2,100	26,228	11,130	8,330	8,330				
Total Equipment	29,213.83	2,100	26,228	11,130	8,330	8,330				
A3640.400 Contractual										
.411 Office Supplies	457.68	600		600	600	600				
.412 Board Mtg. Exp.	0.00	360		360	360	360				
.413 Gas & Oil	1,232.59	1,000		1,800	1,800	1,800				
.418 Other Contractual	10,702.95	27,300		18,600	12,600	12,600				
.421 Telephone	2,579.93	2,300		3,000	3,000	3,000				
.422 Niagara Mohawk	4,413.24	4,600		4,600	4,600	4,600				
.431 Insurance	1,607.28	2,538		1,679	1,679	1,679				
.441 Printing	193.53	210		210	210	210				
.446 Vehicle Maint.	6,688.40	500		1,500	500	500				
.461 Postage	1,225.00	900		1,200	1,200	1,200				
.462 Travel	604.67	1,390		2,300	1,500	1,500				
.481 Professional Dues	0.00	0		70	70	70				
Total Contractual	29,705.27	41,698	38,318	35,919	28,119	28,119				
TOTAL	107,014.18	91,607	115,230	101,083	90,483	90,483	11,391	101,874	19,471	82,403
**TOTAL PUBLIC SAFETY	2,710,964.10	2,707,545	2,765,306	2,887,703	2,820,821	2,810,821	428,717	3,239,538	1,503,667	1,735,871

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HEALTH										
PUBLIC HEALTH										
A4010.100 Personal Serv.	399,273.98	528,232	528,232	608,973	622,923	622,923				
Total Personal Serv.	399,273.98	528,232	528,232	608,973	622,923	622,923				
A4010.200 Equipment										
.210 Furn. & Furnish.	0.00	3,700	3,700	4,000	1,800	1,800				
.220 Office Equipment	1,496.18	500	500	10,000	7,000	7,000				
.251 Safety Equipment	904.53	780	780	700	700	700				
Total Equipment	2,400.71	4,980	4,980	14,700	9,500	9,500				
A4010.400 Contractual										
.408 Therapy Serv.	0.00	0	0	20,000	20,000	20,000				
.409 Biologicals	0.00	0	0	30,000	30,000	30,000				
.410 Rabies Control	0.00	0	0	3,500	3,000	3,000				
.411 Office Supplies	3,434.37	4,000	4,439	5,000	5,000	5,000				
.412 Board of Health	0.00	0	0	2,000	2,000	2,000				
.418 Other Contractual	126,321.42	161,585	137,450	27,270	27,270	27,270				
.419 M. L. R.	26,636.00	29,241	29,241	33,708	33,708	33,708				
.421 Telephone	8,630.68	10,000	10,000	10,000	10,000	10,000				
.431 Insurance	16,385.88	18,100	18,100	19,000	18,614	18,614				
.441 Printing	339.01	1,000	1,000	1,000	1,000	1,000				
.456 Computer Serv.	4,864.55	1,500	1,500	10,000	8,000	8,000				
.459 Legal Services	0.00	0	0	7,000	7,000	7,000				
.461 Postage	2,677.06	4,000	4,000	7,000	6,000	6,000				
.462 Travel	24,631.88	30,000	30,000	30,000	30,000	30,000				
.463 Training & Educ.	290.00	600	600	600	600	600				
.466 Consultant	0.00	0	0	5,000	5,000	5,000				
.474 Homemakers	0.00	0	0	125,000	125,000	125,000				
.481 Professional Dues	0.00	0	0	1,000	1,000	1,000				
.482 Engineer Serv.	0.00	0	25,500	30,000	25,000	25,000				
Total Contractual	214,210.85	260,026	261,830	367,078	358,192	358,192				
TOTAL	615,885.54	793,238	795,042	990,751	990,615	990,615	128,201	1,118,816	795,500	323,316
HEALTH MISCELLANEOUS										
A4025.465 Laboratory	8,295.40	12,000	12,000	12,000	12,000	12,000	0	12,000	4,000	8,000
A4042.465 Rabies Control	1,545.41	2,500	2,500	0	0	0	0	0	0	0
A4046.465 Physically Handicapped Children	18,067.55	25,000	25,000	25,000	25,000	25,000	0	25,000	10,000	15,000
A4048.465 Adult Polio	478.98	500	500	500	500	500	0	500	100	400
A4070.465 T.B. Care & Treatment	0.00	400	400	400	400	400	0	400	0	400
TOTAL	28,387.34	40,400	40,400	37,900	37,900	37,900	0	37,900	14,100	23,800

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
MENTAL HEALTH										
A4310.100 Personal Serv.	236,598.79	271,723	271,723	274,778	274,778	274,778				
Total Personal Serv.	236,598.79	271,723	271,723	274,778	274,778	274,778				
A4310.200 Equipment										
.210 Furn. & Furnish.	282.00	0		600	320	320				
.220 Office Equipment	1,161.73	3,000		2,400	1,100	1,100				
.250 Other Equipment	1,338.05	3,000		7,000	6,600	6,600				
Total Equipment	2,781.78	6,000	24,041	10,000	8,020	8,020				
A4310.400 Contractual										
.411 Office Supplies	3,839.61	3,900		4,300	4,300	4,300				
.412 Board Mtg. Exp.	132.76	300		300	600	600				
.418 Other Contractual	109,148.35	184,250		160,986	154,418	154,418				
.419 M. L. R.	27,435.00	46,000		41,116	41,116	41,116				
.421 Telephone	8,258.88	12,200		12,500	12,500	12,500				
.431 Insurance	16,190.33	17,300		17,000	17,000	17,000				
.441 Printing	472.09	1,300		800	800	800				
.461 Postage	1,406.85	2,000		2,400	2,400	2,400				
.462 Travel	5,132.22	7,500		5,300	5,300	5,300				
.481 Professional Dues	0.00	0	0	500	500	500				
Total Contractual	172,016.09	274,750	276,422	245,202	238,934	238,934				
TOTAL	411,396.66	552,473	572,186	529,980	521,732	521,732	50,455	572,187	432,343	139,844
CONTINUING TREATMENT-CSS										
A4320.100 Personal Serv.	152,486.75	178,733	178,733	217,118	236,144	236,144				
Total Personal Serv.	152,486.75	178,733	178,733	217,118	236,144	236,144				
A4320.200 Equipment										
.220 Office Equipment	1,233.72	4,000		800	800	800				
.250 Other Equipment	0.00	0		2,200	2,200	2,200				
Total Equipment	1,233.72	4,000	4,513	3,000	3,000	3,000				
A4320.400 Contractual										
.411 Office Supplies	618.98	1,300		2,500	2,500	2,500				
.418 Other Contractual	60,671.12	128,900		217,633	217,633	217,633				
.419 M. L. R.	13,525.00	75,000		83,884	83,884	83,884				
.421 Telephone	1,158.88	10,000		7,900	7,900	7,900				
.422 Niagara Mohawk	1,145.24	0		0	0	0				
.423 Water	330.80	0		0	0	0				
.427 NYS Elec & Gas	1,664.41	0		0	0	0				
.431 Insurance	1,859.71	7,700		8,000	8,000	8,000				
.441 Printing	192.96	1,300		700	700	700				
.461 Postage	779.66	900		1,800	1,800	1,800				
.462 Travel	2,811.32	4,700		6,000	6,000	6,000				
.481 Professional Dues	0.00	0		500	500	500				
Total Contractual	84,758.08	229,800	231,089	328,917	328,917	328,917				
TOTAL	238,478.55	412,533	414,335	549,035	568,061	568,061	57,137	625,198	625,198	0

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A4320.467 ARC Program - Private Sector	529,133.96	560,076	560,076	596,051	596,051	596,051	0	596,051	525,151	70,900
A4320.468 Drug Abuse	120,862.20	176,012	176,012	230,942	230,942	230,942	0	230,942	212,942	18,000
A4320.469 Alcoholism Clinic	106,783.75	158,222	158,222	166,222	158,222	158,222	0	158,222	111,111	47,111
TOTAL MENTAL HEALTH	1,406,655.12	1,859,316	1,880,831	2,072,230	2,075,008	2,075,008	107,592	2,182,600	1,906,745	275,855
A4390.447 Mental Health - Law Expense	0.00	20,000	20,000	10,000	10,000	10,000	0	10,000	0	10,000
A4527.418 Hlth System Agen.	1,000.00	1,000	1,000	1,000	1,000	1,000	0	1,000	0	1,000
**TOTAL HEALTH	2,051,928.00	2,713,954	2,737,273	3,111,881	3,114,523	3,114,523	235,793	3,350,316	2,716,345	633,971
TRANSPORTATION										
A5630.418 Bus Operations	31,174.23	149,800	149,800	157,800	0	0	0	0	0	0
**TOTAL TRANSPORTATION	31,174.23	149,800	149,800	157,800	0	0	0	0	0	0
ECON. ASSISTANCE & OPPORTUNITY SOCIAL SERVICES ADMIN.										
A6010.100 Personal Serv.	1,485,306.52	1,640,388	1,640,388	1,705,335	1,624,590	1,624,590				
Total Personal Serv.	1,485,306.52	1,640,388	1,640,388	1,705,335	1,624,590	1,624,590				
A6010.200 Equipment										
.210 Furn. & Furnish.	1,861.42	3,689	3,689	5,400	4,975	4,975				
.220 Office Equipment	17,637.83	7,265	7,265	1,562	1,562	1,562				
.250 Other Equipment	17,059.53	18,045	19,830	16,645	12,070	12,070				
Total Equipment	36,558.78	28,999	30,784	23,607	18,607	18,607				
A6010.400 Contractual										
.411 Office Supplies	21,464.41	24,000	24,000	23,895	23,895	23,895				
.412 Board Mtg. Exp.	11.03	100	100	100	100	100				
.413 Gas & Oil	2,600.49	2,700	2,700	3,000	3,000	3,000				
.418 Other Contractual	336,505.47	221,038	298,833	263,734	263,734	263,734				
.419 M. L. R.	131,567.20	127,264	127,264	136,532	136,532	136,532				
.421 Telephone	29,974.48	32,500	32,500	32,500	29,000	29,000				
.431 Insurance	54,293.61	59,723	59,723	49,985	49,985	49,985				
.441 Printing	3,635.10	5,150	5,150	5,200	5,200	5,200				
.442 Equip. Rental	4,893.03	1,645	1,645	1,600	1,600	1,600				
.446 Automotive	1,303.54	900	900	600	600	600				
.461 Postage	27,821.68	30,000	30,000	36,000	30,000	30,000				
.462 Travel	46,922.52	46,600	46,600	56,950	51,950	51,950				
.481 Professional Dues	1,572.58	2,000	2,000	1,160	1,160	1,160				
Total Contractual	662,565.14	553,620	631,415	611,256	596,756	596,756				
TOTAL	2,184,430.44	2,223,007	2,302,587	2,340,198	2,239,953	2,239,953				
A6070.455 Service for Recipients	147,027.13	136,500	136,500	175,000	175,000	175,000				
TOTAL	147,027.13	136,500	136,500	175,000	175,000	175,000				

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SOCIAL SERVICES PROGRAMS										
A6101.465 Medical Assist.	206,150.91	217,200	217,200	275,000	275,000	275,000				
A6102.465 Medical Managmt. Info. Sys. (NMIS)	1,802,798.83	1,940,556	1,940,556	2,424,240	2,424,240	2,424,240				
A6109.465 Aid to Dependent Children	2,737,558.37	2,845,932	2,845,932	3,500,000	3,500,000	3,500,000				
A6119.465 Child Care	454,402.78	533,250	533,250	515,000	515,000	515,000				
A6123.465 Juvenile Delinquent	67,778.73	175,000	175,000	125,000	125,000	125,000				
A6129.465 State Training School	144,932.00	125,000	125,000	125,000	125,000	125,000				
A6140.465 Home Relief	865,962.50	1,091,150	1,091,150	1,000,000	1,000,000	1,000,000				
A6141.465 Fuel Aid Program	424,519.05	500,000	500,000	500,000	500,000	500,000				
A6142.465 Emergency Aid to Adults	2,950.33	4,500	4,500	4,500	4,500	4,500				
A6148.465 Burials	38,464.00	30,000	30,000	30,000	30,000	30,000				
TOTAL	6,745,517.50	7,462,588	7,462,588	8,498,740	8,498,740	8,498,740				
TOTAL SOCIAL SERVICES	9,076,975.07	9,822,095	9,901,675	11,013,938	10,913,693	10,913,693	358,579	11,272,272	7,033,588	4,238,684
VETERANS SERVICE AGENCY										
A6510.100 Personal Serv.	43,400.72	46,468	46,468	51,977	50,977	50,977				
Total Personal Serv.	43,400.72	46,468	46,468	51,977	50,977	50,977				
A6510.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	200	0	0				
.220 Office Equipment	805.75	0	0	3,300	0	0				
Total Equipment	805.75	0	0	3,500	0	0				
A6510.400 Contractual										
.411 Office Supplies	401.17	500	500	600	600	600				
.418 Other Contractual	658.67	400	400	700	700	700				
.419 M. L. R.	5,178.80	5,010	5,010	5,097	5,097	5,097				
.421 Telephone	660.06	800	800	800	800	800				
.431 Insurance	328.16	361	361	299	299	299				
.441 Printing	206.40	350	350	350	350	350				
.461 Postage	419.16	500	500	600	600	600				
.462 Travel	1,933.64	2,500	2,500	2,500	2,500	2,500				
.465 Veterans Burials	3,305.00	3,500	3,500	5,000	3,500	3,500				
.480 Acquist. of Prop. Burial Plots	0.00	0	0	10,000	7,500	7,500				
.481 Professional Dues	0.00	0	0	50	50	50				
Total Contractual	13,091.06	13,921	13,921	25,996	21,996	21,996				
TOTAL	57,297.53	60,389	60,389	81,473	72,973	72,973	9,728	82,701	40,100	42,601
TOTAL SOCIAL SERVICES WITH VETERANS	9,134,272.60	9,882,484	9,962,064	11,095,411	10,986,666	10,986,666	368,307	11,354,973	7,073,688	4,281,285

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
TOURISM AGENCY										
A6410.100 Personal Serv.	24,353.19	26,922	26,922	27,895	27,395	27,395				
Total Personal Serv.	24,353.19	26,922	26,922	27,895	27,395	27,395				
A6410.200 Equipment										
.250 Other Equipment	0.00	300	300	1,000	1,000	1,000				
Total Equipment	0.00	300	300	1,000	1,000	1,000				
A6410.400 Contractual										
.411 Office Supplies	358.63	550	550	550	550	550				
.412 Board Mtg. Exp.	450.75	675	675	675	675	675				
.418 Other Contractual	8,706.43	2,500	2,500	3,000	2,500	2,500				
.421 Telephone	834.85	1,530	1,530	1,500	1,500	1,500				
.431 Insurance	470.76	1,265	1,265	1,265	1,265	1,265				
.441 Printing	101.94	1,530	1,530	500	500	500				
.461 Postage	452.49	720	720	500	500	500				
.462 Travel	1,212.08	3,000	3,000	3,000	1,500	1,500				
.468 I LOVE NY	59,793.63	49,066	49,066	80,000	80,000	80,000				
.469 Authorized Agen.	5,076.00	5,515	5,515	6,780	5,515	5,515				
.481 Professional Dues	0.00	0	0	200	200	200				
Total Contractual	77,457.56	66,351	66,351	97,970	94,705	94,705				
TOTAL	101,810.75	93,573	93,573	126,865	123,100	123,100	6,059	129,159	51,500	77,659
A6326.418 Community Action	38,720.00	38,720	38,720	39,974	38,720	38,720	0	38,720	0	38,720
	38,720.00	38,720	38,720	39,974	38,720	38,720	0	38,720	0	38,720
WEIGHTS & MEASURES										
A6610.100 Personal Serv.	16,962.14	18,313	18,313	19,773	19,773	19,773				
Total Personal Serv.	16,962.14	18,313	18,313	19,773	19,773	19,773				
A6610.200 Equipment										
.250 Other Equipment	11,193.26	2,000	2,000	800	100	100				
.251 Safety Equipment	60.00	130	130	130	130	130				
Total Equipment	11,253.26	2,130	2,130	930	230	230				
A6610.400 Contractual										
.411 Office Supplies	29.42	125	125	100	100	100				
.413 Gas & Oil	558.70	800	800	900	900	900				
.418 Other Contractual	216.29	600	600	500	500	500				
.421 Telephone	26.73	500	500	400	100	100				
.431 Insurance	1,754.98	1,155	1,155	1,232	1,232	1,232				
.441 Printing	364.27	500	500	400	100	100				
.461 Postage	50.00	75	75	75	75	75				
.462 Travel	556.19	645	645	645	645	645				
.481 Professional Dues	0.00	0	0	52	52	52				
Total Contractual	3,556.58	4,400	4,400	4,304	3,704	3,704				
TOTAL	31,771.98	24,843	24,843	25,007	23,707	23,707	3,575	27,282	0	27,282

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PROGRAMS FOR THE AGING										
A6772.100 Personal Serv.	126,765.81	138,058	148,003	167,483	167,483	167,483				
Total Personal Serv.	126,765.81	138,058	148,003	167,483	167,483	167,483				
A6772.200 Equipment										
.250 Other Equipment	875.64	10,740	11,590	17,123	13,883	13,883				
Total Equipment	875.64	10,740	11,590	17,123	13,883	13,883				
A6772.400 Contractual										
.411 Office Supplies	1,429.33	1,600		2,070	2,070	2,070				
.418 Other Contractual	15,660.59	21,244		23,684	23,684	23,684				
.419 M. L. R.	9,244.80	8,942		9,400	9,400	9,400				
.421 Telephone	3,344.17	3,500		3,725	3,725	3,725				
.431 Insurance	2,566.38	2,822		3,100	2,501	2,501				
.441 Printing	894.65	1,500		1,825	1,825	1,825				
.461 Postage	4,285.78	4,400		5,000	5,000	5,000				
.462 Travel	5,772.88	5,600		7,000	6,100	6,100				
.472 CATS	37,500.00	39,375		40,875	40,875	40,875				
.473 Nutrition	209,756.22	222,475		227,486	227,486	227,486				
.474 Homemakers	52,598.53	59,500		74,796	55,219	63,931				
.476 Lifeline	(890.29)	0		0	3,240	3,240				
.481 Professional Dues	0.00	0		350	350	350				
Total Contractual	342,163.04	370,958	373,103	399,311	381,475	390,187				
TOTAL	469,804.49	519,756	532,696	583,917	562,841	571,553	32,983	604,536	564,110	40,426
A6989.418 Upstate Public Utility	144,092.45	0	0	0	0	0	0	0	0	0
**TOTAL ECON. ASSISTANCE & OPPORTUNITY	9,920,472.27	10,559,376	10,651,896	11,871,174	11,735,034	11,743,746	410,924	12,154,670	7,689,298	4,465,372
CULTURE & RECREATION DIVISION OF YOUTH YOUTH PROGRAMS										
A7310.418 Camp Rainbow		7,897	7,897	7,108	7,108	7,108				
Visiting Artists		585	585	527	527	527				
Parents Anonymous		3,000	3,000	3,000	3,000	3,000				
Parenting Confer.		0	0	710	710	710				
Juvenile Aid Bur.		11,316	11,316	10,186	10,186	10,186				
Adolesc. Basic Educ.		10,002	10,002	9,720	9,720	9,720				
Mom to Mom Program		5,252	5,252	4,727	4,727	4,727				
Mental Hlth. Youth Wkr.		7,933	7,933	11,967	11,967	11,967				
YMCA Youth Scholarship		2,020	2,020	0	0	0				
EPIC Program		14,000	14,000	0	0	0				
Artists in Residence		2,000	2,000	1,800	1,800	1,800				
Special Friends		16,953	16,953	15,618	15,618	15,618				
At Risk Scholarship		0	0	1,811	1,811	1,811				
Young Parents Network		1,489	1,489	1,341	1,341	1,341				
At Risk Employment		0	0	14,642	14,642	14,642				
TOTAL	56,932.58	82,447	82,447	83,157	83,157	83,157				

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. REVENUE	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. w/BENEFITS	LESS REVENUES	NET COUNTY COST
YOUTH BUREAU										
A7312.100 Personal Serv.	60,219.01	80,762	84,327	82,348	81,454	81,454				
Total Personal Serv.	60,219.01	80,762	84,327	82,348	81,454	81,454				
A7312.200 Equipment										
.220 Office Equipment	127.10	0	0	2,400	0	0				
Total Equipment	127.10	0	0	2,400	0	0				
A7312.400 Contractual										
.411 Office Supplies	752.50	800		900	900	900				
.418 Other Contractual	2,428.54	3,950		3,950	3,950	3,950				
.419 M. L. R.	5,125.00	4,884		5,008	5,008	5,008				
.421 Telephone	1,020.98	1,400		1,400	1,400	1,400				
.422 Niagara Mohawk	110.04	300		300	300	300				
.431 Insurance	404.07	450		500	500	500				
.441 Printing	102.68	600		600	600	600				
.456 Computer Serv.	0.00	0		3,142	3,142	3,142				
.461 Postage	858.29	900		1,000	1,000	1,000				
.462 Travel	3,676.39	3,300		3,500	3,500	3,500				
.465 Misc. Prog. (YAR)	45.00	3,000		2,000	2,000	2,000				
.467 Rent A Kid	791.15	1,500		1,000	1,000	1,000				
.477 ACT	13,542.27	27,000		0	0	0				
.478 Parents Anonymous	(3,572.91)	3,165		3,000	3,000	3,000				
.479 LIFE	980.14	200,772		0	0	0				
.481 Professional Dues	0.00	0		75	75	75				
Total Contractual	26,264.14	252,021	303,976	26,375	26,375	26,375				
TOTAL	86,610.25	332,783	388,303	111,123	107,829	107,829				
TOTAL DIVISION OF YOUTH	143,542.83	415,230	470,750	194,280	190,986	190,986	15,005	205,991	148,926	57,065
A7415.465 Libraries	40,420.00	42,376	42,376	46,195	42,376	42,376	0	42,376	0	42,376
TOTAL	40,420.00	42,376	42,376	46,195	42,376	42,376	0	42,376	0	42,376
HISTORIAN										
A7510.100 Personal Serv.	4,338.02	4,471	4,471	4,695	4,695	4,695				
Total Personal Serv.	4,338.02	4,471	4,471	4,695	4,695	4,695				
A7510.200 Equipment										
.250 Other Equipment	995.00	0	0	0	0	0				
Total Equipment	995.00	0	0	0	0	0				
A7510.400 Contractual										
.411 Office Supplies	115.00	250	250	250	250	250				
.418 Other Contractual	589.56	100	100	1,500	345	345				
.421 Telephone	467.94	600	600	600	600	600				
.431 Insurance	35.88	60	60	38	38	38				
.441 Printing	397.41	800	1,145	800	800	800				
.461 Postage	125.00	175	175	150	150	150				
.462 Travel	244.35	250	250	300	250	250				
Total Contractual	1,975.14	2,235	2,580	3,638	2,433	2,433				
TOTAL	7,308.16	6,706	7,051	8,333	7,128	7,128	759	7,887	0	7,887

**TOTAL CULTURE & RECREATION 191,270.99 464,312 520,177 248,808 240,490 240,490 15,764 256,254 148,926 107,328

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HOME & COMMUNITY SERVICES										
PLANNING & DEVELOPMENT										
A8020.100 Personal Serv.	138,591.19	144,659	144,659	149,653	145,975	145,975				
Total Personal Serv.	138,591.19	144,659	144,659	149,653	145,975	145,975				
A8020.200 Equipment										
.210 Furn. & Furnish.	508.37	1,100	1,100	2,195	1,695	1,695				
.220 Office Equipment	0.00	1,250	1,250	8,000	4,950	4,950				
.250 Other Equipment	570.00	0	0	0	0	0				
Total Equipment	1,078.37	2,350	2,350	10,195	6,645	6,645				
A8020.400 Contractual										
.411 Office Supplies	1,784.06	2,000		2,600	2,600	2,600				
.412 Board Mtg. Exp.	523.55	700		700	700	700				
.418 Other Contractual	5,758.50	6,500		10,430	7,682	7,682				
.419 M. L. R.	2,568.00	2,484		3,033	3,033	3,033				
.421 Telephone	5,223.59	6,000		7,200	7,000	7,000				
.431 Insurance	1,274.28	1,128		1,253	1,253	1,253				
.441 Printing	246.10	500		1,000	500	500				
.461 Postage	2,615.90	3,000		3,000	3,000	3,000				
.462 Travel	5,223.76	6,000		7,000	6,000	6,000				
.466 Consultant Fees	0.00	10,000		20,000	0	0				
.481 Professional Dues	0.00	0		580	580	580				
Total Contractual	25,217.74	38,312	58,902	56,796	32,348	32,348				
A8025.465 Joint Planning Bd	5,632.96	5,633	5,633	5,633	5,633	5,633				
TOTAL	170,520.26	190,954	211,544	222,277	190,601	190,601	28,217	218,818	100,000	118,818
OTHER HOME & COMMUNITY SERVICES										
A8021.418 I. D. A.	43,000.00	63,500	63,500	65,470	40,425	40,425	0	40,425	0	40,425
A8740.418 Oak Orchard Small Watershed Dist.	12,444.00	12,500	12,500	26,999	26,999	26,999	0	26,999	26,999	0
A8745.466 Soil & Water	25,519.00	28,260	28,260	32,212	28,795	28,795	0	28,795	0	28,795
A8745.467 Soil & Water Management	16,000.00	16,000	16,000	16,000	16,000	16,000	0	16,000	0	16,000
A8750.467 County Extension	241,182.00	253,241	253,241	268,435	253,241	253,241	0	253,241	0	253,241
TOTAL	338,145.00	373,501	373,501	409,116	365,460	365,460	0	365,460	26,999	338,461
**TOTAL HOME AND COMMUNITY SERVICES	508,665.26	564,455	585,045	631,393	556,061	556,061	28,217	584,278	126,999	457,279

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DRPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
UNDISTRIBUTED										
EMPLOYEE BENEFITS										
A9010.628 State Retirement	582,100.00	608,796	608,796	165,350	15,327	15,327				
A9020.620 Medicare	1,287.78	0	0	0	0	0				
A9030.630 Social Security	435,152.26	480,909	480,909	514,624	513,517	513,517				
A9040.633 Workers Comp.	46,736.31	102,179	102,179	112,801	114,201	114,201				
A9050.636 Unemployment Ins.	21,217.50	9,612	9,612	10,836	11,007	11,007				
A9060.650 Hosp. & Med. Ins.	458,822.07	567,070	567,070	666,626	672,562	672,562				
A9070.670 Blue Menu-Mngmt.	12,412.74	16,150	16,150	3,712	13,629	13,629				
A9080.680 Disability	15,261.94	13,923	13,923	32,056	32,496	32,496				
A9089.621 Other-Awards	2,312.47	3,500	3,831	3,500	3,500	3,500				
A9090.622 Emp. Assist Prog.	5,500.00	5,400	5,400	5,400	5,400	5,400			5,400	
TOTAL	1,580,803.07	1,807,539	1,807,870	1,514,905	1,381,639	1,381,639	0	1,381,639	5,400	1,376,239
OTHER TRANSFERS										
A9950.519 Trans. to Cap Res. Solid Waste	50,000.00	157,000	157,000	100,000	30,000	0				
A9950.520 Trans. to Cap. Res. Bldgs & Gds Acq.-Sheriff	17,500.00	0	0	50,000	0	0				
A9950.520 Trans. to Cap. Res. Bldgs & Gds Acq. - CD	0.00	0	0	27,500	0	0				
A9950.521 Trans. to Cap. Res. Equipment	0.00	0	0	219,185	100,000	0				
TOTAL	67,500.00	157,000	157,000	396,685	130,000	0	0	0	0	0
**TOTAL UNDISTRIBUTED	1,648,303.07	1,964,539	1,964,870	1,911,590	1,511,639	1,381,639	0	1,381,639	5,400	1,376,239
**TOTAL GENERAL FUND APPROPRIATIONS										
	20,126,052.95	22,797,575	23,056,126	25,330,834	24,688,327	24,361,161	1,372,739	25,733,900	14,539,550	11,194,350

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SPECIAL GRANT FUND										
ADMINISTRATION										
CD6290.100 Personal Serv.	54,238.36	89,450	89,450	91,318	91,318	91,318				
Total Personal Serv.	54,238.36	89,450	89,450	91,318	91,318	91,318				
CD6290.400 Contractual										
.418 Other Contractual	21,218.18	19,313	19,313	20,000	20,000	20,000				
Total Contractual	21,218.18	19,313	19,313	20,000	20,000	20,000				
TOTAL	75,456.54	108,763	108,763	111,318	111,318	111,318				
PARTICIPANT SUPPORT										
CD6291.100 Personal Serv.	96,187.51	70,000	70,000	100,000	100,000	100,000				
Total Personal Serv.	96,187.51	70,000	70,000	100,000	100,000	100,000				
CD6291.400 Contractual										
.418 Other Contractual	25,648.01	40,000	40,000	42,000	42,000	42,000				
Total Contractual	25,648.01	40,000	40,000	42,000	42,000	42,000				
TOTAL	121,835.52	110,000	110,000	142,000	142,000	142,000				
JOB TRAINING & SERVICE										
CD6292.100 Personal Serv.	124,406.93	126,579	126,579	192,211	192,211	192,211				
Total Personal Serv.	124,406.93	126,579	126,579	192,211	192,211	192,211				
CD6292.400 Contractual										
.418 Other Contractual	256,340.46	235,592	235,592	257,620	257,620	257,620				
Total Contractual	256,340.46	235,592	235,592	257,620	257,620	257,620				
TOTAL	380,747.39	362,171	362,171	449,831	449,831	449,831				
EMPLOYEE BENEFITS										
CD9020.620 Medicare	89.44	0	0	0	0	0				
CD9030.630 Social Security	6,523.58	0	0	0	0	0				
TOTAL	6,613.02	0	0	0	0	0				
**TOTAL SPEC. GRANT FUND	584,652.47	580,934	580,934	703,149	703,149	703,149		703,149	703,149	0

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HIGHWAY-COUNTY ROAD FUND										
TRAFFIC SAFETY										
D3310.100 Personal Serv.	24,955.13	26,000	26,000	37,000	33,875	33,875				
Total Personal Serv.	24,955.13	26,000	26,000	37,000	33,875	33,875				
D3310.200 Equipment										
.240 Hwy. & St. Equip	132.12	500	500	0	0	0				
.250 Other Equipment	0.00	0	0	500	500	500				
.251 Safety Equipment	0.00	2,500	2,500	3,000	3,000	3,000				
Total Equipment	132.12	3,000	3,000	3,500	3,500	3,500				
D3310.400 Contractual										
.418 Other Contractual	35,406.81	40,000	40,000	50,000	45,000	45,000				
.442 Equipment Rental	18,187.95	15,000	15,000	20,000	20,000	20,000				
Total Contractual	53,594.76	55,000	55,000	70,000	65,000	65,000				
TOTAL	78,682.01	84,000	84,000	110,500	102,375	102,375				
ADMINISTRATION										
D5010.100 Personal Serv.	94,419.05	99,554	99,554	103,150	103,150	103,150				
Total Personal Serv.	94,419.05	99,554	99,554	103,150	103,150	103,150				
D5010.200 Equipment										
.210 Furn. & Furnish.	1,008.17	750	1,020	1,300	650	650				
.220 Office Equipment	2,465.00	1,050	1,500	700	700	700				
.250 Other Equipment	878.00	0	0	2,000	2,000	2,000				
Total Equipment	4,351.17	1,800	2,520	4,000	3,350	3,350				
D5010.400 Contractual										
.411 Office Supplies	737.24	750	2,980	2,000	2,000	2,000				
.418 Other Contractual	490.50	1,000	550	750	750	750				
.441 Printing	187.80	2,000	2,000	200	200	200				
.461 Postage	726.25	750	750	750	750	750				
.462 Travel	1,023.77	1,200	1,200	1,200	1,200	1,200				
Total Contractual	3,165.56	5,700	7,480	4,900	4,900	4,900				
TOTAL	101,935.78	107,054	109,554	112,050	111,400	111,400				
D5020.418 Engineer Expense	4,739.52	15,000	12,500	10,000	7,500	7,500				
TOTAL	4,739.52	15,000	12,500	10,000	7,500	7,500				
MAINTENANCE										
D5110.100 Personal Serv.	242,264.58	220,998	220,998	238,849	226,974	226,974				
Total Personal Serv.	242,264.58	220,998	220,998	238,849	226,974	226,974				
D5110.400 Contractual										
.418 Other Contractual	232,768.37	280,000	280,000	280,000	280,000	280,000				
.431 Insurance	48,362.87	42,000	42,000	45,000	45,000	45,000				
.441 Printing	343.20	500	500	300	300	300				
.442 Equipment Rental	166,840.03	175,000	175,000	200,000	200,000	200,000				
Total Contractual	448,314.47	497,500	497,500	525,300	525,300	525,300				
TOTAL	690,579.05	718,498	718,498	764,149	752,274	752,274				

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
ROAD CONSTRUCTION										
D5112.100 Personal Serv.	29,993.18	42,216	42,216	80,000	75,000	75,000				
Total Personal Serv.	29,993.18	42,216	42,216	80,000	75,000	75,000				
D5112.400 Contractual										
.418 Other Contractual	137,690.51	734,165	734,165	520,000	410,000	410,000				
.442 Equipment Rental	58,090.14	30,000	30,000	100,000	100,000	100,000				
Total Contractual	195,780.65	764,165	764,165	620,000	510,000	510,000				
TOTAL	225,773.83	806,381	806,381	700,000	585,000	585,000				
BRIDGES										
D5120.100 Personal Serv.	65,035.94	97,009	97,009	63,900	61,900	61,900				
Total Personal Serv.	65,035.94	97,009	97,009	63,900	61,900	61,900				
D5120.200 Equipment										
.240 Hwy. & St. Equip.	2,200.00	5,000	5,000	5,000	2,000	2,000				
.250 Other Equipment	790.00	0	0	0	0	0				
Total Equipment	2,990.00	5,000	5,000	5,000	2,000	2,000				
D5120.400 Contractual										
.418 Other Contractual	103,735.02	50,000	50,000	50,000	50,000	50,000				
.441 Printing	30.34	400	400	50	50	50				
.442 Equipment Rental	41,022.19	20,000	20,000	30,000	30,000	30,000				
Total Contractual	144,787.55	70,400	70,400	80,050	80,050	80,050				
TOTAL	212,813.49	172,409	172,409	148,950	143,950	143,950				
SNOW REMOVAL - COUNTY										
D5142.100 Personal Serv.	3,213.85	2,574	2,574	3,500	3,500	3,500				
Total Personal Serv.	3,213.85	2,574	2,574	3,500	3,500	3,500				
D5142.400 Contractual										
.418 Other Contractual	257,711.04	257,000	257,000	364,321	364,321	364,321				
.442 Equipment Rental	4,137.74	3,000	3,000	3,500	3,500	3,500				
Total Contractual	261,848.78	260,000	260,000	367,821	367,821	367,821				
TOTAL	265,062.63	262,574	262,574	371,321	371,321	371,321				
SNOW REMOVAL - STATE										
D5144.100 Personal Serv.	32,493.33	15,996	15,996	28,500	28,500	28,500				
Total Personal Serv.	32,493.33	15,996	15,996	28,500	28,500	28,500				
D5144.400 Contractual										
.418 Other Contractual	184,188.12	0	0	0	0	0				
Total Contractual	184,188.12	0	0	0	0	0				
TOTAL	216,681.45	15,996	15,996	28,500	28,500	28,500				

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PARK ADMINISTRATION										
D7180.100 Personal Serv.	4,193.92	6,000	6,000	12,500	12,500	12,500				
Total Personal Serv.	4,193.92	6,000	6,000	12,500	12,500	12,500				
D7180.200 Equipment										
.220 Office Equipment	317.50	0	0	0	0	0				
.250 Other Equipment	0.00	1,500	1,500	700	700	700				
.251 Safety Equipment	0.00	300	300	400	400	400				
Total Equipment	317.50	1,800	1,800	1,100	1,100	1,100				
D7180.400 Contractual										
.411 Office Supplies	91.56	50	50	50	50	50				
.418 Other Contractual	24,264.13	30,400	30,400	31,025	31,025	31,025				
.421 Telephone	558.63	1,000	1,000	1,000	1,000	1,000				
.422 Niagara Mohawk	1,892.90	6,275	6,275	6,275	6,275	6,275				
.423 Water	126.82	400	400	400	400	400				
.431 Insurance	239.38	1,200	1,200	300	300	300				
.441 Printing	30.95	500	500	500	500	500				
.442 Equipment Rental	396.05	1,000	1,000	1,500	1,500	1,500				
.446 Tires & Repairs	0.00	50	50	50	50	50				
.448 Filters & Parts	149.35	1,800	1,800	200	200	200				
.461 Postage	100.00	200	200	150	150	150				
Total Contractual	27,849.77	42,875	42,875	41,450	41,450	41,450				
TOTAL	32,361.19	50,675	50,675	55,050	55,050	55,050				
EMPLOYEE BENEFITS										
D9010.628 State Retirement	37,285.00	45,529	45,529	1,219	1,192	1,192				
D9020.620 Medicare	16.96	15	15	0	0	0				
D9030.630 Social Security	37,232.16	39,449	39,449	43,942	42,259	42,259				
D9040.633 Workers Comp.	3,783.25	6,974	6,974	9,800	9,800	9,800				
D9050.636 Unemployt. Ins.	0.00	704	704	1,008	1,008	1,008				
D9060.650 Hosp. & Med. Ins.	45,314.17	52,554	52,554	64,133	64,133	64,133				
D9080.680 Disability	0.00	1,496	1,496	3,080	3,080	3,080				
TOTAL	123,631.54	146,721	146,721	123,182	121,472	121,472				
ROAD FUND DEBT SERVICE										
D1380.418 Fiscal Fees	2,140.00	1,000	1,000	0	0	0				
D9730.701 Int. BAN-Bridges	110,770.00	48,700	48,700	0	0	0				
D9740.601 Principal-Capital Notes-Bridges	50,000.00	75,000	75,000	25,000	25,000	25,000				
D9740.701 Int. Cap. Notes - Bridges	5,830.00	6,500	6,500	2,000	2,000	2,000				
TOTAL	168,740.00	131,200	131,200	27,000	27,000	27,000				

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
TRANSFERS										
D9901.553 Transfer to Machinery Fund	100,000.00	0	0	0	0	0				
D9901.556 Transfer to Debt Serv.-Park	30,189.81	9,000	9,000	4,625	4,625	4,625				
D9950.537 Transfer to Cap. Project-Bridges	37,027.34	0	0	0	0	0				
D9950.538 Transfer to Cap. Proj.-Parks	0.00	0	0	10,000	5,000	5,000				
TOTAL	167,217.15	9,000	9,000	14,625	9,625	9,625				
**TOTAL COUNTY ROAD FUND	2,288,217.64	2,519,508	2,519,508	2,465,327	2,315,467	2,315,467		2,315,467	766,875	1,548,592
HIGHWAY-MACHINERY FUND MAINTENANCE										
DM5130.100 Personal Serv.	50,839.61	62,150	62,150	67,150	64,525	64,525				
Total Personal Serv.	50,839.61	62,150	62,150	67,150	64,525	64,525				
DM5130.200 Equipment										
.220 Office Equipment	2,015.00	0	0	0	0	0				
.240 Hwy. & St. Equip.	185,816.00	127,000	127,000	138,000	138,000	138,000				
.250 Other Equipment	3,783.36	3,000	3,000	0	0	0				
.251 Safety Equipment	4,004.10	4,500	4,500	3,500	3,500	3,500				
Total Equipment	195,618.46	134,500	134,500	141,500	141,500	141,500				
DM5130.400 Contractual										
.413 Gasoline	9,929.55	15,000	15,000	15,000	15,000	15,000				
.418 Other Contractual	55,409.32	64,000	64,000	64,000	64,000	64,000				
.421 Telephone	3,799.93	4,000	4,000	4,000	4,000	4,000				
.422 Niagara Mohawk	8,016.93	8,000	8,000	10,000	10,000	10,000				
.423 Water	658.04	700	700	800	800	800				
.427 NYS Elec. & Gas	7,975.91	13,000	13,000	13,000	13,000	13,000				
.431 Insurance	2,524.77	3,000	3,000	4,700	4,700	4,700				
.441 Printing	441.52	500	500	500	500	500				
.446 Tires & Repairs	13,862.64	12,000	12,000	12,000	12,000	12,000				
.448 Filters & Parts	54,840.56	50,000	50,000	50,000	50,000	50,000				
.449 Fuel Oil	19,131.62	17,000	17,000	20,000	20,000	20,000				
.462 Travel	0.00	100	100	100	100	100				
Total Contractual	176,590.79	187,300	187,300	194,100	194,100	194,100				
TOTAL	423,048.86	383,950	383,950	402,750	400,125	400,125				

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
FUEL FARM										
DM5140.100 Personal Serv.	6,235.45	6,250	6,250	11,000	11,000	11,000				
Total Personal Serv.	6,235.45	6,250	6,250	11,000	11,000	11,000				
DM5140.200 Equipment										
.210 Furn. & Furnish.	0.00	400	400	575	575	575				
.220 Office Equipment	317.50	1,600	1,600	2,500	2,500	2,500				
.250 Other Equipment	0.00	0	1,500	0	0	0				
Total Equipment	317.50	2,000	3,500	3,075	3,075	3,075				
DM5140.400 Contractual										
.411 Office Supplies	278.62	200	200	1,200	1,200	1,200				
.413 Gasoline	97,357.58	100,000	100,000	150,000	150,000	150,000				
.418 Other Contractual	1,777.06	742	742	4,050	4,050	4,050				
.431 Insurance	1,483.19	4,100	4,100	1,000	1,000	1,000				
.448 Filters & Parts	340.33	500	500	500	500	500				
.449 Fuel Oil	69,762.91	60,000	60,000	125,000	125,000	125,000				
.461 Postage	50.00	50	50	50	50	50				
Total Contractual	171,049.69	165,592	165,592	281,800	281,800	281,800				
TOTAL	177,602.64	173,842	175,342	295,875	295,875	295,875				
EMPLOYEE BENEFITS										
DM9010.628 State Retirement	4,521.00	5,609	5,609	167	161	161				
DM9030.630 Social Security	4,289.76	4,813	4,813	5,443	5,242	5,242				
DM9040.633 Workers Comp.	302.66	951	951	1,050	1,050	1,050				
DM9050.636 Unemployt. Ins.	0.00	96	96	108	108	108				
DM9060.650 Hosp. & Med. Ins.	3,549.48	4,780	4,780	5,695	5,695	5,695				
DM9080.680 Disability	0.00	204	204	330	330	330				
TOTAL	12,662.90	16,453	16,453	12,793	12,586	12,586				
TRANSFERS										
DM9901.556 Transfer to Debt Service	29,818.48	23,838	23,838	22,300	22,300	22,300				
DM9950.521 Transfer to Cap. Reserve Equip.	0.00	0	0	0	100,000	100,000				
TOTAL	29,818.48	23,838	23,838	22,300	122,300	122,300				
**TOTAL MACHINERY FUND	643,132.88	598,083	599,583	733,718	830,886	830,886	830,886	700,918	129,968	
**TOTAL HIGHWAY APPROPRIATIONS	2,931,350.52	3,117,591	3,119,091	3,199,045	3,146,353	3,146,353	3,146,353	1,467,793	1,678,560	

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SELF INSURANCE FUND										
ADMINISTRATION										
S1710.100 Personal Serv.	20,629.55	32,797	32,797	36,954	33,985	33,985				
Total Personal Serv.	20,629.55	32,797	32,797	36,954	33,985	33,985				
S1710.200 Equipment										
.210 Furn. & Furnish.	525.66	1,150		0	0	0				
.220 Office Equipment	888.98	300		1,900	1,900	1,900				
.250 Other Equipment	0.00	0		200	200	200				
Total Equipment	1,414.64	1,450	1,741	2,100	2,100	2,100				
S1710.400 Contractual										
.411 Office Supplies	581.63	900	900	1,000	1,000	1,000				
.418 Other Contractual	39,569.51	43,300	43,300	45,855	45,855	45,855				
.419 M. L. R.	2,996.00	2,898	2,898	2,949	2,949	2,949				
.421 Telephone	569.40	550	550	550	550	550				
.431 Insurance	1,138.91	852	852	1,157	1,157	1,157				
.441 Printing	1,592.96	1,200	1,200	1,000	1,000	1,000				
.461 Postage	949.82	750	750	1,200	1,200	1,200				
.462 Travel	1,625.69	3,800	3,800	3,800	1,800	1,800				
.481 Professional Dues	0.00	0	0	70	70	70				
Total Contractual	49,023.92	54,250	54,250	57,581	55,581	55,581				
TOTAL	71,068.11	88,497	88,788	96,635	91,666	91,666				
RECIPIENTS BENEFITS										
S1720.466 Med/Hosp/Misc.	164,350.33	105,000	105,000	110,000	110,000	110,000				
S1720.467 Comp. Payments	143,084.16	155,000	155,000	180,000	180,000	180,000				
S2981.418 NYS Safety Grant	9,152.97	8,246	8,246	0	0	0				
S4050.418 Hepatitis B Shots	0.00	26,212	26,212	27,000	27,000	27,000				
TOTAL	316,587.46	294,458	294,458	317,000	317,000	317,000				
EMPLOYEE BENEFITS										
S9010.628 State Retirement	1,693.00	2,683	2,683	60	60	60				
S9030.630 Social Security	1,549.27	2,509	2,509	2,827	2,827	2,827				
S9040.633 Workers Comp.	151.33	2,250	2,250	613	613	613				
S9050.636 Unemployt. Ins.	0.00	40	40	63	63	63				
S9060.650 Health Ins.	2,032.45	3,033	2,927	474	474	474				
S9070.650 Blue Menu	176.88	185	0	0	670	670				
S9080.680 Disability	0.00	68	68	110	110	110				
S9568.418 Cont. to Reserve	0.00	0	0	0	4,299	4,299				
TOTAL	5,602.93	10,768	10,477	4,147	9,116	9,116				
DEBT SERVICE										
S9795.770 Interest on Loan	2,018.32	0	0	0	0	0				
TOTAL	2,018.32	0	0	0	0	0				
**TOTAL SELF INSURANCE FUND	395,276.82	393,723	393,723	417,782	417,782	417,782		417,782	417,782	0

	EXPENDED 1989	BUDGET ADOPTED 1990	BUDGET ADJUSTED 6/30/90	DEPT. REQUEST 1991	COMM. RECOMM.	ADOPTED 1991	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
DEBT SERVICE FUND										
(LONG TERM DEBT)										

V1380.418 Fiscal & Paying Agent Fees	510.98	12,000	12,000	1,000	1,000	1,000				
V9710.601 Serial Bds.-Princ	176,977.00	310,800	310,800	310,800	310,800	310,800				
V9710.701 Serial Bds.-Int.	166,941.80	308,235	308,235	316,055	316,055	316,055				

**TOTAL DEBT SERVICE	344,429.78	631,035	631,035	627,855	627,855	627,855		627,855	159,325	468,530

*****GRAND TOTAL-ALL FUNDS ALL APPROPRIATIONS	24,381,762.54	27,520,858	27,780,909	30,278,665	29,583,466	29,256,300	1,372,739	30,629,039	17,287,599	13,341,440
	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****

LESS INTERFUND TRANSFERS										

Road Fund to Machinery Fd.	100,000.00	0	0	0	0	0				
Road Fund to Debt Service	30,189.81	9,000	9,000	4,625	4,625	4,625		4,625	0	4,625
Road Fund to Capital Project - Bridges	37,027.34	0	0	0	0	0				
Machinery Fund to Debt Serv	29,818.48	23,838	23,838	22,300	22,300	22,300		22,300	0	22,300

**TOTAL TRANSFERS	(197,035.63)	(32,838)	(32,838)	(26,925)	(26,925)	(26,925)		(26,925)	0	(26,925)

*****GRAND TOTAL-ALL FUNDS ALL APPROPRIATIONS EXCLUDING INTERFUND	24,184,726.91	27,488,020	27,748,071	30,251,740	29,556,541	29,229,375	1,372,739	30,602,114	17,287,599	13,314,515
	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****
								Less Employee Benefits		(1,345,814)
								Net County Cost		11,968,701

COUNTY NURSING HOME ENTERPRISE FUND

BUDGET FOR 1991

	ADOPTED 1990	REQUESTED 1991	COMMITTEE RECOMMENDATION	ADOPTED
REVENUES				
EH 1801 Medicaid	2,910,878	3,506,084	3,506,084	3,506,084
EH 1830 Private Pay	687,526	392,645	392,645	392,645
EH 1870 Medicare	30,000	33,030	33,030	33,030
EH 1880 Meals	20,000	20,000	20,000	20,000
EH 2401 Interest Earned	10,000	13,000	13,000	13,000
EH 2410 M. L. R.	30,000	33,708	33,708	33,708
Less Recoupment	(30,000)	(65,000)	(65,000)	(65,000)
TOTAL REVENUES	3,658,404	3,933,467	3,933,467	3,933,467

APPROPRIATIONS

ADMINISTRATION

EH 6030.100 Personal Serv. (FT 92 PT 69)	2,058,657	2,278,454	2,278,454	2,278,454
EH 6030.200 Equipment*	87,959	73,000	73,000	73,000
EH 6030.400 Contractual**	980,082	1,048,184	1,048,184	1,048,184
EMPLOYEE BENEFITS				
EH 9010.628 State Retirement	80,662	4,900	4,900	4,900
EH 9020.620 Medicare	0	0	0	0
EH 9030.630 Social Security	157,487	174,302	174,302	174,302
EH 9040.633 Workers Compensation	45,965	56,350	56,350	56,350
EH 9050.636 Unemployment Insurance	4,960	5,796	5,796	5,796
EH 9060.650 Hospital & Medical Ins.	157,344	189,780	189,780	189,780
EH 9070.670 Blue Menu/Management	0	5,544	5,544	5,544
EH 9080.680 Disability	7,820	12,650	12,650	12,650
DEBT SERVICE				
EH 9710.6 Serial Bonds-Principal (Home)	40,000	40,000	40,000	40,000
EH 9710.7 Serial Bonds-Interest (Home)	32,680	29,240	29,240	29,240
EH 9710.6 Serial Bonds-Fuel Tank Princ.	4,200	4,200	4,200	4,200
EH 9710.7 Serial Bonds-Fuel Tank Int.	588	290	290	290
TOTAL APPROPRIATIONS	3,658,404	3,922,690	3,922,690	3,922,690

LONG TERM DEBT

*EQUIPMENT	**CONTRACTUAL	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT
Exhaust System Dampers 5000	411 Office Supplies 10000				
Patio Window/Screen 5000	418 Other Contract. 878034				
Cubicle Curtains 5000	421 Telephone 13100				
Floor Scrubber 5000	422 Niagara Mohawk 47000	Serial Bond-Roof 10/1/82	2/1/98	8.60%	360000
Housekeeping Carts 600	423 Water 26000				
Safety Glasses 1500	427 NYS Elec & Gas 46000	Serial Bond			
Portable Radios (2) 1000	431 Insurance 20650	Fuel Tank 9/15/88	9/15/91	6.90%	4200
Bed Pads 2300	461 Postage 2400				
Kitchen Hood Exhaust (Mandatory) 10000	462 Travel 5000				
Air Conditioner (Laundry) 600					
Window Curtains (30) 5000	1048184				
FROM CAPITAL BUDGET					
Kitchen Equip.-Food Processor,					
Refrigerator, Food Truck 8500					
Handicapped Van 10000					
Pavement-Parking Lot 15000					
	73000				

SCHEDULE II

ESTIMATED REVENUES OTHER THAN REAL ESTATE TAXES - ALL FUNDS 1991

	ACTUAL 1989	BUDGET ADOPTED 1990	DEPT. PROJECTION 1991	BUDGET COMMITTEE ESTIMATE	ADOPTED 1991
REAL PROPERTY TAXES					
A1001 Real Property Taxes	4,047,441.39	0	0	0	0
TOTAL REAL PROPERTY TAXES	4,047,441.39	0	0	0	0
REAL PROPERTY TAX ITEMS					
A1002 Watershed Protection District	12,444.00	12,500	26,999	26,999	26,999
A1051 Gain from Sale of Tax Acquired Prop.	39,401.01	41,000	20,000	20,000	20,000
A1081 Payment in Lieu of Taxes	46,840.68	37,210	56,595	56,595	56,595
A1090 Interest & Penalties on Real Prop. Taxes	398,120.98	400,000	450,000	450,000	450,000
TOTAL REAL PROPERTY TAX ITEMS	496,806.67	490,710	553,594	553,594	553,594
NON PROPERTY TAXES					
A1110 Sales Tax - County Share	3,793,222.97	3,763,200	3,838,464	4,118,464	3,838,464
A1115 To Reduce Tax Levy-Towns	262,957.61	0	0	0	0
TOTAL NON PROPERTY TAXES	4,056,180.58	3,763,200	3,838,464	4,118,464	3,838,464
DEPARTMENTAL INCOME					
A1210 Probation Fees	2,925.88	0	0	0	0
A1230 Treasurer's Fees	42,317.21	50,000	35,000	35,000	35,000
A1235 Charges for Tax Advertising Expenses	3,355.00	5,000	5,000	5,000	5,000
A1250 Tax Map Fees	7,011.75	6,500	6,500	6,500	6,500
A1255 County Clerk Fees	266,103.82	266,000	290,000	290,000	290,000
A1260 Civil Service Exam Fees	0.00	1,000	1,000	1,000	1,000
A1265 County Attorney Fees	46,952.92	48,076	82,435	82,435	82,435
A1270 Shared Services (Buildings & Grounds)	233,322.85	246,183	226,930	226,930	226,930
A1271 Shared Services (Equipment Repair)	14,519.00	0	0	0	0
A1275 Shared Services (Data Processing)	0.00	0	15,630	31,066	31,066
A1510 Sheriff Fees	22,682.17	22,000	37,000	37,000	37,000
A1550 Dog Control Fees	3,039.00	3,800	3,800	11,800	11,800
A1601 Public Health Fees	277,794.81	265,000	0	0	0
A1602 Public Health - Medicare	0.00	0	80,000	80,000	80,000
A1603 Public Health - Medicaid	0.00	0	175,000	185,000	185,000
A1604 Public Health - Self Pay	0.00	0	5,000	5,500	5,500
A1605 Public Health - Other Insurance	0.00	0	50,000	55,000	55,000
A1606 Public Health - PHC Program	0.00	0	1,000	6,000	6,000
A1607 Public Health - Environmental Health	0.00	0	40,000	40,000	40,000
A1620 Mental Health Fees & CSS	362,982.21	342,822	448,000	472,000	472,000
A1750 Bus Operations	4,827.26	2,000	0	0	0
A1801 Medical Assistance	50,804.73	100,000	50,000	50,000	50,000
A1809 Aid to Dependent Children	279,277.70	225,000	300,000	300,000	300,000
A1811 Child Support - Incentive Earnings	48,890.00	55,200	50,000	50,000	50,000
A1819 Child Care	41,690.37	45,000	30,000	30,000	30,000
A1823 Juvenile Delinquent	15,982.52	15,000	30,000	30,000	30,000

	ACTUAL 1989	BUDGET ADOPTED 1990	DEPT. PROJECTION 1991	BUDGET COMMITTEE ESTIMATE	ADOPTED 1991
DEPARTMENTAL INCOME (CON'T)					
A1840 Home Relief	49,044.58	65,000	75,000	75,000	75,000
A1842 Emergency Aid - Adults	0.00	0	0	0	0
A1848 Burials	0.00	0	0	0	0
A1972 Programs for the Aging	21,382.66	25,527	32,507	29,600	30,736
A1973 Lifeline - Office for the Aging	0.00	29,400	36,450	36,450	36,450
A2000 Tourism	6,550.00	3,300	11,500	11,500	11,500
A2070 Contributions - Private Agencies - Youth	16,795.07	3,500	2,000	2,000	2,000
TOTAL DEPARTMENTAL INCOME	1,820,251.51	1,825,308	2,119,752	2,184,781	2,185,917
INTERGOVERNMENTAL CHARGES					
A2150 Public Utility Agency	136,484.95	0	0	0	0
A2210 Tax & Assessment Services	34,736.08	0	0	0	0
A2215 Election Services	4,414.92	50	4,000	4,000	4,000
A2260 Police Services	59,513.52	59,953	62,724	62,724	62,724
A2264 Jail Facilities	958,463.95	965,000	865,000	915,000	915,000
A2268 Dog Control Services	31,361.76	32,000	32,000	32,000	32,000
TOTAL INTERGOVERNMENTAL CHARGES	1,224,975.18	1,057,003	963,724	1,013,724	1,013,724
USE OF MONEY AND PROPERTY					
A2401 Interest & Earnings	331,103.04	230,000	250,000	250,000	250,000
A2402 Interest Reserve	58,765.07	0	0	0	0
A2410 Rental of Real Property	6,257.00	3,600	11,250	11,250	11,250
A2414 Equipment Rental - Private	2,480.00	2,160	1,680	1,680	1,680
A2450 Commissions	11,302.26	18,000	13,400	13,400	13,400
TOTAL USE OF MONEY AND PROPERTY	409,907.37	253,760	276,330	276,330	276,330
PERMITS - FINES & FORFEITURES					
A2590 Permits (Pistol)	1,568.00	1,000	2,000	2,000	2,000
A2610 Fines & Forfeited Bail	4,035.00	4,000	6,000	6,000	6,000
A2615 Stop DWI Program	76,593.00	68,590	68,052	68,052	68,052
A2620 Forfeited: Deposits & Crime Proceeds	1,237.00	0	0	0	0
TOTAL PERMITS - FINES & FORFEITURES	83,433.00	73,590	76,052	76,052	76,052
SALE OF PROPERTY & COMPENSATION FOR LOSS					
A2650 Sale of Scrap	0.00	0	0	0	0
A2655 Minor Sales	5,105.29	50	50	50	50
A2665 Sale of Equipment	5.00	1,000	1,000	7,000	7,000
A2680 Insurance Recoveries	51,387.90	15,000	20,000	20,000	20,000
A2690 Other Compensation for Loss	0.00	100	100	100	100
TOTAL SALE OF PROPERTY & COMP. FOR LOSS	56,498.19	16,150	21,150	27,150	27,150

	ACTUAL 1989	BUDGET ADOPTED 1990	DEPT. PROJECTION 1991	BUDGET COMMITTEE ESTIMATE	ADOPTED 1991
MISCELLANEOUS					
A2701 Refund Prior Years	51,714.61	100,000	50,000	50,000	50,000
A2720 OTB Distribution of Earnings	74,188.00	80,000	50,000	78,500	78,500
A2770 Other Miscellaneous	2,250.60	27,212	2,000	29,000	29,000
TOTAL MISCELLANEOUS	128,153.21	207,212	102,000	157,500	157,500
STATE AID					
A3021 NYS Court House Maintenance	5,835.11	0	0	8,832	8,832
A3040 Real Property - Administrative Training	542.16	1,000	1,000	1,000	1,000
A3060 Records Management	0.00	0	0	0	0
A3089 Assigned Counsel & Correctional Prosecut.	24,895.76	17,000	21,000	21,000	21,000
A3090 Insurance Reimbursement-Court Employees	4,797.18	0	0	0	0
A3264 NYS Lunch Program	1,094.63	1,000	1,000	1,000	1,000
A3277 Education-Handicapped Children	495,383.02	689,639	1,009,094	1,228,019	1,103,602
A3305 Civil Defense	1,291.50	0	5,000	5,000	5,000
A3310 Probation Services	198,331.00	229,887	221,763	212,981	212,981
A3311 Alternative to Incarceration	12,996.00	11,466	21,466	21,466	21,466
A3312 Probation - Domestic Violence	44,297.82	19,895	19,618	19,618	19,618
A3315 Navigation Law Enforcement	24,376.12	18,000	25,500	25,500	25,500
A3326 Crime Victims	14,665.50	12,356	0	12,356	12,356
A3327 WEAP Grant	13,924.50	7,589	0	0	0
A3330 Security Costs - Court Reform	29,515.40	30,000	30,000	30,000	30,000
A3401 Public Health	139,243.00	342,000	426,000	429,000	421,000
A3425 Laboratories	3,363.06	4,000	4,000	4,000	4,000
A3442 Rabies	0.00	600	0	0	0
A3446 Handicapped Children	11,184.10	10,000	10,000	10,000	10,000
A3448 Adult Polio	191.59	75	100	100	100
A3484 Drug Abuse	104,605.99	158,012	212,942	212,942	212,942
A3486 Alcohol Abuse	30,326.00	103,111	103,111	103,111	103,111
A3490 Mental Health	1,052,940.50	1,104,662	1,090,501	1,098,725	1,098,725
A3594 Mass Transportation	21,446.97	20,000	16,000	0	0
A3601 Medical Assistance	(7,443.00)	43,657	45,150	45,150	45,150
A3602 Long Term Care	32,386.00	25,000	25,000	25,000	25,000
A3609 Aid to Dependent Children	691,431.00	708,824	914,550	914,550	914,550
A3610 Social Services Administration	838,465.09	706,543	804,922	776,962	776,962
A3611 Food Stamps	117,017.00	130,015	130,000	125,600	125,600
A3619 Child Care	133,450.00	201,409	171,907	171,907	171,907
A3623 Juvenile Delinquent	12,699.02	87,500	61,975	61,975	61,975
A3640 Home Relief	440,116.00	599,026	548,600	548,600	548,600
A3642 Emergency Aid - Adults	1,469.00	2,250	2,250	2,250	2,250
A3648 Burials	14,958.00	7,512	9,000	9,000	9,000
A3670 Service for Recipients	117,008.00	17,063	104,125	104,125	104,125
A3710 Veteran's Aid	5,000.00	5,000	5,000	5,000	5,000
A3715 Tourism - I LOVE NY	33,804.15	24,533	40,000	40,000	40,000
A3772 Programs for the Aging	220,253.78	231,946	271,516	258,637	264,280
A3820 Youth Programs	149,863.71	340,816	131,783	131,783	131,783
A3830 Youth Board	50,735.10	50,279	40,329	39,129	39,129
A3910 Environmental Control	1,352.98	3,000	3,000	3,000	3,000
TOTAL STATE AID	5,087,812.74	5,964,665	6,527,202	6,707,318	6,580,544

	ACTUAL 1989	BUDGET ADOPTED 1990	DEPT. PROJECTION 1991	BUDGET COMMITTEE ESTIMATE	ADOPTED 1991
FEDERAL AID					
A4089 Adm. of Rent Subsidy	79,500.94	100,000	100,000	100,000	100,000
A4264 Federal Lunch Program	15,584.24	13,000	13,000	13,000	13,000
A4305 Civil Defense	15,508.77	14,635	14,471	14,471	14,471
A4401 Public Health - IHAP	3,509.44	0	0	0	0
A4594 Mass Transportation	4,280.00	127,800	130,800	0	0
A4601 Medical Assistance	173,563.00	131,732	137,500	137,500	137,500
A4609 Aid to Dependent Children	1,196,254.00	1,325,920	1,715,000	1,750,000	1,750,000
A4610 Social Services Administration	928,926.00	947,792	987,408	955,044	955,044
A4611 Food Stamp Program	127,964.00	136,587	135,000	130,425	130,425
A4619 Child Care	175,754.00	177,199	226,600	226,600	226,600
A4641 HEAP - Fuel Aid Program	482,280.00	500,000	500,000	500,000	500,000
A4670 Service for Recipients	31,946.00	102,375	49,000	49,000	49,000
A4772 Programs for the Aging	176,071.58	230,795	232,592	232,592	232,644
TOTAL FEDERAL AID	3,411,141.97	3,807,835	4,241,371	4,108,632	4,108,684
A5031 Transfer from Capital Reserve	19,000.00	0	0	0	0
**TOTAL GENERAL FUND	20,841,601.81	17,459,433	18,719,639	19,223,545	18,817,959
SPECIAL GRANT FUND					
CD2070 JTPA - County Programs	66,895.70	70,000	70,000	70,000	70,000
CD2401 Interest Earned	1,592.95	0	0	0	0
CD3790 NYS Monies	87,348.44	0	25,000	25,000	25,000
CD4790 Federal Aid	444,631.46	510,934	608,149	608,149	608,149
**TOTAL SPECIAL GRANT FUND	600,468.55	580,934	703,149	703,149	703,149
COUNTY ROAD FUND					
D1001 Real Property Taxes	1,393,223.00	0	0	0	0
D2025 Special Recreational Facility Charges	54,500.00	59,675	59,675	59,675	59,675
D2300 Service to Other Governments	0.00	0	0	0	0
D2302 Snow Removal - State	239,357.38	22,730	35,617	40,617	40,617
D2401 Interest Earned	164,424.99	50,245	13,000	13,000	13,000
D2650 Sale of Scrap	3,154.44	2,500	2,000	2,000	2,000
D2655 Minor Sales	1,579.65	2,500	3,500	3,500	3,500
D2665 Sale of Equipment	0.00	0	0	0	0
D2680 Insurance Recoveries	6,892.19	0	0	0	0
D2701 Refund Prior Years	524.00	0	0	0	0
D3501 Consolidated Highway Aid	654,777.75	654,842	648,083	648,083	648,083
D4525 Safer Off System Program	69,023.54	0	0	0	0
**TOTAL COUNTY ROAD FUND	2,587,456.94	792,492	761,875	766,875	766,875

	ACTUAL 1989	BUDGET ADOPTED 1990	DEPT. PROJECTION 1991	BUDGET COMMITTEE ESTIMATE	ADOPTED 1991
MACHINERY FUND					
DM1001 Real Property Taxes	92,455.00	0	0	0	0
DM1270 Shared Service Charge	39,241.13	37,680	43,175	43,175	43,175
DM2300 Service to Other Governments	9,305.84	10,000	10,000	10,000	10,000
DM2333 Other Governments - Fuel Farm	171,011.91	160,000	275,000	275,000	275,000
DM2401 Interest Earned	14,833.90	10,000	15,000	15,000	15,000
DM2650 Sale of Scrap	711.10	750	500	500	500
DM2655 Minor Sales	154.54	250	243	243	243
DM2665 Sale of Equipment	5,226.00	4,000	2,000	2,000	2,000
DM2680 Insurance Recoveries	248.65	0	0	0	0
DM2701 Refund Prior Years	0.01	0	0	0	0
DM2801 Snow Removal - State	0.00	0	0	0	0
DM2822 Revenue from County Road	330,936.60	300,003	355,000	355,000	355,000
DM5031 Transfer from County Road	100,000.00	0	0	0	0
**TOTAL MACHINERY FUND	764,124.68	522,683	700,918	700,918	700,918
SELF INSURANCE FUND					
S2222 Assessments	189,530.00	385,477	417,782	417,782	417,782
S2401 Interest Earned	52,469.49	0	0	0	0
S2402 Interest Reserve	6,601.17	0	0	0	0
S2701 Refund Prior Years	7,232.30	0	0	0	0
S3389 Safety Grant	0.00	8,246	0	0	0
**TOTAL SELF INSURANCE FUND	255,832.96	393,723	417,782	417,782	417,782
DEBT SERVICE FUND (LONG TERM)					
V1001 Real Property Taxes	281,384.00	0	0	0	0
V2401 Interest Earned	74,347.11	70,000	70,000	70,000	70,000
V2801 Revenue from Mental Health Dept.	0.00	0	62,400	62,400	62,400
V2801 Transfer from General Fund-Mental Hlth. Dept.	0.00	68,000	0	0	0
V5050 Transfer from Machinery Fund-Fuel Farm	70,008.29	23,838	22,300	22,300	22,300
V5050 Transfer from Road Fund-Marine Park	0.00	9,000	4,625	4,625	4,625
**TOTAL DEBT SERVICE FUND	425,739.40	170,838	159,325	159,325	159,325
***GRAND TOTAL REVENUES - ALL FUNDS	25,475,224.34	19,920,103	21,462,688	21,971,594	21,566,008
LESS: INTERFUND TRANSFERS					
Machinery Fund from Road Fund	100,000.00	0	0	0	0
Debt Service Fund from Machinery Fund	70,008.29	23,838	22,300	22,300	22,300
Debt Service Fund from Road Fund	0.00	9,000	4,625	4,625	4,625
**TOTAL INTERFUND TRANSFERS	170,008.29	32,838	26,925	26,925	26,925
***GRAND TOTAL REVENUES-LESS INTERFUND TRANSFERS	25,305,216.05	19,887,265	21,435,763	21,944,669	21,539,083

SALES TAX BREAKDOWN FOR THE YEAR 1989

TOTAL AMOUNT RECEIVED

5,834,863.98

Distribution:

COUNTY

3,890,103.85

SCHOOL DISTRICTS

CASH

 Albion
 Barker
 Brockport
 Holley
 Kendall
 Lyndonville
 Medina
 Oakfield-Alabama
 Royalton-Hartland

 201,983.55
 2,508.14
 2,404.86
 108,484.10
 69,021.93
 74,920.86
 187,561.23
 1,346.95
 85.93

648,317.55

VILLAGES

 Albion
 Holley
 Medina
 Lyndonville

164,771.61
 53,632.72
 204,457.77
 23,282.19

446,144.29

TOWNS

TAX LEVY CREDIT

 Albion
 Barre
 Carlton
 Clarendon
 Gaines
 Kendall
 Murray
 Ridgeway
 Shelby
 Yates

70,534.52
 0.00
 0.00
 0.00
 0.00
 74,128.74
 0.00
 118,294.35
 0.00
 0.00

5,989.46
 72,873.04
 94,912.56
 72,328.53
 66,453.96
 6,289.59
 106,464.98
 10,042.85
 92,853.05
 59,132.66

262,957.61

587,340.68

850,298.29

5,834,863.98

STATEMENT OF LONG TERM DEBT

AS OF 12/12/90

TYPE	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT	DUE 1991	
					PRINCIPAL	INTEREST
Serial Bonds:						
Office Complex	10/01/82	02/01/98	8.60%	680,000	80,000	55,040
Highway Fuel Farm	09/15/88	09/15/91	6.90%	23,800	23,800	1,642
County Marine Park	09/15/88	09/15/02	6.90%	451,000	32,000	31,119
Mental Health Building	09/15/88	09/15/03	6.90%	621,000	35,000	42,849
County Buildings - Reconstruction	09/15/88	09/15/98	6.90%	120,000	15,000	8,280
County Bridges	11/15/89	09/15/08	6.50%	2,725,000	125,000	177,125
TOTALS				4,620,800	310,800	316,055

STATEMENT OF SHORT TERM DEBT

AS OF 12/12/90

Capital Notes:						
Highway - Bridges	11/08/90	11/8/91	6.40%	251,000	25,000	1,600
				251,000	25,000	1,600

CONSTITUTIONAL TAX LIMIT 1991 9,700,448

CONSTITUTIONAL DEBT LIMIT 1991 45,268,757

PROJECTS INCLUDED IN 1991 ADOPTED BUDGET

COUNTY OF ORLEANS 1991 CAPITAL PLAN

CODE	DEPARTMENT	PROJECT DESCRIPTION	PROPOSED COST	PROPOSED REVENUE	PROPOSED CO COST	APPROVED COST	APPROVED REVENUE	APPROVED CO COST
91-06	AGING	PERSONAL EMERGENCY RESPONSE UNITS (LIFELINE)	11900	11900	0	11900	11900	0 <N
89-01	BLDGS & GRNDS	RESURFACE - NURSING HOME PARKING AREAS	15000	0	15000	15000	0	15000
91-04	BLDGS & GRNDS	REPAIR CONCRETE SLABS - JAIL EXTERIOR	12000	0	12000	12000	0	12000 <N
91-05	BLDGS & GRNDS	PAVEMENT REPAIR AT JAIL PARKING LOT	5500	0	5500	5500	0	5500 <N
91-17	CIVIL DEFENSE	RESERVE CONTRIBUTION FOR FIRE TRAINING TOWER	27500	0	27500	27500	0	27500 <N
89-12	HIGHWAY	RECONSTRUCT - HULBERTON RD - RT 31 TO CANAL	150000	150000	0	150000	150000	0
89-13	HIGHWAY	RECONSTRUCT - COUNTY HOUSE ROAD	175000	175000	0	175000	175000	0
89-15	HIGHWAY	REPLACEMENT - TEN WHEEL DUMP TRUCK	80000	0	80000	80000	75000	5000
91-25	HIGHWAY	REPLACE BRUSH CHIPPER	13000	2000	11000	13000	2000	11000 <N
91-26	HIGHWAY	PURCHASE NEW SIGN TRUCK	45000	0	45000	45000	45000	0 <N
89-10	NURSING HOME	KITCHEN EQUIP - FOOD TRUCK, REFRIG, PROCESSER	8500	0	8500	8500	0	8500
91-35	NURSING HOME	PURCHASE HANDICAPPED VAN	25000	15000	10000	25000	15000	10000 <N
91-40	PLANNING-DEVEL	PURCHASE SEVERAL PASSENGER BUSES	111800	111800	0	122800	122800	0 <N
89-26	SHERIFF	REPLACEMENT - FOUR POLICE VEHICLES	58000	4000	54000	58000	4000	54000
91-07	SOCIAL SERVICE	MAILING MACHINE	5720	4690	1030	5120	4309	811 <N
91-31	VETERANS	PURCHASE VETERANS BURIAL PLOTS IN BOXWOOD CE.	10000	0	10000	7500	0	7500 <N
*** Total ***			753920	474390	279530	761820	605009	156811

ORLEANS COUNTY PERMANENT POSITION COUNT

Department	Full time positions					Part time positions				
	1987	1988	1989	1990	1991	1987	1988	1989	1990	1991
Legislature						7	7	7	7	7
Chief Adm. Officer	1	1	1	1	1					
Clerk of Legislature	3	3	3	4	4		1	1		
District Attorney	1	1	1	1	1	3	3	3	5	5
Public Defender	3	1	1	1	1	1	3	3	3	3
Treasurer	6	6	6	6	6	0	0	0	1	1
Budget Officer						1	1	1	1	1
Real Property	3	3	3	3	3					
County Clerk	12	12	12	12	13					
County Attorney	1	1	1			2	2	3	3	3
Personnel & Self Ins.	3	3		4	4	1	1	2	2	1
Elections	2	2	2	2	2	8	8	8	8	8
Records Management									1	1
Buildings & Grounds	9	10	12	10	10				3	3
Data Processing	0	0	1	1	1					
Sheriff	31	34	36	35	36	10	10	10	10	7
Probation	16	18	19	19	20	1	1			
Jail	23	23	23	23	23	7	7	7	7	7
Control of Animals	1	1	1	1	1	1	1	1	1	1
Civil Defense	2	2	2	2	2	1	1	1	7	7
Public Health	18	20	20	26	26	1	1	2	3	4
Mental Health	16	19	22	22	23	2	2	2	2	4
Social Services	85	90	85	86	85	2	4	3	4	5
Tourism	1	1	1	1	1	1	1	1	2	2
Veterans	2	2	2	2	2		1	1	1	1
Weights & Measures	1	1	1	1	1					
Aging	5	6	6	6	7	8	7	8	8	8
Youth	4	4	4	4	4					
Historian						1	1	1	1	1
Planning	6	7	7	7	7					
Job Development	6	6	9	12	12					
Nursing Home	75	84	92	91	92	50	68	64	69	69
Highway	23	25	25	25	25	2	4	4	5	5
TOTALS:	359	386	401	408	413	110	135	133	154	154
Annual Change		27	15	7	5		25	(2)	21	0

A RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE ORLEANS COUNTY GOVERNMENT FOR THE FISCAL YEAR 1991

WHEREAS, this Board by resolution dated December 12, 1990, has adopted a budget for the fiscal year 1991.

RESOLVED, that the several amounts specified in such budget in the column entitled "Adopted," be and they hereby, are appropriated for the objects and purposes specified, effective January 1, 1991.

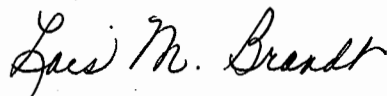
STATE OF NEW YORK
COUNTY OF ORLEANS

ss:

I, Lois M. Brandt, Clerk of the Legislature of the County of Orleans in the State of New York DO HEREBY CERTIFY that the foregoing resolution was duly adopted by the said Orleans County Legislature at a Regular Meeting duly called and regularly held on the 12th day of December, 1990 by an unanimous vote of all the members elected to said board.

I FURTHER CERTIFY that I have compared the foregoing copy of said resolution with the original thereof now remaining on file in my office and that the foregoing copy is a true and correct copy of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of said Orleans County Legislature this 12th day of December, 1990.



LOIS M. BRANDT
Clerk, Orleans County Legislature
Orleans County, New York

LEGISLATURE MEETING

December 28, 1990

The meeting was called to order at 4:30 p.m. by Chairman Billings. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: a letter from Assemblyman R. Stephen Hawley acknowledging receipt of Resolution No. 511-1190 opposing any change in Freshwater Wetlands Regulations along with a copy of his testimony at the public hearing in Lockport regarding the regulations; also acknowledging receipt of Resolution No. 521-1190 regarding the County's request for local distribution of the fines imposed on Orleans Sanitary Landfill, along with a copy of a letter to Commissioner Jorling requesting that fines be distributed to Orleans County and the local municipalities within the County;

A letter from the Governor's office acknowledging receipt of Resolution No. 515-1190; a letter from Senator John Daly acknowledging receipt of Resolution No. 511-1190 opposing changes to Freshwater Wetlands Regulations, along with his testimony of October 16, 1990 on proposed amendments to 6NYCRR Part 664;

Notice from the New York State Association of Counties of their 15th Annual Legislative Conference to be held at the Albany Hilton Hotel March 10-12, 1991; announced that 1,318 letters in favor of having the crosses remain in place on the Court House Dome as part of the annual Christmas decorations.

Report of Standing Committees: Legislator Tuohey reported attending regular meetings with department heads;

Legislator Bennett attended his usual committee meetings. Mr. Bennett also suggested authorizing the Buildings and Grounds Superintendent to purchase orange ribbons to place on the trees around Court House Square, remembering the our troops who are serving in the Saudi Arabia - Persian Gulf area.

Motion by Legislator McCarthy to authorize the purchase of orange ribbons to be placed on the trees around Court House Square honoring our troops in the Saudi Arabia - Persian Gulf area. Unanimous second. Motion carried.

Legislator Berger reported attending the public hearing in Lockport (held on December 18, 1990) pertaining to the proposed changes in Freshwater Wetlands Regulations. Mr. Berger attended the 7:00 p.m. session, and stated that both the 1:00 p.m. session and the evening session were very well attended. Mr. Berger also attended a meeting at Probation on December 19th at 1:00 p.m., attended a Jury Committee meeting at 2:00 p.m. and a STOP DWI meeting at 3:00 p.m.. On December 24th, Mr. Berger did the auditing.

Legislators McCarthy, Bower and Swiercznski all reported their usual meetings with department heads.

The following resolutions were presented:

Legislator Bennett, with second by Legislator Berger, introduced a resolution creating/abolish positions in the Mental Health Department. During discussion, Legislator Swiercznski, with second by Legislator Bower, moved to strike the last three lines of the resolution. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 552-1290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING/ABOLISHING POSITIONS IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Mental Health Department will be implementing new billing policies and procedures in 1991; and

WHEREAS, it is important to the maintenance of collecting maximum revenue amounts that persons experienced in the Mental Health Department's billing procedure be retained; and

WHEREAS, the Department has the opportunity to retain a trained, experienced employee on a temporary part-time basis until her completion of a Bachelor's Degree in Accounting;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish the current permanent full-time position of Account Clerk-Typist, create the temporary part-time position of Account Clerk-Typist at hours not to exceed 30 hours per week until May 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Swiercznski, introduced a resolution approving annual contracts for the Office for the Aging. During discussion, Legislator Tuohey tabled items No. 1 (pertaining to Community Action Transportation Service) and 3 (pertaining to Oak Orchard Legal Services, Inc.) of the proposed resolution. The following resolution was then adopted:

RESOLUTION NO. 553-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ANNUAL CONTRACTS BETWEEN COUNTY OFFICE FOR THE AGING AND VARIOUS COMMUNITY AGENCIES

RESOLVED, that this Legislature does hereby approve the annual contracts between the County Office for the Aging and the following community agencies:

1. Contract with the Albion First Presbyterian Church providing for congregate and home delivered meal services to persons over age 60 for the calendar year 1991 at a cost of \$115,122, with \$103,122 reimbursement;
2. Contract with Genesee-Orleans Homemakers, Inc. providing housekeeper/chore & personal care services to persons age 60 or over on a sliding scale cost share basis for the calendar 1991 at a cost of \$67,877, with \$56,191 reimbursement.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Berger introduced a resolution entitled RESOLUTION APPROVING AGREEMENT WITH DAVID SCHUBEL ATTORNEY AND ORLEANS COUNTY SELF-INSURANCE PROGRAM. After discussion, Legislator Bower moved to table this resolution, until the amount of increase in the agreement is determined. The resolution was tabled.

RESOLUTION NO. 554-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF

SOCIAL SERVICES TO ABOLISH THE POSITION OF MANAGEMENT
INFORMATION SYSTEMS COORDINATOR

RESOLVED, that this Legislature hereby abolishes
the position of Management Information Systems
Coordinator in the Department of Social Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 555-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPORTIONMENT OF THE GENERAL
COUNTY BUDGET FOR 1991

RESOLVED, that the apportion of the General County
Budget for 1991, as presented by the Clerk of the
Legislature in the foregoing warrant be, and hereby is,
in all respects approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 556-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPORTIONMENT OF 1991 SALES TAX TO
TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 1991 Sales
Tax to Towns and Villages as presented by the Clerk of
the Legislature in the foregoing warrants be, and
hereby is, in all respects approved by this
Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 557-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING ABSTRACT OF TAX ROLLS

RESOLVED, that the Abstracts of Taxes, as
presented by the Clerk, they being Form 1, Footings of

Assessment Rolls; Form 2, Amount and Purpose of Taxes for Town Expenditure; Form 3, Amount and Purpose of Taxes for County Expenditure; Form 4, Ascertaining of Tax Rates; Abstracts 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 for the several taxes be levied upon respective tax districts of the County and be fixed as the tax rates for the extension of taxes in such districts.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 558-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION FIXING DATE OF SIGNING TAX WARRANTS

RESOLVED, that the taxes as extended upon the assessment rolls of the several towns of this County as presented to the Legislature be and hereby are approved and confirmed and that the Chairman and the Clerk of this Legislature sign and seal the warrants for the collection of taxes in the manner prescribed by law on December 28, 1990, and attach same to the several tax rolls.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 559-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION DESIGNATING DEPOSITORIES

RESOLVED, that pursuant to Section 212 Subdivision 3 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 that listed below:

Marine Midland Trust

Company-Western.....	\$5,000,000
Norstar Bank.....	8,000,000
Manufacturers' & Traders' Trust Company.....	2,500,000
Chase Lincoln.....	8,000,000
Central Trust Company Lyndonville.....	2,500,000
Key Bank of Western New York, NA Batavia.....	2,000,000

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Berger, introduced a resolution entitled RESOLUTION AUTHORIZING TRAVEL FOR EMPLOYEES OF VARIOUS COUNTY DEPARTMENTS. During discussion, Mrs. Basinait suggested asking for a list of meetings each department plans to have their employees attend, along with the approximate cost for each meeting. Mrs. Basinait said she would check the budgets submitted by each department to see if they have included a list of meetings they planned to attend separately, or collectively. If meetings are not listed separately, with individual costs, Mrs. Basinait said she would write to all department heads requesting this information. Legislator Tuohey tabled the resolution until the January 4th meeting.

Legislator Tuohey, with second by Legislator Bennett, introduced a resolution entitled RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN VARIOUS COUNTY DEPARTMENTS. Each vacancy request was voted on separately, and the Sr. Account Clerk Typist position in the Social Services Department and the Coordinator, Child Support Enforcement position, also in the Social Services Department were tabled by Legislator Bower. The following resolution was then adopted:

RESOLUTION NO. 560-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN VARIOUS COUNTY DEPARTMENTS

WHEREAS, Resolution No. 546-1290 requires a

resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received from several County Departments:

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the vacancies listed below to be filled:

<u>Department</u>	<u>Position</u>
District Attorney	Secretary to D.A.
Nursing Home	Institutional Aide (3)
Nursing Home	LPN (1)
Social Services	Sr. Support Collector (1)
Sheriff's Dept.	Clerk (1)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 561-1290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION "FREEZING" ALL CAPITAL PLAN PROJECTS FOR 1991 AND CERTAIN EQUIPMENT PURCHASES

RESOLVED, that this Legislature does hereby "freeze" all equipment purchases over \$200.00 and all capital plan projects for 1991; work is not to proceed on said projects unless authorization, in the form of a resolution of approval for each project and/or purchase is received from this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 562-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT TO PERSONNEL DEPARTMENT 1990 BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby

authorize the County Treasurer to transfer the sum of \$5,986.00 from Contingent Account A1990 to Personnel Department 1990 Personal Services Account 1430.1.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 563-1290

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING ALL POSITIONS NOT BUDGETED

BE IT RESOLVED, that effective January 1, 1991, all positions for which an appropriation has not been included in the 1991 County budget are hereby abolished; and be it

FURTHER RESOLVED, that all County Departments re 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 position to insure that nonbudgeted positions are abolished and removed from the 1991 salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 564-1290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING A LETTER OF AMENDMENT TO A CONTRACT FOR REVIEW OF PROCUREMENT DOCUMENTS REGARDING COUNTYWIDE SOLID WASTE COLLECTION AND RECYCLING

WHEREAS, Resolution No. 485-1089 approved a contract with Barton and Loguidice Engineers, P.C.; and

WHEREAS, Article IV of said contract stipulates that additional services may be performed if requested and approved in writing by the county;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby approves and authorizes the Chairman of the Legislature to sign a letter of amendment, dated

December 5, 1990, with Barton and Loguidice, P.C., to provide services in relation to procurement of a countywide contract for curbside collection of solid waste and recyclables; the work scope of the letter of amendment shall not exceed \$7,500.00 unless authorized by this Legislature.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Bower; 0 absent.

During discussion of the previous resolution, the Board members expressed concern regarding the service that GLOW was providing for Orleans County. The County Attorney explained that the people from GLOW have been working on the "larger picture". They have been talking about a plan for a four-county consortium, not a plan for Orleans County only. GLOW has put out a generic law that could be adopted by a town that says there will be mandatory recycling set by the board - nothing that would help the County-wide pick up. They have no specifications for bidding a project that is being anticipated by Orleans County.

Legislator Berger noted that Cornell University has done research regarding recycling, etc. that is available and asked if GLOW uses their information. Mr. Berger noted that there is a booklet from GLOW and that it contains all the information that the Cornell booklet contains. Legislator McCarthy said that Cornell has taken on the education part of the recycling project from GLOW.

Legislator Tuohy asked if the Committee was getting specifications together to go out for bid for roadside pick-up. She said the Town Boards in her districts were asking about this. It was noted that some of the towns had gone forward and gotten containers out for recycling, and the Chairman commented that the Village of Albion had done this also. Legislator Bennett stated that GLOW did provide some plans that the Town of Barre did use. Legislator Bower said that was his concern - the towns have proceeded on their own and said he wanted to know what GLOW is doing.

RESOLUTION NO. 565-1290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT WITH COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY TO PROVIDE ECONOMIC DEVELOPMENT SERVICES

WHEREAS, the County of Orleans Industrial Development Agency is organized for the purposes of promoting and encouraging economic development within the county; and

WHEREAS, the Orleans County Legislature and the County of Orleans Industrial Development Agency are desirous of consummating an agreement to continue a comprehensive and aggressive economic development program in Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an agreement between the County of Orleans and the County of Orleans Industrial Development Agency providing professional staff to continue a local industry retention and expansion program; said agreement to be in effect from this date to December 31, 1991 at a cost not to exceed \$39,616.50; and be it

FURTHER RESOLVED, that upon the submission of a voucher to the County for auditing purposes, payments shall be made by the County to the IDA as follows:

1991:

January, 1, 1991	\$9,900.00
April 1, 1991	9,900.00
July 1, 1991	9,900.00
October 1, 1991	9,916.50

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 566-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CONTINUING PART-TIME TYPIST POSITION IN THE OFFICE OF SELF INSURANCE

WHEREAS, monies have been appropriated and approved in the 1991 budget;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby continue the position of Part-time typist in the Office of Self-Insurance for up to seven (7) hours per week; said position is to be Grade 3, Step 1 on the salary schedule.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Tuohey withdrew the next resolution on

the agenda entitled RESOLUTION CREATING PART-TIME
TYPIST POSITION IN THE OFFICE OF PERSONNEL.

RESOLUTION NO. 567-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING VARIOUS AGREEMENTS FOR ORLEANS
COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby
approve the various service agreements listed below for
the Orleans County Nursing Home for the calendar year
1991:

1. Agreement with John P. Fernandez, M.D. for
services as Medical Director, at an annual salary
of \$5200.00;
2. Agreement with John P. Fernandez, M.D. for
services as Staff Physician, at an annual salary
of \$10,000.00;
3. Agreement with Dr. Gina Teresi for Podiatry
Services, at no charge to the facility;
4. Agreement with Lisa Misiti, C.S.W. to provide
duties and services as Social Work Consultant, at
a cost of \$30.00 per hour.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger withdrew the resolution entitled
RESOLUTION APPROVING AGREEMENT WITH DIVISION OF
CRIMINAL JUSTICE SERVICES RE GRANT AWARD from the
agenda.

Legislator Berger, with second by Legislator
Bower, introduced a resolution entitled RESOLUTION
ESTABLISHING THE SALARY FOR THE DISTRICT ATTORNEY FOR
CALENDAR YEAR 1991. During discussion, the District
Attorney, Mr. Cropsey, said, "I would like to make it
clear. I had proposed that the District Attorney's
salary be reduced so that a Third Assistant District
Attorney position could be created. In September, the
Legislature agreed to it (third position). I do not
agree that this be reduced to \$42,000 without a third
position. I feel I should have \$52,000, the same as
Mr. Punch received, as long as I do not get a third
assistant."

The County Attorney said, "My opinion is that when he ran for the office (of District Attorney), that started a new term. It is my feeling the Legislature may set the salary for that position. You are not saddled with the salary that was in place for Mr. Punch."

Legislator McCarthy noted, "When Mr. Green was elected sheriff, they said he was elected to the job at that salary. I feel Mr. Cropsey deserves the same courtesy."

When asked if he wanted a third assistant, Mr. Cropsey said, "I don't know if I can get a third assistant.....Consequently, I wouldn't want to keep my salary at \$52,000 unless I could get a third assistant at \$13,125. You had cut me, eliminated the one-quarter secretary position - that money I proposed to give to Mr. Church. I am still asking that that money go to Mr. Church. He is now receiving \$12,500 and in 1991, he will be receiving \$13,125. I am still asking you to allow me to use that \$3,000 for Mr. Church's salary."

Legislator Swiercznski said, "I think to get it squared away - let's get it done next Friday." The rest of the Board agreed and the resolution setting the District Attorney's salary for 1991 was tabled until January 4, 1991.

Legislator Berger, with second by Legislator Bennett, introduced a resolution entitled RESOLUTION REINSTATING PREVIOUS CONTINUOUS FULL-TIME EMPLOYMENT CREDIT WITH THE COUNTY OF ORLEANS. During discussion, Mr. Dudek explained that basically, the Board had authorized the same privilege for the Director of the Health Department, Andrew Lucyszyn, and the Tourism Director, Don White. Legislator Bower felt the real problem was with the longevity, and asked Mr. Dudek to make a list of county employees who may qualify for longevity that have a break in service somewhere along the line. Mr. Dudek noted that when the Board did the resolution regarding the request for the Tourism Director, that everybody who voted on Mr. White's resolution agreed that longevity would be included. When asked how this situation was handled with Union people, Mr. Dudek explained that Union people are covered under the contract. The following resolution was then adopted:

RESOLUTION NO. 568-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REINSTATING PREVIOUS CONTINUOUS FULL-TIME
EMPLOYMENT CREDIT WITH THE COUNTY OF ORLEANS

WHEREAS, David Green had eight (8) years and four (4) months previous service from March 16, 1970 to July 17, 1978, returning to County employment on January 1, 1979;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the reinstatement of David Green's previous years service, and that he be given the credit and benefits appropriate to the twenty (20) years and four (4) months total service to the County with no change in annual salary base.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 569-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING SALARY INCREASE FOR EMPLOYEES
COVERED BY THE MANAGEMENT COMPENSATION PLAN

RESOLVED, that this Legislature does hereby authorize a five percent (5%) increase to the salary schedule of employees covered by the Management Compensation Plan; and be it

FURTHER RESOLVED, that all of said employees who are eligible, shall also receive an increment; and be it

FURTHER RESOLVED, that the allotment for mileage reimbursement is hereby increased to twenty-six cents (\$0.26) per mile; and be it

FURTHER RESOLVED, that the aforementioned increases shall become effective January 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Tuohey moved to remove from the table the resolution approving an agreement between David Schubel, Attorney and the Orleans County Self-Insurance Program. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 570-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH DAVID SCHUBEL,
ATTORNEY AND ORLEANS COUNTY SELF-INSURANCE PROGRAM

RESOLVED, that this Legislature does hereby approve the agreement between David Schubel, Attorney, Medina, New York and County Self-Insurance Program which provides for legal services for the County Self-Insurance Program; said agreement to be effective January 1, 1991 through December 31, 1991 at an annual cost of \$13,125.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled RESOLUTION CREATING TEMPORARY FULL-TIME CLERK POSITION IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT was withdrawn from the agenda by Legislator Berger.

RESOLUTION NO. 571-1290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION ESTABLISHING CHAIN OF COMMAND AT THE ORLEANS COUNTY HIGHWAY DEPARTMENT

BE IT RESOLVED, that in the absence of the Superintendent of Highways and the Deputy Superintendent of Highways, the Deputy Administrative Assistant to the Highway Superintendent, be and hereby is designated to carry on normal operations as needed.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Berger, introduced a resolution entitled RESOLUTION AUTHORIZING PLACEMENT OF CERTAIN INSURANCES. During discussion of this resolution, Mr. Dudek explained that three of the County's policies expire January 1, 1991, and that Albion Agencies' quotation was the lowest in price. With regard for the Nursing Home insurance, Mr. Dudek said Albion Agencies was the only agency to submit a quotation. Mr. Dudek explained that he wanted to have these policies in place by the first of the year. The Public Officials Liability insurance expires February 1, 1991, and Albion Agencies will extend that policy for one more month. The following resolution was then adopted.

RESOLUTION NO. 572-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PLACEMENT OF CERTAIN INSURANCES

BE IT RESOLVED, that the Chief Administrative Officer is hereby authorized to place insurance with the Albion Agencies, Inc. for Boiler & Machinery coverage, Crime coverage and Health Care Facility coverage for the calendar year 1991 for an annual cost of \$1445, \$3392 and \$17,766, respectively; and be it

FURTHER RESOLVED, that the Legislature hereby authorizes an extension of the Public Officials and Employee Liability to February 1, 1991 at the prorated premium of approximately \$1,747.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 573-1290

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AWARDING PRINTING BID FOR ORLEANS COUNTY TRAVEL GUIDE

WHEREAS, bids for the printing of 100,000 Orleans County Travel Guides were received and reviewed by the Committee;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby award the bid for the printing of 100,000 Orleans County Travel Guides to Remley & Company, Inc., 3816 Oak Orchard Road, Albion, New York 14411; total price for printing is to be \$32,510.00, with a unit price of \$0.3251 (50% reimbursement through the "I Love New York" program).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 574-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION CREATING FULL-TIME TEMPORARY CORRECTION OFFICER POSITION IN COUNTY JAIL

RESOLVED, that this Legislature does hereby create one (1) full-time Temporary Correction Officer Position in the Orleans County Jail at Step 1, Grade 3; said position is needed as a result of the latest ruling from the NYS Commission of Correction indicating that additional staff is needed to run the jail and is retroactive to December 11, 1990; said position will reduce overtime.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 575-1290

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION CREATING AN ACCOUNT CLERK TYPIST POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the Education and Transportation portion of the Physically Handicapped Children's Program is to be administered by the County Health Department starting January 1, 1991; and

WHEREAS, the Mental Health Department has terminated an Account Clerk Typist position;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create an Account Clerk Typist position in the County Health Department at Grade 5, Step 1 of the CSEA salary schedule, effective January 2, 1991.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator McCarthy; 0 absent.

RESOLUTION NO. 576-1290

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING DEPARTMENT OF SOCIAL SERVICES TITLE XX PLAN FOR 1991

RESOLVED, that the Department of Social Services Title XX Plan for 1991 as presented by the Commissioner of Social Services is hereby approved by this Legislature.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Tuohey; 0 absent.

RESOLUTION NO. 577-1290

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ORLEANS COUNTY MARINE PARK ACCOUNT H7180

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$11,714.50 to Suburban Electric of Albion, Inc., Albion, New York in payment of Application No. 3; said payment is made less discretionary withholding per paragraph 32 and 33 of County of Orleans General Bid Specifications, as stated in letter dated December 7, 1990 from Carl Tuohey Associates.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

RESOLUTION NO. 578-1290

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING REIMBURSEMENT TO ROAD FUND AND
GENERAL FUND TRANSFER OF APPROPRIATION

WHEREAS, New York State has legislated a 67.086% contribution from municipalities based on the estimated savings to counties because of no retirement billing in 1990; and

WHEREAS, this contribution of \$127,504 was deducted from the Road Fund CHIPS Revenue;

NOW, THEREFORE, BE IT RESOLVED, the General Fund and Nursing Home are to make payments to the Road Fund of \$103,916 and \$23,588 respectively; and be it

FURTHER RESOLVED, that the County Treasurer be authorized to transfer \$103,916 from (Retirement Appropriation) A9010.628 to a new appropriation designated by New York State Audit and Control (Contribution to New York State) A1996-628.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 579-1290

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING UNPAID LEAVE OF ABSENCE FOR
KATHLEEN SMITH

BE IT RESOLVED, that, pursuant to a request from Mrs. Kathleen Smith, Day Care Examiner in the County Department of Social Services, Child and Family Services Unit, this Legislature does hereby authorize Mrs. Smith, an unpaid leave of absence from January 4, 1991 to January 11, 1991.

Adopted. 7 ayes; 0 nays; 0 absence.

Legislator Tuohey introduced Local Law No.3-Intro of 1990 entitled A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM.

Chairman Billings recessed the meeting at 6:50 p.m. and reconvened at 7:00 p.m.

Legislator Tuohey explained to the Board that certain adjustments would have to be made in the Sheriff's budget accounts, but that it could be done at the next meeting.

Legislator Bennett, with second by Legislator McCarthy, moved to go into executive session to discuss a personnel matter. Motion carried.

Meeting recessed at 7:08 p.m.

Meeting reconvened at 8:00 p.m.

Legislator Bower, with second by Legislator Tuohey, moved to adjourn. Motion carried.

Meeting adjourned at 8:00 p.m.

Sine die.

COUNTY EQUALIZATION TABLE

Apportionment of County Taxes Using NYS Equalization Rates

Name of Town	Taxable Value	Equalization Rate	Full Valuation	Rate	Amount of 1991 Tax Levy
Albion	117,887,639	107.84	109,317,172.66	.13771997	976,539.53
Barre	47,287,954	96.08	49,217,271.02	.06200491	439,662.06
Carlton	104,124,457	127.28	81,807,398.65	.10306261	730,792.44
Clarendon	64,603,712	121.46	53,189,290.30	.06700894	475,144.45
Gaines	56,278,841	110.09	51,120,756.65	.06440296	456,666.06
Kendall	82,424,235	108.15	76,212,884.88	.09601453	680,816.18
Murray	102,460,820	109.51	93,562,980.55	.11787253	835,806.06
Ridgeway	120,463,096	91.41	131,783,279.73	.16602323	1,177,231.21
Shelby	88,340,752	102.97	85,792,708.56	.10808338	766,393.52
Yates	55,263,171	89.48	61,760,360.97	.07780694	551,710.49
Totals	839,134,677		793,764,103.97	1.00000000	7,090,762.00

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Average County Tax Rate 8.45008816

1991 Estimated Sales Tax to Towns

Town	Population 1980 Census*	Rate	Amount Apportioned to Towns
Albion	6446	.16744597	214,203.58
Barre	2164	.05621363	71,910.72
Carlton	2818	.07320241	93,643.45
Clarendon	2148	.05579801	71,379.05
Gaines	2692	.06992934	89,456.41
Kendall	2388	.06203242	79,354.35
Murray	4754	.12349335	157,977.63
Ridgeway	7278	.18905860	241,851.32
Shelby	5361	.13926122	178,148.52
Yates	2447	.06356505	81,314.97
Totals	38496	1.00000000	1,279,240.00

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* Final figures for 1990 Census will not be available for use until April 1991.

1991 Sales Tax Apportioned to Towns - Outside

Town	Sales Tax Apportioned to Towns	% Due Village	Amount Due Village	Amount Due Towns - Outside
Albion	214,203.58	63.95%	136,983.19	77,220.39 (Credit on Taxes)
Barre	71,910.72	-	-	71,910.72 (Cash to Town)
Carlton	93,643.45	-	-	93,643.45 (Cash to Town)
Clarendon	71,379.05	-	-	71,379.05 (Cash to Town)
Gaines	89,456.41	26.42%	23,634.38	65,822.03 (Cash to Town)
Kendall	79,354.35	-	-	79,354.35 (Credit on Taxes)
Murray	157,977.63	33.38%	52,732.93	105,244.70 (Cash to Town)
Ridgeway	241,851.32	47.30%	114,395.67	127,455.65 (Credit on Taxes)
Shelby	178,148.52	44.67%	79,578.94	98,569.58 (Cash to Town)
Yates	81,314.97	27.98%	22,751.93	58,563.04 (Cash to Town)
	\$1,279,240.00		\$430,077.04	\$849,162.96

1991 Sales Tax Apportioned to Villages

Town	Taxable Value Town	Taxable Value Village	% Due Village	Amount Due Village
Albion	115,148,250	73,637,756	63.95%	136,983.19
Gaines	55,995,080	14,796,141	26.42%	23,634.38
Murray	99,332,183	33,161,126	33.38%	52,732.93
Ridgeway	117,212,802	55,436,689	47.30%	114,395.67
Shelby	85,815,207	38,337,007	44.67%	79,578.94
Yates	54,552,749	15,265,408	27.98%	22,751.93
Total				\$430,077.04

I. ABSTRACT OF TAX ROLLS
Assessments, Tax Rates and Tax Levies

Collector	Albion Nancy Miles	Barre Janice Grabowski	Carlton Pamela Rush	Clarendon Donna DeFillippo	Gaines Margaret F. Miles	Kendall Virginia Devhurst	Murray Jennifer Piedmonte	Ridgeway June Stalker	Shelby Mildred Green	Yates Lawrence Brown	
	Marline Bank										
County General Fund - Outside											
Assessment	41,217,215	46,326,710	101,472,178	52,979,407	40,059,307	79,762,533	66,171,057	61,515,794	47,294,953	38,938,828	585,737,982
Tax rate per 1000	2,659,995.00	9,588,491.00	7,131,423.00	7,584,710.99	8,377,388.81	7,552,292.63	8,449,119.3	8,035,991.21	8,972,389.08	10,251,246.65	
Taxes Levied	274,901.08	442,830.03	732,007.53	477,681.86	335,592.39	602,389.99	559,126.37	494,340.38	424,348.72	399,171.53	4,742,369.88
County General Fund - Inside											
Assessment	73,216,961										
Tax rate per 1000	8,544,571.91										
Taxes Levied	625,778.48										
General Levy For Town Tax											
Assessment	115,148,250	46,458,855	103,886,861	63,889,748	55,995,080	80,703,889	99,332,183	117,212,802	85,815,207	54,552,749	
Tax rate per 1000	0.36584143	1.70664990	0.58922754	2.40587895	2.45421591	2.29513167	1.41358651	1.51040294	1.88816185	5.07626114	
Taxes Levied	42,126.00	79,289.00	61,213.00	153,711.00	126,225.00	185,240.74	121,144.20	153,596.00	162,033.00	276,924.00	1,361,501.94
General Levy For Highways Townwide											
Assessment	115,148,250	46,458,855	103,886,861	63,889,748	55,995,080	80,703,889	99,332,183	117,212,802	85,815,207	54,552,749	
Tax rate per 1000	1.21784880	8.72098548	2.10806251	2.66756413	1.04830639	1.13581590	0.46088326	2.34113506	0.93171132	2.21217083	
Taxes Levied	140,235.00	405,167.00	219,000.00	170,430.00	58,700.00	91,664.76	45,780.54	274,411.00	79,955.00	120,680.00	822,995,624
General Levy For Highways Outside											
Assessment	41,510,494										
Tax rate per 1000	1.56788793										
Taxes Levied	81,688.00										
General Outside - Village											
Assessment	41,510,494										
Tax rate per 1000	0.02560798										
Taxes Levied	1,063.00										
Water Dist. 1 Murray (WD321)											
Assessment											
Tax Rate per 1000											
Taxes Levied											
Water Dist. 1 Murray (WD321)											
Total Front Footage											
Tax Rate Per Foot											
Taxes Levied											
Light District											
Assessment											
Tax Rate per 1000											
Taxes Levied											
Light Taxes Dist. 1 Kendall											
Assessment											
Tax rate per 1000											
Taxes Levied											
Light Taxes Dist. 2 Morton											
Assessment											
Tax rate per 1000											
Taxes Levied											
Light Taxes Dist. 1 Fancher											
Assessment											
Tax rate per 1000											
Taxes Levied											
Light Taxes Dist. 2 Hulberton											
Assessment											
Tax rate per 1000											
Taxes Levied											
Light Taxes Dist. 3 Brockville											
Assessment											
Tax rate per 1000											
Taxes Levied											
Light Taxes Dist. 1 (Shelby)											
Assessment											
Tax rate per 1000											
Taxes Levied											
Light Taxes Dist. 2 (Millville)											
Assessment											
Tax Rate per 1000											
Taxes Levied											
Fire Protection Dist.											
Assessment											
Tax rate per 1000											
Taxes Levied											

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II. ABSTRACT OF TAX ROLLS
Amount and Purpose of Taxes for Town Expenditure

	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates	Totals
GENERAL TOWN LEVIES											
General Town:	42,126.00	79,289.00	61,213.00	153,711.00	126,225.00	185,240.74	121,144.20	153,596.00	162,033.00	276,924.00	1,361,501.94
Outside	1,063.00							31,379.00		17,673.00	50,115.00
Town Highway Levies:											
Townwide	140,235.00	405,167.00	219,000.00	170,430.00	58,700.00	91,664.76	45,780.54	274,411.00	79,955.00	120,680.00	1,606,063.30
Outside	81,688.00							101,048.00		115,925.00	298,661.00
District Expenses:											
Kendall Light D.#1						3,200.00					3,200.00
Kendall Light D.#2						2,100.00					2,100.00
Fancher Light D.#1							1,475.00				1,475.00
Hulberton Light D.#2							3,730.00				3,730.00
Brockville Light D.#3							1,050.00				1,050.00
Light Dist.		1,750.00	5,500.00					3,100.00			10,350.00
Shelby Light Dist.									3,400.00		3,400.00
#1 (Shelby)											
Shelby Light Dist.									1,500.00		1,500.00
#2 (Millville)											36,000.00
Fire Dist.		36,000.00									36,000.00
Fire Protection Dist.	26,500.00		61,600.00	68,900.00	21,450.00		15,200.00	60,000.00	56,871.00	29,744.00	340,265.00
Kendall Fire Dist.#1						44,395.00					44,395.00
Horton Fire Dist.#2						36,259.53					36,259.53
Fancher-Hulberton							43,495.00				43,495.00
Murray Fire Dist.#2						7,603.45	7,343.28				14,946.73
Water Dist.										300.00	300.00
Yates Water Dist.#1											
Ridgeway Water								19,203.80			19,203.80
Dist. (63)											
Ridgeway Water											
Improvement								8,000.00			8,000.00
(Benefitted 31-E)											
Ridgeway Water											
Non-Improvement								8,000.00			8,000.00
(Non-benefitted 31-E)											
Carlton Water			83,627.00								83,627.00
Dist. WD241			5,180.00								5,180.00
Dist. WD242			2,629.80								2,629.80
Dist. WD243								22,000.00			22,000.00
Knowlesville Sewer Dist.									1,307.16		1,307.16
Special Court Ordered Assessment											
Murray Water Dist.#2			27.60		1,311.31		46,040.64	798.93	150.00	1,849.48	46,040.64
Reassessed Water Bills				29.48		.86	493.07				4,630.39
Agricultural Roll Back											30.34
Total Taxes Levied for											
Town Expenditure											
to Supervisor	291,612.00	522,206.00	438,777.40	393,070.48	207,686.31	370,464.34	285,751.73	681,536.73	303,909.00	564,402.64	4,059,416.63

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans upon the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of said Board for the year 1990.

Dated at Albion, New York this 28th day of December, 1990.

Lois M. Brandt
Lois M. Brandt, Clerk of the Legislature

ABSTRACT NO. III
Amount and Purpose of Taxes For County Expenditure

Town	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates	Totals
Supervisor	Donald Brace, Jr.	Jon Peglow	Lawrence R. Higley	Harold R. Piedmont	Ronald Radzinski	Michael Paduchak	James J. Piedimonte	George Mufford	John W. Fox	Robert E. Lunn	
Town Accounts & Charges											
General Co. Expense	976,539.53	439,662.06	730,792.44	475,144.45	456,666.06	680,816.18	835,806.06	1,177,231.21	766,393.52	551,710.49	7,090,762.00
Less Sales											
Tax Credit	77,220.39					79,354.35		127,455.65			284,030.39
Amount to be raised by taxes	899,319.14	439,662.06	730,792.44	475,144.45	456,666.06	601,461.83	835,806.06	1,049,775.56	766,393.52	551,710.49	6,806,731.61
Erroneous											
Refunded Taxes	118.90	971.43	24.37			11.67	57.05	268.92	321.37		1,773.71
Charge-back:											
Tax Processing	1,041.52	1,996.54	990.72	2,337.41	1,837.47	716.49	3,241.54	1,262.84	888.31	2,704.26	17,017.10
User Fees	200.00	200.00	200.00	200.00	200.00	200.00	200.00	200.00	200.00	200.00	2,000.00
Total Amount to be Raised By County											
Taxes	900,679.56	442,830.03	732,007.53	477,681.86	458,703.53	602,389.99	839,304.65	1,051,507.32	767,481.83	554,936.02	6,827,522.42
Specific Levies for Reimbursement of County Returned											
School Taxes	277,181.69	128,884.97	233,033.60	156,815.53	114,803.82	101,520.48	216,402.99	279,446.54	245,319.57	128,528.88	1,881,938.07
Agricultural Roll											
Back Tax			47.45			2.65					50.10
Barre Watershed		9,112.43									9,112.43
Clarendon Watershed				7,729.57							7,729.57
Total Payable to County Treasurer											
from Taxes Levied & All Other Sources	1,177,861.25	580,827.43	965,041.13	642,274.41	573,507.35	703,913.12	1,055,707.64	1,330,953.86	1,012,801.40	683,465.00	8,726,352.59

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans in the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of said board for the year 1990.

Dated at Albion, New York, this 28th day of December, 1990.

Lois M. Brandt
Lois M. Brandt, Clerk of the Legislature

SUMMARY OF TOWN BUDGET

ALBION

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 337,868	\$ 277,742	\$ 18,000	\$ 42,126
B	General-Outside Village	31,868	25,805	5,000	1,063
DA	Highway-Townwide	225,735	46,500	39,000	140,235
DB	Highway-Outside Village	120,188	33,500	5,000	81,688
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Fire District	26,500		26,500	
Totals		\$ 742,159	\$ 383,547	\$ 67,000	\$ 291,612

TOWN OF ALBION
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>\$ 4,725.00</u>
<u>Clerk</u>	<u>\$ 16,663.00</u>
<u>Highway Superintendent</u>	<u>\$ 28,938.00</u>
<u>Tax Collector</u>	<u>\$ 1,785.00</u>
<u>Town Justices (each)</u>	<u>\$ 4,882.50</u>
<u>Councilmen (each)</u>	<u>\$ 2,415.00</u>
<u>Assessor</u>	<u>\$ 15,684.00</u>

		Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
Code	Fund				
A	General	\$ 226,875	\$ 130,086	\$ 17,500	\$ 72,289
B	General-Outside Village				
DA	Highway-Townwide	539,983	104,816	30,000	405,167
DB	Highway-Outside Village				
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Barre Light #1	2,100	50	300	1,750
	Barre Fire Dist.	37,000		1,000	36,000
	Totals	\$ 805,958	\$ 2,349	\$ 48,800	\$ 522,206

TOWN OF BARRE
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>\$5000.00</u>
<u>Clerk</u>	<u>\$12500.00</u>
<u>Highway Superintendent</u>	<u>\$31000.00</u>
<u>Tax Collector</u>	<u>\$ 1600.00</u>
<u>Town Justices (each)</u>	<u>\$ 3500.00</u>
<u>Councilmen (each)</u>	<u>\$ 1200.00</u>
<u>Assessor</u>	<u>\$10750.00</u>

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 258,713	\$ 167,500	\$ 30,000	\$ 61,213
B	General-Outside Village				
DA	Highway- Townwide	454,000	205,000	30,000	219,000
DB	Highway-Outside Village				
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Waterport Lights	6,000		500	5,500
	Carlton Water	266,237	164,800	10,000	91,436.80
	Carlton Fire	61,600			61,600
	Totals	\$1,046,550	\$ 537,300	\$ 70,500	\$ 438,749.80

OFFICIAL	SALARY
Supervisor	5,292.00
Clerk/Tax Collector	12,679.00
Highway Superintendent	27,563.00
	5,402.00 (Woolston)
Town Justices (each)	4,961.00 (Blake)
Councilmen (each)	1,543.50
Assessor	15,750.00

TOWN OF CLARENDON
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

OFFICIAL	SALARY
<u>Supervisor</u>	<u>6,000</u>
<u>Clerk</u>	<u>14,000</u>
<u>Highway Superintendent</u>	<u>29,000</u>
<u>Tax Collector</u>	<u>2,550</u>
<u>Town Justices (each)</u>	<u>11,800</u>
<u>Councilmen (each)</u>	<u>9,000</u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 192,225	\$ 66,000	\$ _____	\$ 126,225
B	General-Outside Village	31,200	20,375	10,825	_____
DA	Highway-Townwide	115,800	32,100	25,000	58,700
DB	Highway-Outside Village	_____	_____	_____	_____
CD	Community Development	_____	_____	_____	_____
CF	Federal Revenue Sharing	_____	_____	_____	_____
L	Public Library Fund	_____	_____	_____	_____
V	Debt Service Fund	_____	_____	_____	_____
		_____	_____	_____	_____
S	Special Districts: (List each separately)				
	Water District	63,226	52,800	10,426	_____
	Fire District	21,500	_____	50	21,450
		_____	_____	_____	_____
		_____	_____	_____	_____
		_____	_____	_____	_____
		_____	_____	_____	_____
		_____	_____	_____	_____
	Totals	\$ 493,581	\$ 240,905	\$ 46,251	\$ 206,375

TOWN OF GAINES
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>\$ 5,500</u>
<u>Clerk</u>	<u>8,600</u>
<u>Highway Superintendent</u>	<u>19,800</u>
<u>Tax Collector</u>	<u>1,200</u>
<u>Town Justices (each)</u>	<u>5,500 (Leigh)</u> <u>6,000 (Carr)</u>
<u>Councilmen (each)</u>	<u>1,200</u>
<u>Assessor</u>	<u>11,600</u>

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 261,370.74	\$ 66,130	\$ 10,000	\$185,240.74
B	General-Outside Village				
DA	Highway- Townwide	191,214.76	79,550	20,000	91,664.76
DB	Highway-Outside Village				
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Kendall Light	4,800.00		1,600	3,200.00
	Morton Light	3,000.00		900	2,100.00
	Kendall Water	7,603.45			7,603.45
	Kendall Fire	44,395.00			44,395.00
	Morton Fire	36,259.53			36,259.53
	Totals	\$ 548,643.48	\$ 145,680	\$ 32,500	\$ 370,463.48

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TOWN OF KENDALL
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

OFFICIAL	SALARY
Supervisor	10,000
Clerk	12,250
Highway Superintendent	26,030
Tax Collector	2,300
Town Justices (each)	4,500 (Jurhs) 3,350 (Drennan)
Councilmen (each)	1,700
Assessor	16,500

SUMMARY OF TOWN BUDGET
MURRAY

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$305,685.20	\$ 80,466	\$ 104,075.00	\$ 121,144.20
B	General-Outside Village	38,644.00	33,250	5,394	
DA	Highway- Townwide	161,520.09	65,000	50,739.55	45,780.54
DB	Highway-Outside Village	157,780.23	107,780.23	50,000	
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Fancher Lt. I	2,625.00	150	1,000.00	1,475.00
	Hulberton Lt. II	4,880.00	150	1,000.00	3,730.00
	Brockville Lt. III	2,000.00	150	800.00	1,050.00
	Water Dist. I	18,343.28	6,000.00	5,000.00	7,343.28
	Murray Fire	17,200.00		2,000.00	15,200.00
	F H M Fire	43,495.00			43,495.00
	Totals	\$ 752,172.80	\$ 292,946.23	\$ 220,008.55	\$ 239,218.02

TOWN OF MURRAY
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>\$ 7,500.00</u>
<u>Clerk/Tax Collector</u>	<u>15,750.00</u>
<u>Highway Superintendent</u>	<u>30,000.00</u>
<u>Tax Collector</u>	<u></u>
<u>Town Justices (each) (2)</u>	<u>5,750.00</u>
<u>Councilmen (each) (4)</u>	<u>2,000.00</u>
<u>Assessor Chairman</u>	<u>8,000.00</u>
<u>Assessors (2)</u>	<u>6,125.00</u>

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 343,826	\$ 120,230	\$ 70,000	\$ 153,596
B	General-Outside Village	51,839	12,460	8,000	31,379
DA	Highway-Townwide	380,931	73,520	33,000	274,411
DB	Highway-Outside Village	179,548	73,500	5,000	101,048
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Knowlesville Light	3,300	100	100	3,100
	Knowlesville Sewer	24,000	300	1,700	22,000
	Ridgeway Fire	60,000			60,000
	Water	59,083	53,000	6,083	
	31 E. Water	16,000			16,000
	63 Water	24,318.75		5,115.11	19,203.64
	Totals	\$ 1,142,845.75	\$ 333,110	\$ 12,899.11	\$ 680,737.64

TOWN OF RIDGEWAY
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>8000.00</u>
<u>Clerk</u>	<u>19000.00</u>
<u>Highway Superintendent</u>	<u>27300.00</u>
<u>Tax Collector</u>	
	8800.00 LAKE
<u>Town Justices (each)</u>	<u>7700.00 HEILIGENTHALER</u>
<u>Councilmen (each)</u>	<u>3000.00</u>
<u>Assessor</u>	<u>20800.00</u>

SUMMARY OF TOWN BUDGET

SHELBY

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 344,262	\$ 122,229	\$ 60,000	\$ 162,033
B	General-Outside Village	31,688	10,900	20,788	
DA	Highway- Townwide	231,955	120,000	32,000	79,955
DB	Highway-Outside Village	203,146	102,300	100,846	
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Shelby Light	3,400			3,400
	Millville Light	1,600		100	1,500
	Shelby Water #1	33,333	33,333	32,100	
	Shelby Water #2	9,400	9,400	4,000	
	Shelby Fire	38,661			38,661
	E. Shelby Fire	18,210			18,210
	Special District	104,604	42,733	100	61,771
	Totals	\$ 951,755	\$ 434,262	\$ 213,734	\$ 303,759

TOWN OF SHELBY
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>\$ 5,000.00</u>
<u>Clerk</u>	<u>19,063.00</u>
<u>Highway Superintendent</u>	<u>29,437.00</u>
<u>Tax Collector</u>	<u>combined with Town Clerk</u>
<u>Town Justices (each)</u>	<u>5,128.00</u>
<u>Councilmen (each)</u>	<u>2,751.00</u>
<u>Assessor</u>	<u>22,622.00</u>

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 377,464	\$ 55,540	\$ 45,000	\$ 276,924
B	General-Outside Village	45,707	13,034	15,000	17,673
DA	Highway-Townwide	259,800	109,120	30,000	120,680
DB	Highway-Outside Village	226,925	86,000	25,000	115,925
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Water Dist. #1	300			300
	Water Dist. #2	13,741	12,850	891	
	Fire District	29,744			29,744
	Totals	\$ 953,681	\$ 276,544	\$ 115,891	\$ 561,246

TOWN OF YATES
1991

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>\$6,210.00 BUDGET \$1,056.00</u>
<u>Clerk</u>	<u>\$25,080.00</u>
<u>Highway Superintendent</u>	<u>\$30,161.00</u>
<u>Tax Collector</u>	<u>-0-</u>
	<u>Neal \$3,420.00</u>
<u>Town Justices (each)</u>	<u>Hedges \$4,176.00</u>
<u>Councilmen (each)</u>	<u>\$1,848.00</u>
<u>CHAIRPERSON</u>	<u>\$5,844.00</u>
<u>Assessor</u>	<u>\$5,544.00</u>

Form 1
Footings of Assessment Roll
Town of Albion
1990

	Outside 342089	
	County	Town
Real Property	37,504,216	37,797,495
Public Service	1,719,690	1,719,690
R.R. Property	910,247	910,247
Special Franchise	1,083,062	1,083,062
Total Outside	41,217,215	41,510,494

	Inside 342001	
Real Property	67,162,220	67,563,015
Public Service	2,094,845	2,094,845
R.R. Property	646,631	646,631
Special Franchise	3,333,265	3,333,265
Total Inside	73,236,961	73,637,765

Total Roll	114,454,176	115,148,250
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Fire Protection Dist. (FD201)	42,829,049
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Land Value:	Outside	Inside
	10,917,180	11,635,500
Total Land	22,552,680	

Exemptions:	County/Town	County/Town
	Inside	Outside
Wholly Exempt - County	40,141,700	11,871,900
- Town	40,141,700	11,871,900
Partial Exempt - County	3,149,380	1,974,734
- Town	2,748,585	1,681,455

Form 3
Amount and Purpose of Taxes
For County Expenditure
Town of Albion
1990

General County Tax, Including Highways:	
Apportioned to Town	\$976,539.53
Less Sales Tax Credit	<u>77,220.39</u>
Amount to be raised by tax	\$899,319.14
General Town Tax:	
Erroneous & Refunded	\$ 118.90
Chargeback - Data Mgmt. Svcs.	738.30
Chargeback - Tax Bills/Mailers	303.22
Chargeback - User Fee (N.Y.S.)	<u>200.00</u>
Total Amt to be raised by tax	\$900,679.56
Special Levies:	
Returned School Tax	\$277,181.69
Total Levies for County Expenditure	
Payable to County Treasurer	\$1,177,861.25

Form 1
Footings of Assessment Rolls
Town of Barre
1990

	Town & County Swiss Code 342200	
	County	Town
Real Property	\$ 43,162,849	\$ 43,294,994
Public Service	2,464,882	2,464,882
Special Franchise	698,979	698,979
Total Roll	46,326,710	46,458,855
Light District		3,649,500
Fire District		48,495,146
Land Value		16,737,970
Barre Watershed		2,093.70 Acres
Exemptions:	County/Town	County/Town
	Inside	Outside
Wholly Exempt - County		899,800
- Town		899,800
Partial Exempt - County		2,735,406
- Town		2,603,261

Form 3
Amount and Purpose of Taxes
For County Expenditure
Town of Barre
1990

General County Tax, including Highways:
Apportioned to Towns \$ 439,662.06
Amount to be raised by tax \$ 439,662.06

General Town Tax
Erroneous & Refunded Taxes \$ 971.43
Chargeback - Data Mgmt Svcs. 1,845.00
Chargeback - Tax Bills/Mailers 151.54
Chargeback - Valuation Update 200.00
Total Amount to be raised by tax \$ 442,830.03

Special Levies:
Returned School Tax \$ 128,884.97

Barre Watershed \$ 9,112.43

Total Levies for County Expenditure
Payable to County Treasurer \$ 580,827.43

Form 1
Footings of Assessment Rolls
Town of Carlton
1990

	Swiss Code 342400	
	County	Town
Real Property	\$ 93,917,300	\$ 94,577,583
Public Safety	6,199,361	6,199,361
Special Franchise	1,355,517	1,355,517
Total Roll	101,472,178	103,886,861
Fire Protection District		107,008,634
Water District 1 (Units)		694
Water District 2		259
Water District 3		1,461
Light District		17,374,573
Land Value		36,042,014
Exemptions:	County/Town Inside	County/Town Outside
Wholly Exempt - County		4,777,600
- Town		4,777,600
Partial Exempt - County		6,276,975
- Town		3,862,292

Form 3
Amount and Purpose of Taxes
for County Expenditure
Town of Carlton
1990

General County Tax, including Highways:	
Apportioned to Towns	<u>\$ 730,792.44</u>
Amount to be raised by tax	\$ 730,792.44
General Town Tax:	
Erroneous & Refunded Taxes	\$ 24.37
Chargeback - Data Mgmt. Svcs.	702.30
Chargeback - Tax Bills/Mailers	288.42
Chargeback - User Fee (N.Y.S.)	<u>200.00</u>
Total Amount to be raised by tax	\$ 732,007.53
Special Levies:	
Returned School Tax	\$ 233,033.60
Total Levies for County Expenditure	
Payable to County Treasurer	\$ 965,041.13

Form 1
Footings of Assessment Roll
Town of Clarendon
1990

	Swiss Code 342600	
	County	Town
Real Property	\$ 58,982,752	\$ 59,356,193
Public Service	2,096,140	2,633,040
R.R. Property	78,759	78,759
Special Franchise	1,821,756	1,821,756
Total Roll	62,979,407	63,889,748
Fire Protection		65,588,976
Total Land		17,037,530
Clarendon Watershed		1,775.97
Ag Roll Back Tax		185.55
Exemptions:	County/Town Inside	County/Town Outside
Wholly Exempt - County		785,500
- Town		785,500
Partial Exempt - County		3,132,208
- Town		2,221,867

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Clarendon
1990

General County Tax including Highway:

Apportioned to Town	\$ 475,144.45
Amount to be raised by tax	\$ 475,144.45

General Town Tax

Erroneous and Refunded Taxes	
Chargeback of Data Mgmt Svcs.	\$ 2,160.00
Chargeback of Tax Bills/Mailer	177.41
Chargeback User File (NYS)	200.00
Total Amount to be raised by tax	\$ 477,681.86

Special Levies:

Returned School Tax	\$ 156,815.53
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Clarendon Watershed	\$ 7,729.57
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Total Levies for County Expenditure
Payable to County Treasurer

\$ 642,274.41

Form 1
Footings of Assessment Rolls
Town of Gaines
1990

		Swiss Code 342889	
		Outside	
	County		Town
Real Property	\$ 36,971,529	\$	37,195,661
Public Service	1,857,965		2,773,465
Special Franchise	1,229,813		1,229,813
Total Outside	\$ 40,059,307	\$	41,198,939

		Swiss Code 342801	
		Inside	
	County		Town
Real Property	\$ 13,868,660	\$	13,946,740
Public Service	513,619		513,619
Special Franchise	335,782		335,782
Total Inside	14,718,061		14,796,141
Total Roll	54,777,368		55,995,080

	County		Town
Fire Protection Dist. FD281		\$	48,796,184
Water Dist. WD281			14,502,501

Land Value:		Outside		Inside
	\$	11,428,000	\$	2,702,000
Total Land			\$	14,130,000

Exemptions:		County/Town		County/Town
		Inside		Outside
Wholly Exempt - County		450,000		2,818,400
- Town		450,000		2,818,400
Partial Exempt - County		528,900		6,758,006
- Town		450,820		5,618,374

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Gaines
1989

General County Tax including Highways:	
Apportioned to Town	<u>\$ 456,666.06</u>
Amount to be raised by tax	\$ 456,666.06
General Town Tax:	
Erroneous & Refunded Taxes	\$
Chargeback of Data Mgmt Svcs.	1,698.00
Chargeback of Data	139.47
Total amount to be raised by tax	<u>200.00</u>
	\$ 458,703.53
Special Levies:	
Returned School Tax	\$ 114,803.82
Total Levies for County Expenditure	
Payable to County Treasurer	\$ 573,507.35

Form 1
Footings of Assessment Rolls
Town of Kendall
1990

	Swiss Code 34300	
	County	Town
Real Property	\$ 764,248,396	\$ 77,189,752
Public Service	2,481,243	2,481,243
Special Franchise	1,032,894	1,032,894
Total Roll	79,762,533	80,703,889
Fire Dist. 1 FD301		60,864,584
Fire Dist. 2 FD302		22,678,008
Light Dist. 1 LD301		\$ 6,816,799
Light Dist. 2 LD302		5,363,365
Agriculture Roll Back Tax		6.50
Water Dist. WD301		28,249,008
Ag Roll Back Tax		7.10
Land Value		\$ 21,499,150
Exemptions:	County/Town Inside	County/Town Outside
Wholly Exempt - County		8,407,500
- Town		8,407,500
Partial Exempt - County		4,037,030
- Town		3,095,674

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Kendall
1990

General County Tax including Highways:

Apportioned to Towns	\$ 680,816.18
Less Sales Tax Credit	<u>79,354.35</u>
Amount to be raised by tax	\$ 601,461.83

General Town Tax

Erroneous & Refunded Taxes	\$ 11.67
Chargeback of Data Mgmt. Svcs.	507.90
Chargeback of Tax Bills/Mailers	208.59
Chargeback of User Fee (NYS)	<u>200.00</u>
Total amount to be raised by tax	\$ 602,389.99

Special Levies:

Returned School Tax	\$ 101,520.48
Agricultural Roll Back Tax	2.65

Total Levies for County Expenditure

Payable to County Treasurer	\$ 703,913.12
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Form 1
Footings of Assessment Roll
Town of Murray
1990

		Outside	343289
		County	Town
Real Property	\$	61,475,901	\$ 61,475,901
Public Service		1,718,148	1,718,148
R.R. Property		639,992	639,992
Special Franchise		2,337,016	2,337,016
Total Outside	\$	66,171,057	\$ 66,171,057
		Inside	343201
		County	Town
Real Property	\$	31,505,849	\$ 31,505,849
Public Service		398,605	454,175
R.R. Property		446,785	446,785
Special Franchise		809,887	809,887
Total Inside	\$	33,161,126	33,161,126
Total Roll		99,332,183	99,332,183
Light Dist. 1 LD321			\$ 2,546,582
Light Dist. 2 LD322			4,285,403
Light Dist. 3 LD323			2,200,090
Fancher-Hulberton-Murray Fire Dist.2 FD322			32,565,463
Fire Protection Dist. 1 FD321			36,094,395
Water Dist. WD321 (6897.26 ft)			3,196,209
Land Value:		Outside	Inside
		14,732,517	5,024,100
Total Land		19,756,617	
Exemptions:		County/Town Inside	County/Town Outside
Wholly Exempt - County		15,939,400	1,383,100
- Town		15,939,400	1,383,100
Partial Exempt - County		1,966,866	2,796,546
- Town		1,966,866	2,796,546

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Murray
1990

General County Tax including Highways:

Apportioned to Towns	\$ 835,806.06
Amount to be raised by tax	\$ 835,806.06

General Town Tax:

Erroneous & Refunded Tax	57.05
Chargeback of Data Mgmt. Svcs.	2,995.50
Chargeback of Tax Bills/Mailers	246.04
Chargeback of User Fee (NYS)	<u>200.00</u>

Total Amount to be raised by tax	\$ 839,304.65
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Special Levies:

Returned School Tax	\$ 216,402.99
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Total Levies for County Expenditure

Payable to County Treasurer	\$1,055,707.64
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Form 1
Footings of Assessment Rolls
Town of Ridgeway
1990

		Outside	
		Swiss Code 343489	
	County	Town	
Real Property	\$ 54,468,949	\$ 54,729,268	
Public Service	4,196,664	4,196,664	
R.R. Property	384,260	384,260	
Special Franchise	2,465,921	2,465,921	
Total Outside	\$ 61,515,794	61,776,113	

		Inside	
		Swiss Code 343401	
Real Property	\$ 50,719,485	\$ 51,013,960	
Public Service	2,098,833	2,098,833	
R.R. Property	299,055	299,055	
Special Franchise	2,024,841	2,024,841	
Total Inside	55,142,214	55,436,689	
Total Roll	116,658,008	117,212,802	

Fire Protection Dist. FD341	64,730,505
Light Dist. LD341	2,845,867
Sewer Dist. SD341	2,085,700
Water Dist. W1343 (31E) (73 Units)	4,812,200
Water Dist. W1344 (63) (42 Parcels)	1,680,900

Land Value:	Outside	Inside
	18,918,000	9,576,600

Total Land \$28,494,600

Exemptions:	County/Town	County/Town
	Inside	Outside
Wholly Exempt - County	22,275,242	9,853,900
- Town	22,275,242	9,853,900
Partial Exempt - County	2,636,382	3,179,827
- Town	2,341,907	2,919,508

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Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Ridgeway
1990

General County Tax including Highways:
Apportioned to Towns
Less Sales Tax Credit
Amount to be raised by tax

\$1,177,231.21
127,455.65
1,049,775.56

General Town Tax:
Erroneous & Refunded Tax
Chargeback of Data Mgmt. Svcs.
Chargeback Tax Bills/Mailer
Chargeback User Fee (NYS)
Total Amount to be raised by tax

\$ 268.92
895.20
367.64
200.00
\$1,051,507.32

Special Levies:
Returned School Taxes

\$ 279,446.54

Total Levy for County Expenditure
Payable to County Treasurer

\$1,330,953.86

Form 1
Footings of Assessment Rolls
Town of Shelby
1990

	Swiss Code 343689	
	Outside	
	County	Town
Real Property	\$ 41,753,011	\$ 41,936,258
Public Service	3,785,252	3,785,252
R.R. Property	365,333	365,333
Special Franchise	1,391,357	1,391,357
Total Outside	\$ 47,294,953	47,478,200

	Swiss Code 343601	
	Inside	
	County	Town
Real Property	\$ 36,539,648	36,635,283
Public Service	364,166	364,166
R.R. Property	139,318	139,318
Special Franchise	1,198,240	1,198,240
Total Inside	38,241,372	38,815,207
Total Roll	85,536,325	85,815,207

Fire Protection Dist. FD361	50,175,441
Light Dist. 1 (Shelby) LD361	3,404,100
Light Dist. 2 (Millville) LD362	1,259,100

Land Value:	Outside	Inside
	17,000,960	6,560,700
Total Land	23,561,660	

Exemptions:	County/Town	County/Town
	Inside	Outside
Wholly Exempt - County	14,613,550	12,567,550
- Town	14,613,550	12,567,550
Partial Exempt - County	1,594,390	3,372,836
- Town	1,498,755	3,189,589

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Shelby
1990

General County Tax including Highway:
Apportioned to Town \$ 766,393.52
Amount to be raised by tax \$ 766,393.52

General Town Tax
Erroneous & Refunded Taxes \$
Chargeback of Data Mgmt. Svcs. 629.70
Chargeback of Tax Bills/Mailers 258.61
Chargeback of User Fee (NYS) 200.00
Total Amount to be raised by tax \$ 767,481.83

Special Levies:
Returned School Tax \$ 245,319.57

Total Levis for County Expenditure
Payable to County Treasurer \$1,012,801.40

Form 1
Footings of Assessment Rolls
Town of Yates
1990

	Swiss Code 343889	
	Outside	
	County	Town
Real Property	\$ 36,671,027	\$ 36,752,640
Public Service	1,479,978	1,746,878
Special Franchise	787,823	787,823
Total Outside	38,938,828	39,287,341

	Swiss Code 343801	
	Inside	
	County	Town
Real Property	\$ 14,305,510	14,365,673
Public Service	336,930	336,930
Special Franchise	562,805	562,805
Total Inside	\$ 15,205,245	15,265,408
Total Roll	54,144,073	54,552,749

Fire Protection Dist. FD381	40,641,379
Water Dist. 1 WD381	1,073,200
Water Dist. 2 WD382	105,200
Water Dist. 3 WD383	41,400

Land Values:	Outside	Inside
	16,815,340	2,647,550
Total Land	19,462,890	

Exemptions:	County/Town	County/Town
	Inside	Outside
Wholly Exempt - County	5,250,150	824,500
- Town	5,250,150	824,500
Partial Exempt - County	547,590	1,794,053
- Town	487,427	1,445,540

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Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Yates
1990

General County Tax including Highways	\$ 551,710.49
Apportioned to Town	551,710.49
Amount to be raised by tax	
General Town Tax	
Erroneous & Refunded Taxes	\$ 321.37
Chargeback of Data Mgmt. Svcs.	2,499.00
Chargeback of Tax Bills/Mailers	205.20
Chargeback of User Fee (NYS)	200.00
Total amount to be raised by tax	\$ 554,936.02
Special Levies:	
Returned School Tax	\$ 128,528.88
Total Levies for County Expenditure	
Payable to County Treasurer	\$ 683,465.00

LEGISLATURE'S COMPENSATION TABLE

STATE OF NEW YORK)
COUNTY OF ORLEANS)

I, Lois M. Brandt, Clerk of the Orleans County Legislature, do hereby certify that the following statement contains the amount of compensation, mileage and expenses paid to each member of the Legislature for regular and special meetings during the year 1990.

That the number of days said Legislature was in session at its regular meetings was 25, and one special meeting.

<u>Name of Legislator</u>	<u>District</u>	<u>Salary</u>	<u>Travel & other expenses</u>
Lyndon Billings Chairman	Dist. 4	12,600	1,914
Richard Bennett	At Large	8,400	421
George Bower	At Large	8,400	1,282
John McCarthy II	At Large	8,400	1,804
Marcia Tuohey	Dist. 1	8,400	864
Frank Berger	Dist. 2	8,400	1,864
Ted Swiercznski	Dist. 3	8,400	515
TOTAL		63,000	8,664

MILEAGE - COUNTY ROADS

1990

Town	State Highways Inside Villages	State Highways Outside Villages	County Roads	Town Roads	Combined Totals State, County & Town
Albion	3.04	12.45	16.55	23.75	55.79
Barre		13.39	19.01	64.03	96.43
Carlton		14.41	31.07	51.12	96.60
Clarendon		13.08	14.94	44.47	72.49
Gaines	0.15	14.88	20.17	16.28	51.48
Kendall		11.63	22.00	26.20	59.83
Murray	2.33	20.03	16.80	29.29	68.45
Ridgeway	2.22	20.39	18.72	47.92	89.25
Shelby	1.73	14.01	17.82	46.21	79.77
Yates	<u>1.01</u>	<u>11.33</u>	<u>19.85</u>	<u>36.10</u>	<u>68.29</u>
TOTAL	10.48	145.61	196.93	385.37	738.38

Total mileage of State Highways inside and outside Villages is 156.08.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Aging

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$126765.81	\$ 148003	\$146495.03	\$ 167483
Non-personnel Expense	343038.68	384693	370934.27	404070
TOTAL	\$469804.49	\$ 532996	\$517429.30	\$ 571553

PERSONNEL:

Number of				
Full Time	6	6	7	7
Part Time	7	7	7	7
Seasonal	1	1	1	1
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Senior Citizens Action Council \$300.00
 Client Contributions (transp, nwslt, xerox, etc) \$5948.69
 Client Cost Share (Homemaker Aides) \$11,003.05
 Lifeline Fees \$29,372
 Fund Raising \$4092.55

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Budget

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 7,796.40	\$ 8,686	\$ 8,493.88	\$ 11,096
Non-personnel Expense	2,453.84	4,180	1,923.01	4,262
TOTAL	\$ 10,250.24	\$ 12,866	\$ 10,416.89	\$ 15,358

PERSONNEL:

Number of				
Full Time				
* Part Time	2	2	2	2
Seasonal				
Temporary				

* Included as full time in Treasurer's Budget

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Buildings & Grounds

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 188,518.66	\$ 215,182	\$ 193,011.29	\$ 208,447
Non-personnel Expense	180,962.05	203,008	188,824.55	202,855
TOTAL	\$ 369,480.71	\$ 418,190	\$ 381,835.84	\$ 411,302

PERSONNEL:

Number of				
Full Time	9	10	11	11
Part Time	1	2	2	2
Seasonal				
Temporary	-	1	1	1

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

A1270 Shared Services: Budgeted \$223,007
Actually received \$251,599.22 (+28,592.22)

PROGRAM:

- 1) Mental Health: Landscape lawn, shrubs, trees, installed drain and cement slab and set up Records Management Center.
- 2) Jail: Rear entrance, handicap ramps and remodeled visiting room.
- 3) Court House Roof and Marine Park: Code enforcement.
- 4) C. D. Center: Install sump pump to alleviate flooding and replaced water pump from well.
- 5) Extensive Painting: County Office Building parking lot, Central Hall, County Office Building, County Clerk's Bldg., Legislature, Jail, C. D. Center, Tax Office and Buildings & Grounds office.
- 6) Court House Square: Rebuilt parking lot drain.
- 7) Also numerous repairs in and about all County properties and buildings, including complete service and repair to all heat and A/C units and lawn maintenance of County properties.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Chief Administrative Officer

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 40,173	\$ 42,182	\$ 42,182	\$ 44,291
Non-personnel Expense	2,713	3,784	3,784	2,843
TOTAL	\$ 42,886	\$ 45,966	\$ 45,966	\$ 47,134

PERSONNEL:

Number of				
Full Time	1	1		1
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT CIVIL DEFENSE

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	LESS
EXPENDITURES:					
Personnel	\$ 48095.08	\$ 50684.00	\$ 50168.15	\$ 54034.00	54034.00
Non-personnel Expense	58919.10	64546.00	56401.50	36449.00	-1648.00
TOTAL	\$ 107014.18	\$ 115230.00	\$ 106569.65	\$ 90483.00	34801.00
PERSONNEL:					
Number of					
Full Time	2	2		2	
Part Time	2	8		8	
Seasonal					
Temporary					

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

\$14,635.00 - Emergency Management Administrative allocation

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Clerk of the Legislature

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 65,326	\$ 70,107	\$ 77,468	\$ 75,778
Non-personnel Expense	2,929	3,960	3,960	4,150
TOTAL	\$ 68,255	\$ 74,067	\$ 81,428	\$ 79,928

PERSONNEL:

Number of				
Full Time	3	4		4
Part Time	1	0		0
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT COUNTY ATTORNEY

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$116,014.03	\$82,796.00	\$ 83,404.50	\$ 90,031.00
Non-personnel Expense	33,413.19	29,070.00	30,374.47	38,770.00
TOTAL	\$149,427.22	\$111,866.00	\$113,778.97	\$ 128,801.00

PERSONNEL:

Number of				
Full Time	1	1	1	1
Part Time	2	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Health Department \$5,000.00
Department of Social Services \$61,672.00

PROGRAM: Responsibility as legal advisor to the County Legislature and the various County Department Officials and the Chief Administrative Officer of the County as well as such other duties as may be assigned by the Legislature.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT COUNTY CLERK

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
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EXPENDITURES:

Personnel	\$208,720.79	\$ 224,640.00	\$ 227,318.04	\$ 234,143.00
Non-personnel Expense	33,719.95	45,888.00	31,885.93	41,179.00
TOTAL	\$242,440.74	\$ 270,528.00	\$ 259,203.97	\$ 275,322.00

PERSONNEL:

Number of				
Full Time	12	12	12	12
Part Time	2	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

REVENUE SOURCE

CONSERVATION	\$ 28.25
TRANSFER TAX	1,524.00
COURT FEES	2,865.00
MORTGAGE TAX (CLERK HIRE)	7,000.00
MOTOR VEHICLE FEES	132,749.20
MOTOR VEHICLE-SALES TAX	6,796.75
COUNTY CLERK FEES	116,090.49
NYS EDUCAT. DEPT (RECORDS FEES)	1,417.50
	\$268,471.19
Mortgage Tax Collected and Dispersed to Towns where property is located	\$286,391.39

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT ELECTIONS

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 48,870.72	\$ 52,298.00	\$ 50,628.45	\$ 53,214.00
Non-personnel Expense	25,742.24	36,017.00	21,530.62	37,312.00
TOTAL	\$ 74,612.96	\$ 88,315.00	\$ 72,159.07	\$ 90,526.00

PERSONNEL:

Number of				
Full Time	2	2		2
Part Time	2	2		2
Seasonal	4	6		6
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Town Share of Election Expenses	\$ 62.60
Sale of Enrollment Books and discs	86.64
Total	\$149.24

PROGRAM:

We will be conducting General Elections for State, County and Town offices.

Process new registrations for eligible voters.

Review and update approximately 19,000 registration records.

Prepare and print county-wide enrollment book for state and county officials as required by the New York State Election Law.

Print and mail 19,000 annual mail checks cards, as required by law.

Prepare voting machine and absentee ballots for various elections.

Train election and alternate inspectors.

We hope to complete some new programs in the computer where more information can be maintained and related to the State Board of Election and the news media, and also be able to print our own enrollment book.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT ORLEANS COUNTY HIGHWAY

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 553,644.04	\$ 578,747.00	\$ 602,676.53	\$ 620,924.00
Non-personnel Expense	2,377,706.48	2,538,844.00	2,588,870.25	2,525,429.00
TOTAL	\$2,931,350.52	\$ 3,117,591.00	\$3,191,546.78	\$3,146,353.00

PERSONNEL:

Number of				
Full Time	24	25	25	25
Part Time	2	2	2	2
Seasonal				
Temporary	4	4	4	4

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT HISTORY

C. W. Lattin

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
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EXPENDITURES:

Personnel	\$ 4338.02	\$ 4471.00	\$ 4471.70	\$ 4695.00
Non-personnel Expense	1975.14	2580.00	1889.53	2433.00
TOTAL	\$ 6313.16	\$ 7051.00	\$ 6361.23	\$ 7128.00

PERSONNEL:

Number of

Full Time	_____	_____	_____	_____
Part Time	_____	_____	_____	_____
Seasonal	_____	_____	_____	_____
Temporary	_____	_____	_____	_____

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

-N-

PROGRAM: The Orleans County Department of History during 1990 presented 52 weekly columns on local history in the Medina and Albion newspapers. A photographic display mounted on four panels about the Art and Architectural treasures in the Historic Court House District was created for traveling use. The historian spoke (lectured) on various historical topics to a number of local groups and organizations both within and outside the county. A favorite topic was one on Stained Glass Windows. In the spring the historian traveled to Albany to take a course on state and local history presented by the State Historian for certification. An historic marker paid for by this department, was mounted at the Albion First Free Methodist Church in June. Plans were made for more markers to be erected in the Historic Court District. Several busloads of adults, a class from the Gennett School of Science and Man, and students toured the Historic Court House Square under the guidance of the historian.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Job Development Agency

	1/1/90 - 12/31/90			
	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 316,366	\$ 286,029	\$ 227,280	\$ 283,529
Non-personnel Expense	166,409	294,905	460,016	419,620
TOTAL	\$ 482,775	\$ 580,934	\$ 687,296	\$ 703,149

PERSONNEL:

Number of	10	12		12
Full Time				
Part Time	1	0		0
Seasonal	0	0		0
Temporary	0	0		0

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM: The funding we receive to operate our programs is federal and while each year we receive approximately 2 - 3% less, it is not affected by the recent New York State budget deficit problems. In fact, when the economy declines and the number of people unemployed rises dramatically, our funding actually increases. We expect 1991 to be especially difficult for the residents of Orleans County.

It is our primary objective to utilize the funding we receive to provide employment and training services to income eligible and dislocated residents of Orleans County. During 1990 it became increasingly difficult to locate employment opportunities for trainees who completed programs. During 1990, 142 trainees completed some type of training program with 90 being placed in unsubsidized employment. This represents a 63% placement rate. Adult completers averaged \$5.28 per hour at placement while youth completers averaged \$4.09 per hour.

The number of new welfare recipients began increasing in July and August and continued to rise through the end of 1990. This was atypical as compared to recent years (1988 & 89) when the number of welfare recipients was actually decreasing. Our responsibility to the Department of Social Services continues to be a strong one.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Legislature

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 60,999	\$ 63,000	\$ 63,000	\$ 63,000
Non-personnel Expense	31,529	27,153	27,153	25,842
TOTAL	\$ 92,528	\$ 90,153	\$ 90,153	\$ 88,842

PERSONNEL:

Number of				
Full Time	0	0		0
Part Time	7	7		7
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Mental Health

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
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EXPENDITURES:

Personnel	\$ 237,619	\$ 271,723	\$ 260,110	\$ 274,778
Non-personnel Expense	262,364	359,518	338,319	297,409
TOTAL	\$ 499,983	\$ 631,241	\$ 598,429	\$ 572,187

PERSONNEL:

Number of				
Full Time	11	11	11	10
Part Time	1	1	1	1
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Mental Health Clinic	Intensive Case Management
Self Pay 5,197	Medicaid 86,700
Medicaid 111,835	
Medicare 18,586	
3rd Party 66,962	
Grants 8,345	

PROGRAM: 210,925 Total

4310 Mental Health Clinic
Administration
Intensive Case Management

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Mental Health

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 131,021	\$ 178,733	\$ 169,613	\$ 236,144
Non-personnel Expense	136,121	289,670	266,244	389,054
TOTAL	\$ 267,142	\$ 468,403	\$ 435,857	\$ 625,198

PERSONNEL:

Number of				
Full Time	10	10	10	11
Part Time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	1	1	1

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Medicaid	186,059
Medicaid Transportation	28,322
Private Insurance	18,591
Total	232,972

PROGRAM:

4320 Continuing Treatment

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT ORLEANS COUNTY NURSING HOME

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$2,086,504.	\$ 2,058,657.	\$ 2,228,505.	\$ 2,278,454.
Non-personnel Expense	1,581,003.	1,599,747.	1,681,871.	1,644,236.
TOTAL	\$3,667,507.	\$ 3,658,404.	\$ 3,910,376.	\$ 3,922,690.

PERSONNEL:

Number of				
Full Time	_____	_____	_____	93
Part Time	_____	_____	_____	80
Seasonal	_____	_____	_____	_____
Temporary	_____	_____	_____	_____

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Patient Revenue A&B Wing	\$ 2,956,435.
Patient Revenue C-Wing	791,031.
Other -non-patient Revenue	73,657.
	<u>\$ 3,821,123.</u>

PROGRAM:

We continued the renovation program started in 1989 in the Patient Care Areas. The stage was removed and dining room was remodeled.

Continued the Certificate of Need process for our addition/renovation project.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT PERSONNEL

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 61231.99	\$ 56952.00	\$ 56952.00	\$ 63872.00
Non-personnel Expense	10759.95	12234.00	12341.00	13093.00
TOTAL	\$ 71991.94	\$ 69186.00	\$ 69293.00	\$ 76965.00

PERSONNEL:

Number of				
Full Time	1	2	2	2
Part Time	2	1	1	1
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

The Orleans County Department of Personnel operates with a Personnel Officer, a full time Personnel Assistant and a Personnel Clerk. The department serves two basic functions, which are to provide an orderly and uniform system for the administration of Civil Service on a basis of merit and fitness as provided in the Civil Service Law of the State of New York and to serve as the central personnel agency for County government.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT PLANNING & DEVELOPMENT

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 138591.19	\$ 144659.00	\$ 134133.32	\$ 145975.00
Non-personnel Expense	26296.11	53681.46	52624.37	35833.00
TOTAL	\$ 164887.28	\$ 198340.46	\$ 186757.69	\$ 181808.00
A8025.465	5632.96	5632.96	5632.96	5633.00
	170520.26	203973.42	192390.65	187441.00
PERSONNEL:				
Number of				
Full Time	_____	_____	_____	_____
Part Time	_____	_____	_____	_____
Seasonal	_____	_____	_____	_____
Temporary	_____	_____	_____	_____

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Federal A4089

New York State Housing Finance Agency (Section 8 Housing) \$100,000

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT PROBATION

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 382,103.49	\$ 411,221.	\$385,906.14	\$ 425,267.
Non-personnel Expense	46,049.02	49,573.	45,550.57	50,468.
TOTAL	\$ 428,152.51	\$ 460,794.	\$431,456.71	\$ 475,735.

PERSONNEL:

Number of				
Full Time	19	19		19
Part Time				
Seasonal				
Temporary		1		1

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

COUNTY COURT RESTITUTION	\$7,357.34	
COUNTY COURT FINES	852.00	
JUSTICE COURT RESTITUTION	11,960.59	
JUSTICE COURT FINES	4,773.00	
FAMILY COURT RESTITUTION	2,078.88	
5% SURCHARGE	934.82	
OTHER	102.00	
		TOTAL: \$28,058.63

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT ORLEANS COUNTY PUBLIC DEFENDER

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 81,000.77	\$ 86,439.00	\$ 87,084.69	\$ 93,317.00
Non-personnel Expense	42,316.75	31,932.16	31,320.55	26,516.23
TOTAL	\$123,317.52	\$118,371.16	\$118,405.24	\$119,833.23

PERSONNEL:

Number of				
Full Time	1	1	1	1
Part Time	3	3	3	3
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

N.Y. State-Indigent inmates - \$ 606 Correction Law	-	\$ 4,773.90
N.Y. State - Indigent inmates - not charged with crimes		\$ 7,048.40
	*	\$ 11,822.30

* This is an increase of \$1,981.05 over 1989 revenues and a 295 % increase over the budgeted amount of \$4,000.00.

PROGRAM:

The Orleans County Public Defender's Office consists of three (3) part-time attorneys and a full time secretary, who is a certified Legal Assistant. The attorneys share responsibility of providing legal representation to poor persons charged in twenty-two (22) Town and Village Courts and in County Court. Representation of defendants charged with certain violations, misdemeanors and felonies involves, among other things: appearances at arraignments, discovery demands, pre-trial motions and hearings, trial, post-trial motions, revocation of probation and parole revocation hearings. Additionally, appeals may be taken which involve legal research, preparation of a law brief and oral argument in the Appellate Division, if the appeal is not submitted.

The Office handles other matters out of the Orleans and Albion Correctional Facilities concerning § 440 CPL matters, appeal from denial of parole; appeal from revocation of parole; Habeas Corpus and Parole Rescission hearings. These matters generated income of \$7,048.40. At this time there is serious question whether these matters will be funded in 1991 due to New York State budget cutbacks.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT PUBLIC HEALTH - 4010

	ADOPTED		ADOPTED	
	ACTUAL	FISCAL	ACTUAL	FISCAL
	EXPENSES	BUDGET	EXPENSES	BUDGET
	1989	1990	1990	1991

EXPENDITURES:

Personnel	\$399273.98	\$528232	\$467157.37	\$ 622923
Non-personnel Expense	216611.56	265006	321368.52	367692
TOTAL	\$615885.54	\$793238	\$788525.89	\$ 990615

PERSONNEL:

Number of				
Full Time	21	25	25	27
Part Time	2	3	4	4
Seasonal	0	0	0	0
Temporary	0	0	1	0

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Programs: Public Health Nursing
Home Health Agency
Environmental Health Services

PROGRAM:

NURSING FEES

Medicare 68075
Medicaid 188220
Self Pay 4664
Other Ins 49359
Other 819
311137

ENVIRONMENTAL HEALTH FEES

Food Service Est. 7485
Temporary Residences 2400
Pools & Beaches 125
Private Residences 24750
Comm/Industrial 400
Other 716
35876

FREEDOM OF INFO \$73

TOTAL HEALTH DEPT FEES
RECEIVED IN 1990: \$347086

DEPARTMENT ANNUAL REPORT INFORMATION
1990

ACTIVITY SUMMARY

DEPARTMENT Real Property Tax Service Agency

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 59,913	\$ 60,790	\$ 55,184	\$ 60,774
Non-personnel Expense	6,890	12,367	9,884	13,285
TOTAL	\$ 66,803	\$ 73,157	\$ 65,068	\$ 74,059

PERSONNEL:

Number of				
Full Time	3	3	3	3
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Sale of Tax Maps	6,593
State reimbursements	491
Total	7,084

PROGRAM: The continuing job of keeping assessment and ownership and tax map records up to date has taken up most of the time in the dept. We coordinated processing and produced assessment and tax rolls for the four villages, five schools, and the towns and county. Most of this work was overseen by the Real Property System Coordinator, who does an excellent job. More of the towns are acquiring their own PC's. The work which is done on these PC's by the assessors is transferred to the main file at the Batavia office. The Director coordinated the efforts of the Treasurer's office, the Legislature, Buildings & Grounds in the location, posting, and sale of county-owned property.

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Records Management

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
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EXPENDITURES:

Personnel	\$ 565	\$ 7,280	\$ 7,280	\$ 3,636
Non-personnel Expense	796	2,720	2,720	5,829
TOTAL	\$ 1,361	\$ 10,000	\$ 10,000	\$ 9,465

PERSONNEL:

Number of

Full Time	0	1		0
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT SELF-INSURANCE

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 20,629.55	\$ 32,796.79	\$ 33,568.69	\$ 33,985.00
Non-personnel Expense	374,647.27	360,926.72	324,686.18	383,797.00
TOTAL	\$ 395,276.82	\$ 393,723.51	\$ 358,254.87	\$ 417,782.00

PERSONNEL:

Number of				
Full Time		1	1	1
Part Time	3	4	4	3
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PARTICIPANT ASSESSMENTS	--	\$385,477.00
INTEREST ON C.D.'s AND CHECKING	--	41,884.88
REFUNDS PRIOR YEARS	--	3,861.00
REIMBURSEMENT FOR SAFETY GRANT	--	14,666.53
REVENUE ACCRUED (Unused monies from Hepatitis B Shots)	--	16,984.77
TOTAL REVENUE FOR 1990		\$462,874.18

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Sheriff's Dept.

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	AFTER CUTS
EXPENDITURES:					
Personnel	\$1,548,994.01	\$1,528,758.	\$1,598,567.19	\$1,570,715.	\$1,570,715.
Non-personnel Expense	530,225.56	507,473.	528,328.65	563,597.	536,109.
TOTAL	\$2,079,219.57	\$2,036,231.	\$2,126,895.84	\$2,134,312.	\$2,106,824.

PERSONNEL:

Number of				
Full Time	59	59	59	59
Part Time	12	11	11	13
Seasonal	0	3	3	3
Temporary	1	2	2	2

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):			
Fees/Mileage	29,465.04	Pris. Housing	667,106.03
Misc. Fees		NYS School Lunch	15,804.67
Dispatch	35,393.73	Crime Victims	9,948.00
Pris. Transp.	293.94	Alt./Incar.	11,466.00
Navigation-State	23,464.57	Security Agree	1,680.00
D&E Felons	52,320.00*	WEAP	7,589.00
		Lyndonville	26,234.64
		Inmate Phone	10,916.14
		Pistol Permits	2,954.00
		DWI	4,260.00

PROGRAM:

*D&E Felons - \$52,680. still outstanding

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$1,485,307	\$1,640,388	\$1,581,925	\$1,596,412
Non-personnel Expense	7,591,669	8,261,287	8,696,532	9,179,961
TOTAL	\$9,076,976	\$9,901,675	\$10,278,457	\$10,776,373

PERSONNEL:

Number of				
Full Time	85.9	86	86.9	90
Part Time	5	3	included	included
Seasonal	0	1	included	included
Temporary	0	0	included	included

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Federal Reimbursement:	\$3,772,529
State Reimbursement:	2,744,915
Repayments:	553,832
TOTAL:	\$7,071,276

PROGRAM:

SUMMARY SHEET: ALL PROGRAMS

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 22,358	\$ 27,289	\$ 26,897	\$ 32,932
Non-personnel Expense	427,119	501,747	509,643	502,104
TOTAL	\$ 449,477	\$ 529,036	\$ 536,540	\$ 535,036

PERSONNEL:

Number of				
Full Time	1.5	1.1	1.8	2.1
Part Time	included	0	included	included
Seasonal	included	1	included	included
Temporary	included	0	included	included

DEPARTMENTAL FEES RECEIVED IN 1990. (Please list source):

Federal Reimbursement: \$598,761
TOTAL: \$598,761

PROGRAM:

HEAP

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 157,219	\$ 164,073	\$ 165,270	\$ 164,029
Non-personnel Expense	52,838	38,374	29,547	33,697
TOTAL	\$ 210,057	\$ 202,447	\$ 194,817	\$ 197,726

PERSONNEL:

Number of				
Full Time	9.0	9	8.9	9
Part Time	0	0	0	included
Seasonal	0	0	0	included
Temporary	0	0	0	included

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Federal Reimbursement: \$213,242
State Reimbursement: 55,189
Collection Incentive: 46,527
TOTAL: \$314,958

PROGRAM:

CHILD SUPPORT ENFORCEMENT

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 445,755	\$ 508,836	\$ 487,468	\$ 484,791
Non-personnel Expense	999,765	1,097,782	762,524	948,712
TOTAL	\$ 1,445,520	\$ 1,606,618	\$ 1,249,992	\$ 1,433,503

PERSONNEL:

Number of				
Full Time	25.2	26	26	27
Part Time	1	1	included	included
Seasonal	0	0	0	included
Temporary	0	0	0	included

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Federal Reimbursement:	\$ 505,006
State Reimbursement:	843,591
Repayments:	58,300
TOTAL:	\$1,406,897

PROGRAM:

CHILD & FAMILY SERVICE (Purchase of Services, Juvenile Delinquent Care,
State Training Schools, Child Welfare Services)

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 577,936	\$ 638,948	\$ 602,550	\$ 630,876
Non-personnel Expense	5,842,832	6,296,582	7,056,740	7,344,092
TOTAL	\$ 6,420,768	\$ 6,935,530	\$ 7,659,290	\$ 7,974,968

PERSONNEL:

Number of				
Full Time	35.8	35.4	35.8	36.9
Part Time	3	2	included	included
Seasonal	0	0	included	included
Temporary	0	0	included	included

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Federal Reimbursement:	\$2,441,730
State Reimbursement:	1,832,066
Repayments:	449,005
Total:	\$4,722,801

PROGRAM:

INCOME MAINTENANCE (Aid to Dependent Children, Home Relief, Emergency
Aid to Adults, Medical Assistance, Food Stamps, JOBS, Burials)

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 282,039	\$ 301,242	\$ 299,740	\$ 283,784
Non-personnel Expense	269,115	326,802	338,078	351,356
TOTAL	\$ 551,154	\$ 628,044	\$ 637,818	\$ 635,140

PERSONNEL:

Number of				
Full Time	14.4	14.5	14.4	15
Part Time	1	0	included	included
Seasonal	0	0	0	included
Temporary	0	0	0	included

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

Federal Reimbursement:	\$13,790
State Reimbursement:	14,069
TOTAL:	\$27,859

PROGRAM:

ADMINISTRATION

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT STOP DWI

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
EXPENDITURES:				
Personnel	\$ 9,694.05	\$ 17,874.00	\$ 16,363.40	\$ 14,000.00
Non-personnel Expense	27,660.24	50,329.00	37,650.53	28,919.00
TOTAL	\$ 37,354.29	\$ 68,203.00	\$ 54,013.93	\$ 42,919.00

PERSONNEL:

Number of				
Full Time		0	0	0
Part Time		2	3	2
Seasonal		0	0	0
Temporary		0	0	0

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Treasurer

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
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EXPENDITURES:

Personnel	\$ <u>134,788.03</u>	\$ <u>143,189</u>	\$ <u>142,857.71</u>	\$ <u>154,229</u>
Non-personnel Expense	<u>50,218.52</u>	<u>46,794</u>	<u>33,255.34</u>	<u>41,842</u>
TOTAL	\$ <u>185,006.55</u>	\$ <u>189,983</u>	\$ <u>176,113.05</u>	\$ <u>196,071</u>

PERSONNEL:

Number of				
Full Time	<u>6</u>	<u>6</u>	<u>6</u>	<u>6</u>
Part Time	<u></u>	<u></u>	<u>1</u>	<u>1</u>
Seasonal	<u></u>	<u></u>	<u></u>	<u></u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

A1230 Treasurer's Fees	27,989.10 (actual)
A1090 Interest & Penalties on taxes	421,214.30 (actual)

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Veterans Service Agency

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
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EXPENDITURES:

Personnel	\$ <u>43,400.72</u>	\$ <u>46,468.00</u>	\$ <u>47,130.74</u>	\$ <u>50,977.00</u>
Non-personnel Expense	<u>13,896.81</u>	<u>13,921.00</u>	<u>13,033.79</u>	<u>21,996.00</u>
TOTAL	\$ <u>57,297.53</u>	\$ <u>60,389.00</u>	\$ <u>60,164.53</u>	\$ <u>72,973.00</u>

PERSONNEL:

Number of				
Full Time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Part Time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT Weights & Measures

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	-2%
EXPENDITURES:					
Personnel	\$ 16,962	\$ 18,313	\$ 18,318	\$ 19,773	19,773
Non-personnel Expense	14,809	6,530	4,555	3,934	3,388
TOTAL	\$ 31,771	\$ 24,843	\$ 22,873	\$ 23,707	23,161

PERSONNEL:

Number of				
Full Time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Part Time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

None

PROGRAM:

New: Gasoline testing

1. Fuel octane
2. Lead content
3. Alcohol content

DEPARTMENT ANNUAL REPORT INFORMATION
1990
ACTIVITY SUMMARY

DEPARTMENT YOUTH BUREAU

	ACTUAL EXPENSES 1989	FISCAL BUDGET 1990	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991
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EXPENDITURES:

Personnel	\$ 60,219.01	\$ 84,327.00	\$ 78,033.12	\$ 81,454.00
Non-personnel Expense	83,323.82	387,102.46	249,585.38	109,532.00
TOTAL	\$ 143,542.00	\$ 471,429.46	\$ 327,618.50	\$ 190,986.00

PERSONNEL:

Number of				
Full Time	5	4	4	4
Part Time	4	4	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1990 (Please list source):

PROGRAM:

-494-
CHAIRMAN'S ANNUAL REPORT
TO THE LEGISLATURE

Aging

Meals on Wheels continued to deliver meals to approximately 300 individuals throughout the county, and group meals were provided at five sites in the county as Senior Citizens meals. The Aging Department provided training and placement opportunities for individuals age 55 and over in cooperation with Job Development.

The Annual Walk-a-Thon was very successful raising over \$9400. The Department also provides Lifeline Emergency Response systems to frail individuals along with housekeeper and/or personal care aid.

The Aging Department obtained a grant from the State to improve some serious housing energy efficiency problems to Seniors. Some of these improvements were furnace repairs, roof repairs, and electrical and plumbing repairs.

Buildings and Grounds

This Department had an unusually busy year in 1990, including complete landscaping of the new Mental Health Building and complete set up of Records Management Center. The set up involved assembling storage shelves, painting labels on the floor, installing lights and a temperature control unit for mildew prevention. The Department constructed a handicapped ramp for the jail, began work on the Court House Square parking lot, and did extensive painting on parking lots, and painting of several offices around Court House Square.

Civil Defense

The year 1990 was the year of disasters with Orleans County getting hit hard by high winds, heavy rains, power failure. Some of the major fires and disasters, in some cases were Emergency Declarations were passed were: Village of Lyndonville, Feb. 16th State of Emergency declared for safety due to many trees and wires down; Kendall, Feb. 17 & 18, high winds knocked out power for two days; Barre, July 13, tire dump fire on Hemlock Ridge Road (two days); Albion, Oct 5 - 589 phone exchange throughout county out of service effecting all fire and emergency lines; Lyndonville, Oct. 13th - no phone service at Lyndonville Fire District due to cable being cut; and responded to 91 mutual aid or incident calls.

As for the improvements to the physical maintenance of the center - new doors and repaired windows on smoke house and electrical outlet, new smoke simulator in service for training, new VCR, TV, and tables in training room, painting, washing of floors and walls, repaired well pump.

County Clerk

The County Clerk office showed Deed transfers are 11% less than last year as decreases in mortgages, miscellaneous records, and other filings are realized while mortgage discharges, mortgage assignments, Lis Pendens and transcripts of judgments show increases in 1990. As an agent for the Federal Government, we accepted 342 passport applications.

Records Management grant monies provided staff to continue the identification, packing, and transfer of archival records to the Records Center while also disposing of a few obsolete documents.

The Motor Vehicle office processed 302 snowmobile transactions, 6,200 original registrations and 44,000 other types of transactions including renewals, duplicates and amendments. Total fees collected for the NYS Commissioner of Motor Vehicles was \$1,371,865. Sales tax collected on behalf of NYS Taxation & Finance totalled about \$259,000.

Elections

Each year, Elections must update the list of all registered voters in our County. The lists are then printed into 300 books which includes approximately 18,000 registered voters.

There is a total of 156 election inspectors that are named by both political parties. The Election office conducts five training classes for instructions on election laws and a refresher of procedures for primary and general election days.

In August, the Election Office sends out mail check cards to every registered voter in Orleans County. In 1990, 17,976 cards were sent out with 879 returned to the U.S. Post Office. This is an indication that 879 people moved either within or out of the county.

The November General Elections had a turnout of 10,713 voters which is a 68% turnout of the public in Orleans County.

Highway

We had a busy, productive year and some of the projects accomplished are: striped 170 miles of county and town roads, washed salt and sand from all county bridges; did extensive ditch and shoulder maintenance to county roads, maintained snow and ice control on all county parking lots. We improved the county roads by picking up litter and tires, installing culvert pipe and related ditch work.

The fuel farm pumped 277,159 gallons of fuel this year with a total of 28 accounts being serviced by this operation.

The Marine Park Phase II project began and is complete up to 98% adding a fish cleaning station, electrical service to the docks, and a shower house and operation center for the park. The park is very much in demand by boaters and has filled all slips for the season.

The Highway Department completely constructed four county roads, surface treated 10 county roads, and paved the parking lots at the County Office Building and Mental Health Building.

History

During 1990, the Orleans County Department of History presented 52 weekly columns on local history in the Medina and Albion newspapers. A photographic display mounted on four panels about the Art and Architectural treasures in the Historic Court House District was created for traveling use. The historian spoke (lectured) on various historical topics to a number of local groups and organizations both within and outside the county. A favorite topic was one on Stained Glass Windows. An historic marker was mounted at the Albion First Free Methodist Church. Several busloads of adults, a class from the Gennett School of Science and man, and students toured the Historic Court House Square under the guidance of the historian.

Job Development Department

We served 366 individual participants this year, a 63% increase.

Our department is continually working with area employers, educators, and other public professionals to identify employment opportunities, labor area demands, or shortages and programs to address the needs of the residents of our county. Our continued success is dependent upon a cooperative and supporting relationship with a variety of agencies such as the Orleans County Legislature, the G.L.O.W. Private

Industry Council, the Department of Labor and Social Services, organized labor, community based organizations, educational leaders in the community, local Chambers of Commerce, the County I.D.A., and area private sector employers.

Mental Health

1990 marked the first full year of operation for the Orleans County Mental Health Services from its new facility. Approximately, three thousand people received 5,818 units of service through the mental health clinic.

This year was the first full year of operation for the Psychosocial Club, a recreational program for the chronically mentally ill and the first full year of operation for the supervised community residence began in 1990. Except for acute inpatients treatment, Orleans County now offers a full continuum of services to those in need of assistance through the mental health system. The 24 hour emergency services as well as consultation services to the Orleans County jail and area hospitals and nursing homes served more people than ever before.

The department began the full implementation of computerization this year. All administrative functions, including budgeting, bookkeeping, billing, scheduling, statistical reports, and word processing were fully computerized.

Nursing Home

The Nursing Home continues the renovations that began in 1989 to the patient care areas with painting, and modifications as prescribed by the state. The stage located in the dining room was removed to enlarge and remodel the room for residents.

We continue the Certificate of Need process for the addition and renovation project which is badly needed in order to bring the facility more up to date.

Personnel and Civil Service

The Personnel Office serves two basic functions which are to administer Civil Service Law in Orleans County and to serve as the central personnel agency for County government. The Office is responsible for the administration of civil service law for all the towns and villages, and each school district including Orleans Niagara BOCES in the county.

Functions of this office include preparation of the salary schedule, administration of civil service examinations, salary surveys, orientation of new

employees including identification cards, maintenance of detailed employment history for all civil Service employees in the County, the review of the qualifications of all appointees to Civil Service positions, advising individual employees of their rights, benefits and responsibilities under the law and under collective bargaining agreements, providing assistance and information concerning retirement matters, handling unemployment claims, and organizing the Annual Employee Recognition Banquet.

Planning & Development

The department organized the establishment of an office paper recycling program with staff providing technical assistance to departments. This effort diverted over 5 tons of high grade paper from landfilling to recycling.

The Local Waterfront Revitalization Program, for future enhancement and conservation of the 25 miles county lakeshore was completed. The Kendall-Yates-Carlton Board made revisions of coastal maps and authorized submittal of the document for required state review.

The Planning Department prepared 43 reports on local zoning actions for mandated review by the County Planning Board. This involved research of the local zoning code and state and county development policy. The Department provided technical assistant to the towns of Kendall, Carlton, Clarendon, and Yates which included preparation of drafts of local zoning provisions.

Probation

The department served 483 clients at Family Court Intake and Justice Court Diversion. During 1990 we developed more rigid criteria for Intake Services, thus the number of clients diminished.

The department filed 80 Violations of Probation and conducted 23 Conditional Release Investigations for Hearing by the Alternatives to Incarceration Conditional Release Commission. Two inmates were given early release.

Although the actual numbers were lower in 1990 the level and intensity was higher due to the much increased incidence of substance abuse related crimes.

Public Defender

The Public Defender's Office has responsibility of providing legal representation to poor persons charged in 22 Town and Village Courts and in County

Court. Representation of defendants charged with certain violations, misdemeanors and felonies involves, among other things: appearances at arraignments, discovery demands, pre-trial motions and hearings, trials, post-trial motions, revocation of probation and parole revocation hearings. Additionally, appeals may be taken which involve legal research, preparation of a law brief and oral argument in the Appellate Division, if the appeal is not submitted.

The Office handles other matters out of the Orleans and Albion Correctional Facilities concerning appeal from denial of parole; appeal from revocation of parole; Habeas Corpus and Parole Rescission hearings. These matters generated income of \$7,048. At this time there is serious question whether these matters will be funded in 1991 due to the State budget cutbacks.

Real Property Tax Service Agency

The department coordinated processing and produced assessment and tax rolls for the four villages, five school districts, and the towns and county. Most of this work was overseen by the Real Property System Coordinator. More of the towns are acquiring their own Personal Computer. The work which is done on these computers by the assessors is transferred to the main file at the Batavia office.

The Director coordinated the efforts of the Treasurer's office, the Legislature, Buildings and Grounds in the location, posting, and sale of county-owned property in preparation for the county auction.

Self-Insurance

The Orleans County Self-Insurance Plan is responsible for Workers' Compensation cases for all County, Town, and Village Employees and Volunteer Firefighters. We enforce appointments and encourage safety programs to reduce health risks and high costs.

A \$15,000 state grant was received for use in training County, Town, and Village on-the-job safety. The grant was awarded by the Department of Labor and with the exerted efforts of all involved, safety will continue to be enforced and we will continue to offer training and guidance to promote safety. By doing this, we hope to help decrease the number and extent to accidents and injuries, therefore, decreasing the cost of the Plan.

Sheriff

The DWI arrests were up with a total of 125 arrests making this the highest count we have ever had.

Our investigators were busy with speaking engagements and crimes they investigated. We had the largest number of arrests involving drugs, however, we found many young people dealing in drugs.

The marine patrol had both boats in operation this season on Lake Ontario, Lake Alice and Oak Orchard Creek. With the summer season, the number of fishermen and tourists coming to our county, these areas were very busy.

The revenue for housing prisoners from outside counties was considerably lower at \$773,016. When the front office staff is moved across the street, the present office space would be converted into recreation area. The present recreation area would be converted to house approximately six more inmates which would help to bring our revenue up.

Social Services

The Department of Social Services experienced a rough year in 1990 - caseloads increased, costs escalated, and staff were asked to do more with less.

Several additions to programs were implemented. The Job Opportunities and Basic Skills Program is to provide clients with training, schooling, etc. to obtain skills which will remove them from the public assistance rolls. Transitional Medicaid and Day Care is also an attempt to assist families in making the transition from public assistance to employment. Medicaid eligibility was expanded to children one year of age through five, plus pregnant women.

Among the other programs in the department 1,595 households received \$506,263 in Home Energy Assistance; \$27,541 was recovered by the Fraud Unit; \$319,617 was recovered by the Resource Unit; and \$1,690,763 was collected by the Child Support Unit. We tried to shift our focus in Child and Family Services to prevention services, thus reducing the number of children in foster care and institutions.

Tourism Department

Orleans County is funded through the I Love New York Matching program which enables us to generate a successful promotional campaign. Another program we support is the cooperative programs with Niagara Frontier Region and Seaway Trail, Inc.

In 1990 we printed and distributed 40,000 county travel guides and participated in four travel and sport shows and two regional shows.

The department purchased and erected 15 historical markers, one in each of 10 towns, four villages and the County marker placed at the Pullman Church in the Village of Albion. A new program we conducted was a theme, photo and logo contest that involved all citizens in all areas of the county. A local artist created a poster which will be produced as the cover to our new travel guide. This poster depicts the primary attractions of Orleans County.

Veterans

In 1990, veterans of Orleans County received 5332 days of hospital in-patient care at the Department of Veterans Affairs Medical Center located at Batavia, New York and 1922 days at the Department of Veterans Affairs Medical Center located at Buffalo, New York for a total of 7254 days at these two Medical Centers. A total of 77 veterans of this county died during 1990. This office was contacted by 115 new veterans inquiring about services.

The United States Congress provided raises in pension paid to veterans, their dependents and survivors. There was a 5.4% increase in pension and compensation rates effective December 1, 1990.

Youth Bureau

The Youth Bureau continued Youth-At-Risk, At-Risk Employment, Parents Anonymous Programs for needs of the youth in Orleans County. The department prepared a Comprehensive Youth Survey which was distributed to the Youth Board for final approval. We are working together with the coordination of the school for its distribution and completion.

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PROCEEDINGS
of the
LEGISLATURE
of
ORLEANS COUNTY

1991

Richard V. Bennett	Member at Large
John J. McCarthy, II	Member at Large
George R. Bower	Member at Large
Marcia B. Tuohey	District No. 1
Frank R. Berger	District No. 2
Theodore Swiercznski	District No. 3
Lyndon D. Billings	District No. 4

Lyndon D. Billings	Chairman
Frank R. Berger	Vice Chairman
Stanley J. Dudek	Chief Administrative Officer
Lois M. Brandt	Clerk
Kathleen M. Ahlberg	Deputy Clerk
Donna D. Smith	Confidential Stenographer
Lori A. Moore	Confidential Stenographer

By Order
of the
Legislature

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COUNTY OF ORLEANS)
)
STATE OF NEW YORK) ss.:

33. 1

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.

Lois M. Brandt
Clerk of the Legislature

ORGANIZATION MEETING
of the
ORLEANS COUNTY LEGISLATURE
January 4, 1991

The meeting was called to order by Chairman Lyndon D. Billings, at 2:45 p.m. Reverend Robert Mowatt, pastor of the First Baptist Church of Albion opened the meeting with prayer, followed by the pledge to the flag.

The Clerk called the roll, and each Legislator responded as follows:

Legislator Richard V. Bennett	At Large;
Legislator Frank R. Berger	District No. 2;
Legislator Lyndon D. Billings	District No. 4;
Legislator George R. Bower	At Large;
Legislator John J. McCarthy II	At Large;
Legislator Theodore Swiercznski	District No. 3;
Legislator Marcia B. Tuohey	District No. 1.

Chairman Billings opened the meeting for nominations for the position of Permanent Chairman of the Legislature for 1991.

Legislator Berger, with second by Legislator Tuohey, nominated Legislator Lyndon Billings for the position. Legislator Swiercznski nominated Legislator Bennett for the position. Legislator Berger, with second by Legislator McCarthy, moved that nominations be closed. Motion carried.

Vote for the position of Permanent Chairman of the Legislature for 1991 proceeded as follows:

Legislator Bennett	Bennett
Legislator Berger	Billings
Legislator Billings	Billings
Legislator Bower	Billings
Legislator McCarthy	Billings
Legislator Swiercznski	Bennett
Legislator Tuohey	Billings.

Legislator Billings was elected to the position, whereupon, Legislator Bennett moved to make the nomination unanimous. The following resolution was then adopted:

RESOLUTION NO. 1-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPOINTING PERMANENT CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that Legislator Lyndon D. Billings be appointed as Permanent Chairman of the Orleans County Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Billings opened the floor for nominations for the position of Vice-chairman of the Legislature for 1991.

Legislator Tuohy, with seconds by Legislators Billings and McCarthy, nominated Legislator Berger. Since there were no other nominations, Legislator Bennett, with second by Legislator McCarthy, moved that nominations be closed. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 2-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING VICE CHAIRMAN OF THE LEGISLATURE

RESOLVED, that Legislator Frank R. Berger is hereby appointed Vice-Chairman of the Orleans County Legislature in accordance with Rule No. 2 of the Rules of Procedure as duly adopted by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 3-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Lois M. Brandt be appointed Clerk of the Legislature to serve during the pleasure of the Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 4-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPOINTING BUDGET OFFICER

RESOLVED, that Mary B. Basinait be appointed Budget Officer of this County, effective January 1, 1991 through December 31, 1991; and be it

FURTHER RESOLVED, that the Budget Officer be authorized to appoint a Deputy Budget Officer for the year 1991 at an annual salary of \$2947.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Billings recessed the meeting at 2:55 in order for the newly elected and appointed officers to take their oath of office. The meeting was reconvened at 3:00 p.m.

Chairman Billings stated he was very pleased to be re-elected as Chairman of the Legislature and pledged to work with everybody. He commented that he felt the Board was going to have to very carefully put the County's desires above their own personal desires, and look out for what is better for the County.

The following resolution were presented:

RESOLUTION NO. 5-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 1991, the compensation of each Legislator payable by the County of Orleans shall be annual salary, with the Chairman's salary to be \$12,600.00, and each other member to receive \$8,400.00 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 twenty-six cents (\$0.26) 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 twenty-six cents (\$0.26) 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 6-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION DESIGNATING NEWSPAPERS

RESOLVED, that pursuant to Section 214, Subd. 2 of the County Law, the following newspapers be designated as the official newspapers of the County of Orleans for the publication of all local laws, notices and other matters required by law to be published:

The Albion Advertiser, Inc., published in the Village of Albion, New York;

The Medina Daily Journal-Register, Inc., published in the Village of Medina, New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 7-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION DESIGNATING NEWSPAPERS

WHEREAS, the Republican members of this County Legislature have filed a certificate designating the Albion Advertiser, Inc. to publish the Concurrent Resolutions for 1991, the Tax Redemption Notices for 1991, the Official Canvas for 1990 and the Election Notices for 1991; and

WHEREAS, the Democratic members of this County Legislature have filed a certificate designating the Medina Daily Journal-Register, Inc. to publish the Concurrent Resolutions for 1991, the Tax Redemption Notices for 1991, the Official Canvas for 1990 and the Election Notices for 1991;

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature does hereby approve of such designations and hereby designates the Albion Advertiser, Inc. and the Medina Daily Journal-Register, Inc. to publish the Concurrent Resolutions for 1991, the Tax Redemption Notices for 1991, the Official Canvas for 1990 and the Election Notices for 1991; and be it

FURTHER RESOLVED, that all official notices required by law shall be printed solid in not exceeding eight-point type, 12 ems, and any proof of publication shall be filed in the County Treasurer's and County Clerk's Offices within twenty days after the last publication, and shall be accompanied by a statement of cost of such printing and the cost of printing shall be determined pursuant to Section 70-a of the Public Officers Law as amended. The reason for this regulation is to insure uniformity and composition and cost in official publications and printing.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 8-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING ANNUAL CONTRACTS BETWEEN COUNTY OFFICE FOR THE AGING AND VARIOUS COMMUNITY AGENCIES

RESOLVED, that this Legislature does hereby

approve the annual contracts between the County Office for the Aging and the following community agencies:

1. Contract with Orleans Community Action Committee, Inc. providing for transportation services to persons over age 60 for the calendar year 1991, at a cost of \$39,375.00, with \$32,516.00 reimbursement;
2. Contract with Oak orchard Legal Services, Inc. providing for legal advise and representation to persons over age 60 or the calendar year 1991 at a cost of \$4,725.00, with \$4,205.00 reimbursement.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda authorizing travel for employees of various County departments was withdrawn by Legislator Tuohey.

RESOLUTION NO. 9-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN VARIOUS COUNTY DEPARTMENTS

WHEREAS, Resolution No. 546-1290 requires a resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received from several County Departments:

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the vacancies listed below to be filled:

<u>Department</u>	<u>Position</u>
Social Services	Sr.Acct-Clk Typist (1)
Social Services	Coordinator, Child Support Enforcement (1)

Adopted. 7 ayes; 0 nays; 0 absent.

With regard to the aforementioned resolution, Social Services Commissioner, Mrs. Patricia Hardenbrook said these positions were very much needed. She

explained that the Child Support Enforcement Unit collected approximately 1.5 million dollars, and that some of that money is in cash. One person receives the money, another person is required to assist in counting the money, and a third person is required to go to the bank to make the deposit. The person in the Senior Account Clerk Typist position oversees the Account Clerk Typist and the Typist. With the filling of the Coordinator position, the County will save approximately \$5,000, since the new Coordinator will be placed in the Management Compensation Plan salary schedule at the first step. Mrs. Hardenbrook explained that the Typist position had been filled, but that the Account Clerk Typist position was still vacant. Mrs. Hardenbrook went on to explain that previously Judge Miles felt that it was better for child support to be paid to the Child Support Unit in Social Services, to be distributed the following day. She said the Department could be reducing the staff sometime in the year because the State is going to be collecting the money.

RESOLUTION NO. 10-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ESTABLISHING THE SALARY FOR THE DISTRICT ATTORNEY FOR CALENDAR YEAR 1991

RESOLVED, that this Legislature does hereby authorize the salary for the Orleans County District Attorney for the calendar year 1991 to be set at \$42,000.00.

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent.

During discussion of the foregoing resolution, Legislator Bower asked if any reply had been received from the State in regard to whether or not the election of a new District Attorney will be considered an extension of the previous District Attorney's position, or considered a new term. The County Attorney, Mr. Webster, said that he had not received a reply. The County Treasurer, Mrs. Basinait, noted that if it happens that the State considers Mr. Cropsey's election to the office of District Attorney a continuation of the previous District Attorney's term, and the salary has to be continued at the \$52,000 level, then the Board can correct the situation at a later date.

Legislator Bower, with second by Legislator Berger, moved a resolution approving travel for employees of various County departments. This particular resolution included two legislators, along with other County employees. There was discussion on this. Legislator Bennett said, "I think if we don't limit ourselves in travel, then we are no better than the State Legislature. Have all travel voted on - including legislators." Legislator Bower said, "It's hard for me to believe - I think we are talking about a salary of \$8400.00 for legislators, also with some getting Blue Shield, although I do not (get Blue Shield). Are you going to limit my travel also?" Legislator Berger, with second by Legislator Bower, moved to amend the resolution, by striking the two legislators' names from the resolution. Motion carried; 5 ayes; 2 nays, Legislators Bennett and Tuohey; 0 absent. After further discussion, the resolution was withdrawn. Legislator Tuohey said she wanted to see a list of each meeting the employees planned to attend.

RESOLUTION NO. 11-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN VARIOUS COUNTY DEPARTMENTS

WHEREAS, Resolution No. 546-1290 requires a resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received from several County Departments:

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the vacancies listed below to be filled:

<u>Department</u>	<u>Position</u>
Nursing Home	Institutional Aide (1)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 12-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING RENEWAL OF MAINTENANCE AGREEMENT
WITH NCR CORPORATION

RESOLVED, that this Legislature does hereby authorize the renewal of the maintenance agreement with NCR Corporation of Rochester, New York which provides maintenance service to the computer at the Orleans County Fuel Farm at an annual cost of \$2,388.53; said agreement to be in effect for the calendar year 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 13-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING THE TIME FOR REGULAR MEETINGS OF THE
LEGISLATURE

RESOLVED, that the regular meetings of the Legislature (after the annual organizational meeting), shall begin at 4:30 p.m. in the afternoon, instead of 7:30 p.m. in the evening.

Adopted. 7 ayes; 0 nays; 0 absent.

At the end of the meeting several things were discussed:

1) Legislator Bennett suggested amending the Rules of Procedure, and only process requests to fill vacancies on the last meeting of the month. Mr. Bennett felt it would be better way to handle the requests, and would save the County money. The Chairman said this could be discussed at a later time.

2) Legislator Bower suggested changing the Conference Session time to 3:30 with the meeting starting at 5:30 p.m. Legislator McCarthy agreed with Mr. Bower. However, Legislator Berger commented that by changing the times of the Conference Session and Legislature Meetings, it would probably be 7:30 or 8:30 in the evening before they were through. Legislator Swiercznski commented, and Legislator Tuohey agreed, that more people have attended Legislature meetings when they have begun at 4:30 p.m.; there was more public participation.

3) Chairman Billings noted that he had seen ads in school publications urging people in the district to bring in their preschool children for free testing.

This pertains to the Preschool Physically Handicapped Children's Education Program.

Legislator Swiercznski introduced a resolution entitled "Resolution Requesting School Districts and Providers of Preschool Handicapped Education Program Services to Minimize Costs". There was a unanimous second. The following resolution was then adopted:

RESOLUTION NO. 14-191

By Legislator Swiercznski, who moved the adoption.

Unanimous Second

RESOLUTION REQUESTING SCHOOL DISTRICTS AND PROVIDERS OF PRESCHOOL HANDICAPPED EDUCATION PROGRAM SERVICES TO MINIMIZE COSTS

WHEREAS, the New York State Legislature and Governor Cuomo have rolled back the State share of funding for preschool programs to fifty percent (50%) reimbursement for the 1991 budget thereby increasing the County cost of this program by \$181,481.00 to \$953,884.00; and

WHEREAS, the Orleans County Legislature has provided in its 1991 budget a figure of \$1,876,005 for these programs; and

WHEREAS, the program, since 1980 when it was \$36,000, has escalated to the amount of \$1,876,005.00 for 1991, an increase to the taxpayers of Orleans County of 5000% over 10 years; and

WHEREAS, the Orleans County Taxpayer is making major sacrifices to the infrastructure of Orleans County in order to maintain social programs;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature instructs you to make every effort to contain waste and live within the dollars provided in the 1991 budget by your benefactors, the Orleans County taxpayers.

Adopted. 7 ayes 0 nays; 0 absent.

The County Treasurer, Mrs. Basinait, said she had received a voucher from the Cooperative Extension for 1991. She noted that there was discussion that outside agencies that receive money from the County should be cut two percent, and asked direction from the Board. Mrs. Basinait said she couldn't make payment until there was a contract in place with the County, and in

order to have a contract, she needed to know the amount of funding to be appropriated for the Extension - the amount originally approved in the budget or that amount, less 2%. Mrs. Basinait said this information is needed for all contracts the County has with outside agencies.

Legislator Bennett asked about committee appointments, and Mr. Billings said that the committees are in effect, until they are changed.

Legislator McCarthy, with second by Legislator Swiercznski, moved to adjourn. Motion carried.

Meeting adjourned at 3:45 p.m.

LEGISLATURE MEETING
January 9, 1991

The Chairman called the meeting to order at 4:30 p.m.. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk presented the following communications: A request from Walter Weatherbee asking to have his land included in the Clarendon Agricultural District; a letter from Governor Cuomo's office acknowledging receipt of Resolution No. 521-1190; a letter from the Soil and Water Conservation District agreeing to a 2% reduction in their funding received from the County; also from the Swan Library of Albion.

Report of Standing Committees: Legislator Tuohey reported attended the Safety Committee Meeting, and the Town of Clarendon Board Meeting - the Town of Clarendon is going to get into recycling.

Legislator Bennett announced that the Past & Present Association of the County Supervisors and Legislators will hold their January meeting at the Apple Grove in Medina at 7:00 p.m.

Legislators Swiercznski and McCarthy reported attending their usual meetings with department heads.

Legislator Berger reported attending the Safety Committee Meeting, the Soil and Water Meeting and the Town of Ridgeway Board Meeting. Legislator Bower reported attending his usual meetings with department heads.

During the open discussion portion of the meeting, the Chief Administrative Officer explained that the people who were to attend the Conference Session earlier in the afternoon - from RAM Communications - were not able to attend, but would attend the next regularly scheduled Conference Session. Legislator Berger noted that the CSEA ratified the mileage change, from 22.5 cents to 26 cents per mile. Chairman Billings asked about the situation regarding the jail modifications, and Mr. Dudek said there was a resolution on the agenda pertaining to that.

Legislator McCarthy said that he had looked at the former D.A.'s office, prior to the Sheriff's offices moving to that location. He said there were two modifications to be completed. One, the painting is almost completed, and two, Buildings and Grounds will

be enclosing porch on the southeast side of the building. Mr. McCarthy said everything was progressing well. He noted that the Probation offices were being painted at the present time. Chairman Billings reported that the Assistant Buildings and Grounds Superintendent Dave Stevenson, and his wife, who were injured in an automobile accident, in November, were still in the hospital at the Erie County Medical Center, but that they would be moved shortly.

Mr. Billings noted that a letter had been received from the NYS Department of Law with regard to the County and Townships of Orleans County receiving a portion of the fines imposed upon Orleans Sanitary Landfill. The letter stated this action had to be authorized by the New York State Legislature; legislation authorizing this has to be adopted by the Legislature. Mr. Billings said that a resolution is being drafted and would be ready for the next meeting, requesting that the State Legislature authorize distribution of these fines to the County and to the Townships of Orleans County.

The following resolutions were presented:

RESOLUTION NO. 15-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REQUESTING STATE LEGISLATURE TO RESCIND INCREASES RECENTLY APPROVED BY THE STATE INSURANCE DEPARTMENT

WHEREAS, the New York State Insurance Department recently approved Medical Insurance premium increases for Blue Cross, Blue Shield, HMO of WNY, which in some cases were far greater than those requested; and

WHEREAS, the payment of these increases will cause hardship on families, businesses and local governments, already struggling in a difficult economic environment;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby condemn the action of the State Insurance Department and does hereby appeal to the New York State Legislature to undertake action which would rescind these excessive, unrequested increases; and be it

FURTHER RESOLVED, that the New York State Association of Counties is hereby requested to mobilize support from its member counties as well as companion

organizations representing other municipal entities, in urging that the New York State Legislature rescind the action taken by the State Insurance Department; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Senator John B. Daly, Assemblyman R. Stephen Hawley, the NYS Association of Counties, the Inter-county Association of Western New York, and to the appropriate Senate and Assembly Committees on Insurance.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 16-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING RECORDS MANAGEMENT OFFICER TO APPLY FOR STATE GRANT

BE IT RESOLVED, that the Records Management Officer is hereby authorized to apply for a grant from the NYS Local Government Records Management Improvement Fund.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 17-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT WITH DOHERTY COMMUNICATIONS FOR MAINTENANCE AND REPAIR OF ALARM SYSTEMS AND TELEPHONE EQUIPMENT

BE IT RESOLVED, that this Legislature does hereby approve the three-year agreement between Doherty Communications and the County for Telephone and Alarm Service, with annual cost as follows:

1991	\$6,944.00;
1992	7,392.00;
1993	7,840.00;

and be it

FURTHER RESOLVED, that the hourly rate and the site visit charge for all three years (1991, 1992,

1993) shall be as follows:

<u>Year</u>	<u>Hourly rate</u>	<u>Site Visit Charge</u>
1991	\$50.00	\$30.00
1992	55.00	30.00
1993	60.00	34.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 18-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONTRACT BETWEEN BABINSKY-KLEIN
ENGINEERING AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the contract between the County Nursing Home and Babinsky-Klein Engineering, providing for the necessary drawing for installation of sprinklers in two storage rooms, at a cost not to exceed \$1,200.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 19-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN PHYSICAL
THERAPIST AND ORLEANS COUNTY NURSING HOME

RESOLVED, that the Physical Therapist agreement between the Orleans County Nursing Home and Vincent Zarcone, Physical Therapist, in which Mr. Zarcone agrees to perform duties and services as a Physical Therapist for the calendar year 1991 at a cost of \$30.00 per hour is hereby approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 20-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AWARDING BID FOR LINEN SERVICE AT ORLEANS
COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby award the bid for linen service for the Orleans County Nursing Home, to Tenney Laundry Service, Inc., d/b/a Ebling Laundry, 200 Ellicott Street, Batavia, New York 14020.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 21-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SICK LEAVE WITHOUT PAY FOR BUILDINGS AND GROUNDS EMPLOYEE

RESOLVED, that this Legislature does hereby authorize the continuation of sick leave without pay for Buildings and Grounds employee Marcel Cote, retroactive to December 29, 1990 continuing through June 29, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger introduced a resolution entitled RESOLUTION APPROVING AGREEMENT FOR CHAPLAIN'S SERVICES AT ORLEANS COUNTY JAIL. This was seconded by Legislator Swiercznski. Upon discussion, Legislator McCarthy moved to table the resolution until they could meet with the Sheriff and find out the reason for the \$500.00 increase.

RESOLUTION NO. 22-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING JAIL PHYSICIAN AGREEMENT

RESOLVED, that this Legislature does approve the Jail Physician agreement between the County and John P. Fernandez, M.D.; said agreement to be effective for the calendar year 1991, at an annual cost of \$9,500.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 23-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

**RESOLUTION APPROVING AGREEMENT WITH VILLAGE OF
LYNDONVILLE FOR SHERIFF'S PATROL**

RESOLVED, that the agreement between the Sheriff's Department and the Village of Lyndonville for a Deputy Sheriff assigned to patrol the Village is hereby approved by this Legislature; and be it

FURTHER RESOLVED, that the Sheriff shall charge to the Village for said patrol the cost of the patrol computed at \$12.94/hour with an initial charge of \$500.00 to offset miscellaneous uniform, weapon and training expense.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 24-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

**RESOLUTION APPROVING AGREEMENTS WITH PSYCHIATRISTS,
PSYCHOLOGISTS, AND ACCOUNTANT FOR THE MENTAL HEALTH
DEPARTMENT**

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following consultants to the Mental Health Department for the calendar year 1991:

1. John Amos, Ph.D., 9 Woodrose Drive, Webster, New York 14580 providing services as Staff Psychologist for 16 hours per week at an hourly rate of \$40.00 for 48 weeks;
2. D. James Morrice, Ph.D., 10 Vick Park Avenue, Rochester, New York 14607 providing services as Supervising Psychiatrist for 10 hours per week, at a rate of \$40.00 per hour for 48 weeks;
3. F. Gordon Pleune, M.D., 262 Culver Road, Rochester, New York 14607 providing services as Supervising Psychiatrist for 14 hours per week at an hourly rate of \$65.00 for 48 weeks;
4. Kashinath b. Patil, M.D., 67 Farmingham Lane, Pittsford, New York 14534 providing services as Staff Psychiatrist for 8 hours per week at an hourly rate of \$65.00 for 48 weeks.
5. Manuel H. Brontman, M.D., 2365 Clinton Avenue,

South, Rochester, New York 14618 providing services as Staff Psychiatrist for 8 hours per week at an hourly rate of \$65.00 for 48 weeks;

6. Raymond D. Sullivan, 92 Fairland Drive, Tonawanda, New York 14150 providing services as Consulting Accountant for 25 hours per month at a rate of \$400.00 per month.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 25-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING THE 1991 AGREEMENT BETWEEN THE DEPARTMENT HEALTH AND THE NYS ASSOCIATION FOR RETARDED CITIZENS-ORLEANS COUNTY CHAPTER FOR SERVICES TO THE MENTALLY RETARDED AND DEVELOPMENTALLY DISABLED

WHEREAS, the NYS Association for Retarded Citizens - Orleans County Chapter is fully licensed to provide services to the mentally retarded and developmentally disabled, and agrees to furnish these services set forth in the attached agreement; and

WHEREAS, the Mental Health Department desires to purchase these services from the NYS Association for Retarded Citizens - Orleans County Chapter;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1991 agreement between the Mental Health Department and the NYS Association for Retarded Citizens - Orleans County Chapter for the provision of services to the mentally retarded and developmentally disabled; said agreement to be in effect during the calendar year of 1991 at a County cost of \$69,482.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 26-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE 1991 AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND PARK RIDGE CHEMICAL DEPENDENCY FOR ALCOHOLISM PROGRAM SERVICES

WHEREAS, Park Ridge Chemical Dependency is fully licensed to provide alcohol services and agrees to furnish such services as set forth in the agreement; and

WHEREAS, the Mental Health Department desires to purchase these services from the Park Ridge Chemical Dependency Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1991 agreement between the Mental Health Department and the Park Ridge Chemical Dependency Program for the provision of alcohol services; said agreement to be in effect during the calendar year 1991 with a County cost of \$55,111.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 27-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND PARK RIDGE CHEMICAL DEPENDENCY FOR DRUG ABUSE SERVICES FOR THE CALENDAR YEAR 1991

WHEREAS, the Mental Health Department holds the license for substance abuse services; and

WHEREAS, the Mental health Department has entered into a management agreement with Park Ridge Chemical; and

WHEREAS, the Mental Health Department desires to purchase these substance abuse services from the Park Ridge Chemical Dependence Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement between the Mental Health Department and the Park Ridge Chemical Dependency Program for the provision of drug abuse services for the calendar year 1991; County cost to be \$18,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 28-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN
VARIOUS COUNTY DEPARTMENTS

WHEREAS, Resolution No. 546-1290 requires a resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received from several County Departments:

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the vacancies listed below to be filled:

<u>Department</u>	<u>Position</u>
Health Department	Registered Nurse (2)
Self Insurance	Typist - PT

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 29-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING DATE FOR PUBLIC HEARING FOR LOCAL
LAW NO. 3-INTRO OF 1990 INCREASING THE SALARIES OF
VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR
ELECTED FOR A DEFINITE TERM

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on December 28, 1990, a proposed local law entitled "A local law increasing the salaries of various employees of the Count 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 (5) days notice;

NOW, THEREFORE, BE IT RESOLVED, that a public hearing shall be held on the said proposed local law by this County Legislature on the 23rd day of January, 1991 at 4:30 p.m. in the Legislature Chambers, County Clerk's Building, Court House Square, Albion, New York, and at least five (5) days notice of such hearing shall be given by the Clerk of the Legislature by publishing notice thereof at least once in the official newspapers

of the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 30-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REJECTING/AWARDING BIDS FOR LAUNDRY
EQUIPMENT FOR ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby award the bid for a Dryer-tumbler for use at the County Nursing Home to Upstate Laundry Equipment, 349 Basket Road, Webster, New York at a cost of \$4,827.00; and be it

FURTHER RESOLVED, that all other bids received for laundry equipment for use at the County Nursing Home are hereby rejected.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 31-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY NURSING HOME
ADMINISTRATOR TO ADVERTISE FOR BIDS FOR LAUNDRY
EQUIPMENT

RESOLVED, that the Administrator of the Orleans County Nursing Home is hereby authorized to advertise for bids for laundry equipment for use at the County Nursing Home.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 32-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING AGREEMENT BETWEEN COUNTY AND MRB
FOR PRELIMINARY DESIGN WORK FOR JAIL RENOVATIONS

BE IT RESOLVED, that this Legislature does hereby

approve the agreement with MRB Group for preliminary design work for the conversion of Office and Administrative Space at the County Jail to Jail Activity Space; said agreement to provide for the preliminary design phase of the project, and includes floor plans, program analysis, construction cost estimate and schedule; fee for said agreement not to exceed \$4,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 33-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION DELEGATING TO THE COUNTY TREASURER OF THE COUNTY OF ORLEANS, NEW YORK, THE POWER TO AUTHORIZE THE ISSUANCE OF AND TO SELL NOT EXCEEDING \$1,500,000 TAX ANTICIPATION NOTES OF THE COUNTY OF ORLEANS, NEW YORK, IN ANTICIPATION OF THE COLLECTION OF REAL ESTATE TAXES LEVIED, OR TO BE LEVIED, DURING THE CURRENT 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 issuance of and to sell tax anticipation notes of the County of Orleans, New York, in an amount not to exceed \$1,500,000, including renewals thereof, in anticipation of the collection of real estate taxes levied, or to be levied, during the current fiscal year of said County, is hereby delegated to the County Treasurer, 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 Local Finance Law.

Section 2. This resolution shall take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 34-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITION IN SOCIAL SERVICES DEPARTMENT

RESOLVED, that one Parent Aide position, and the temporary Social Welfare Examiner position in the Department of Social Services are hereby abolished, and in their place is created one (1) full time Social Welfare Examiner position, Grade 7, Step 8 on the CSEA salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 35-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPOINTING ELECTIONS COMMISSIONERS

WHEREAS, letters of recommendation have been received from the Orleans County Republican Committee and the Orleans County Democrat Committee for appointments to the Orleans County Board of Elections;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint the following to serve as Election Commissioners from Orleans County; said term to be for two years, commencing January 1, 1991:

1. Robert Batt, Oak Orchard Road, Albion, New York to serve as the Republican Election Commissioner;
2. Angelo A. Ricci, 55 North Street, Albion, New York to serve as the Democrat Election Commissioner.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 36-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN VARIOUS COUNTY DEPARTMENTS

WHEREAS, Resolution No. 546-1290 requires a resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received from several County Departments:

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the vacancies listed

below to be filled:

<u>Department</u>	<u>Position</u>
Nursing Home	Institutional Aide (2)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 37-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIMS
FOR COUNTY BRIDGE PROJECTS

RESOLVED, that this Legislature does hereby authorize the payment of the following capital project claims from the Highway Department Capital Project Account H5120.2:

1. Silverline Construction, Inc., Newtown Road, Burdett, N.Y., second payment for construction on Horan Road Bridge over Oak Orchard Creek in the amount of.....\$60,449.00
2. Silverline Construction, Inc., Newtown Road, Burdett, N.Y., second payment for construction on Murdock Road Bridge over Johnson Creek in the amount of.....\$61,032.00

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Tuohy, introduced a resolution entitled RESOLUTION AUTHORIZING THE SHERIFF TO PURCHASE THREE (3) VEHICLES. Upon discussion, Legislator Swiercznski moved to table the resolution, in order to have the Sheriff explain why he was purchasing three vehicles, and only trading in two vehicles.

Legislator Tuohy withdrew the next resolution on the agenda entitled RESOLUTION REGARDING OUT-OF-COUNTY TRAVEL POLICY FOR COUNTY EMPLOYEES.

RESOLUTION NO. 38-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H7180 ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the payment of the following two claims from capital project Acct. H7180 regarding the Orleans County Marine Park project:

1. Vick Hardware & Equipment, 1823 Kendall Road, Kendall, New York, release of 5% retainage as final payment for Contract No. 3.....\$1,849.20

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 39-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H7180 ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the payment of the following claim from capital project Acct. H7180 regarding the Orleans County Marine Park project:

1. Suburban Electric of Albion, Inc., 225 E. Bank Street, Albion, New York, payment No. 5 on Contract No. 4.....\$2,920.25

Adopted. 6 ayes; 1 nays, Legislator Bower; 0 absent.

RESOLUTION NO. 40-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING TRAVEL FOR EMPLOYEES OF VARIOUS
DEPARTMENTS

WHEREAS, Resolution No. 546-1290 authorized a ban on all out-of-County travel involving overnight stays, and required a resolution of the Legislature to allow such overnight stays; and

WHEREAS, requests have been received from various Departments to allow Department Heads and/or Department employees to attend meetings and/or conferences involving overnight stays;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve and authorize travel for the following County employees:

<u>Name</u>	<u>Department</u>	<u>Reason/Estimated Co. Cost</u>
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G. Denniston	Aging	Quality Assurance Proj. Mtg.-Albany-0 Co. Cost.
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		

C. Blake	Aging	NYS Assn./Area Agc. on Aging-Saratoga 26%CoCost
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		

D. Holland	Probation	NYS Council Prob. Adm. Mid-Winter Mtg.-Armonk (Westchester) \$608.50
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		

S. Bower	Personnel	NYS Assn. Self Insured SelfInsurance Counties-Auburn \$247.60
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 41-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING TRAVEL FOR EMPLOYEES OF VARIOUS COUNTY DEPARTMENTS

WHEREAS, Resolution No. 546-1290 authorized a ban on all out-of-County travel involving overnight stays, and required a resolution of the Legislature to allow such overnight stays; and

WHEREAS, requests have been received from various Departments to allow Department Heads and/or Department employees to attend meetings and/or conferences involving overnight stays;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve and authorize travel for the following County Employees:

Name	Department	Reason/Estimated Cost
D. Cooley & M. Basina	Highway	NYS Co.Hwy Supts. Assn. Mtg.-Winter Conference Co. cost \$610.00 Albany
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		
P.Hardenbrook B. Rush J. Gavenda B. Schmidt	Soc.Svcs. Soc.Svcs. Soc.Svcs. Soc.Svcs.	NY Public Welfare Assn. Winter Conference \$292.50 Co. Cost (1 Atty. attends free) Albany
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		
P. Trupo	Aging	Energy Pkg. Workshop Albany-100% Grant Funds
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		
L. Taylor	Probation	Fundamentals of Probation NYS Trng.Academy-Albany Co. cost \$245.00+
Vote: Aye (6); Nay (1), Legislator Bennett; Absent (0)		
Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.		

After the adoption of the resolutions, Legislator Bower referred to the Arnold Gregory Memorial Hospital building, and noted that the State now says that the building is not conducive for the facility that Park Ridge is proposing - not up to standards for a nursing home. He noted that Park Ridge will tear it down and build additional nursing home beds. Mr. Bower asked if the Board could go on record as unanimously supporting the expansion of the Orleans County Nursing Home. Legislator Swiercznski said that he felt the Legislature has already indicated this by the resolution previously adopted backing the expansion, but also approving of the expansion by providing funding for one year to get the project started. In reference to this, Legislator Bennett commented that he still felt it was a matter of private versus public funding. Legislator Tuohey stated that the last resolution stated that this Board did not oppose "batching" the applications, and felt that the question should be whether the Board wants to let that resolution stand. Legislator Swiercznski asked if it

would be feasible to continue with the Nursing Home expansion, under the present budget constraints, or to only refurbish the Nursing Home. Legislator McCarthy commented that the County was going to refurbish the Jail for additional income, and felt that the project should continue at the Nursing Home.

Legislator Berger, with second by Legislator Swiercznski, moved to adjourn. Motion carried. Meeting adjourned at 6:30 p.m.

LEGISLATURE MEETING
January 23, 1991

The meeting was called to order at 5:00 p.m., immediately following the public hearing on Local Law No. 1 of the Year 1991. The Clerk called the roll, and all legislators were present.

The Clerk presented the following communications: a letter from the Village of Lyndonville nominating George Bane as a replacement for Roger Woodworth on the County Planning Board; a letter from the Soil and Water Conservation District Board recommending that Leon VanLieshout be reappointed to that Board for another three years; a letter from Community Action with regard to the appointments to the Orleans Community Action Board of Directors;

A letter from Henry Stebbins, Administrator of Agricultural Districts Program for New York State, stating that a representative from the Department of Ag and Markets will be in Orleans County for an on-site review of Agricultural District No. 6;

Minutes from the November 15th meeting of the Inter-County Association held in Kanona, New York - it was mentioned that the next meeting will be hosted by Livingston County - a notice will be sent with the exact time and place of the meeting; a copy of the November 29th minutes from the County Planning Board, along with their notice that the next meeting will be held January 24th at 7:30 p.m. in Conference Room C at the County Administration Building;

A copy of a letter from the Town of Barre to NYS DEC Wetlands Program Manager Patricia Riefinger, stating that the Town of Barre supports Orleans County's resolution opposing revisions to Freshwater Wetland Maps and Classification Regulations Proposed by the NYS Department of Environmental Conservation; a copy of a resolution adopted by the Town of Murray, stating that the Town of Murray would contribute \$2,000 to the County Radio Study re County-wide 800 MHz Radio System; letters from the Yates Community Library and Orleans Community Action Committee agreeing to the 2% reduction requested by the Legislature.

A letter from the NYS Dept. of Taxation and Finance stating they have received Resolution No. 547-1290 amending Resolution No. 160 of 1973, which limits the dollar amount of net collections from sales

tax to be paid to school districts.

A Certificate of Merit presented to the County of Orleans for its part in decorating for a great Christmas season this past year, from the Christmas Committee, Greater Albion Chamber of Commerce.

Report of Standing Committees: Legislator Tuohey reported attending a meeting with the District Attorney with Legislator Berger, to discuss personnel problems in the D.A.'s office; Mrs. Tuohey also attended a meeting with the Probation Department on the 16th, and the EMS Council meeting at the C.D. Center on the 16th; attended Assemblyman Hawley's hearing on the 19th and attended the Fire Chief's Association meeting in Lyndonville on the 21st.

Legislator Bennett reported attending several meetings with his various departments, and asked the Legislators to be sure and notice the orange ribbons recently put up around the Square in honor of the United States forces serving in the Mid-East conflict against Iran. Mr. Bennett said the Flower Station in Albion, Personal Touch in Medina, and the Town of Barre Garbage Club donated the ribbons, along with the American Legion.

Legislators Swiercznski and McCarthy reported attending their usual meetings with their department heads.

Legislator Berger reported attending the Town of Yates Board meeting on January 10th; the Town of Ridgeway meeting and the Fire Awards Banquet on January 12th; the Village of Lyndonville's meeting on January 14th; a meeting with the Probation Department and the EMS Council on January 16th; on January 17th, Mr. Berger was at the Legislature Office, Soil and Water Conservation District Board offices; met with Wayne Hale, Director of Planning and Development, with regard to State land useage-dealing with tourism; attended the Hawley get-together on January 19th and on January 21st attended the Chamber of Commerce meeting in Medina, and the Fire Chief's Association meeting in Lyndonville; attended the Village of Medina Board meeting on January 22nd. Mr. Berger said he had spoken with the DWI Coordinator in Niagara County regarding the DWI Program in that County. The problem with the program is follow-up - no County department will volunteer to do follow-up, the responsibility seems to be passed from one department to the other.

Legislator Bower attended the Youth Board meeting the previous evening - January 22nd. The director's resignation has gone into effect. Chairman Billings,

Legislators Swiercznski and Bower met with Mr. Swan a couple of weeks ago to try to strengthen the Youth Board - it rarely has a quorum. Five members were at the meeting - there have been three resignations, and one member doesn't qualify. This individual will be notified. Next Thursday, the Board will have a list of those who have resigned and a list of people who want to be active on the Youth Board. Mr. Bower said he would have a resolution appointing new members to the Youth Board - they will be meeting the third Tuesday of the month, at 7:00 p.m. At that time, the Board will consider the direction and goals for the Youth Board in the future. The Interim Director, Stan Dudek, will be reporting back to the Legislature with recommendations for the Youth Board. He will be trying to get an active Youth Board in place. Chairman Billings thanked Mr. Bower for his report.

The County Treasurer, Mary Basinait, and Finance Committee Chairman Marcia Tuohey, handed out copies of the year-end report. Mrs. Basinait noted that the cash balance at year's end was better than anticipated. Mrs. Tuohey reported that the departments have handed in their 2% reduction recommendations and that the next step is for the Finance Committee to meet with the County Treasurer, and go through them. The Finance Committee will be recommending that \$177,047.00 of the 2% total consisting of \$210,617.00 be put into the Contingent Fund, with the difference being put into a Highway Reserve Fund, since the difference is actually funds from the Highway Department, and cannot be included in the Contingent Fund.

During the open discussion portion of the meeting, Michael Weisenberg of Kendall was given privilege of the floor, and said he was concerned about the raises listed in the Local Law, and asked where the funds were coming from in order for these raises to go into effect. Chairman Billings explained that these salary increases were included in the 1991 budget. Mr. Weisenberg said he was concerned about more debt being incurred for these increases. Mr. Billings explained that the County cannot go into debt for salary increases, only for capital projects.

Legislator Tuohey said that a letter from Jim Tompkins of Architectural Finishes, Ind. of Barker had been received by the County Treasurer, requesting information on the Moses Fence Company property, which the County had taken in the last In Rem Foreclosure procedure. Architectural Finishes, Ind. is interested in purchasing the property from the County, for back taxes. Mrs. Basinait in turn, had referred the letter to Mrs. Tuohey, since she is the Chairman of the Finance Committee. Mrs. Tuohey asked the County

Attorney, Norris Webster, the status of the property. Mr. Webster went through the entire In Rem Procedure used by the County. Mr. Webster also said the Steve Isaacs, from the County I.D.A., has been working on this project, and found that the Moses Fence Company is in bankruptcy. This further complicates the matter, and raises a question with regard to the County's status in the matter - the County will have to contact the bankruptcy trustees.

Mr. Webster said the SBA stated they had sold the property to someone sometime ago. In checking with the County Clerk, those records do not disclose a deed with regard to selling this property to anyone else. There will be a question with regard to title because of the In Rem and depending when the sale occurred.

Legislator McCarthy said that particular property was sold at auction, attended by only one person, who purchased the property from the Federal government for \$50,000.00 cash - Mr. Frank Lakey. Mr. Lakey, who lives in Niagara County, has a quit claim deed from the Federal government. Mr. McCarthy, who works for a Realtor, said Mr. Lake listed the property for sale and signed a listing agreement, as the owner and presented the Realtor with a legal looking document from the Federal government that says he is the owner.

Legislator Tuohey stated that the bottom line is the County getting almost \$23,000.00 worth of back taxes. Mr. Webster said that once the County determines what liens there are against the property, it will be placed in the next In Rem and the County will continue its next foreclosure procedure. Mrs. Basinait explained that there are back taxes due on that property since 1987. She also noted, that the resolution dealing with the sale of properties taken In Rem, says that if its a commercial property, it can be listed for sale right away. Legislator Tuohey asked the County Attorney if he was going to check the title further and Mr. Webster explained that there really isn't anything the County should or has to do right now - the County is protected. As yet, the County has not notified the other three lien holders that the County Treasurer has mentioned. The County can't offer this property right away - it has to be part of the In Rem foreclosure procedure in order to give people time to redeem it, if they so desire.

Legislator Tuohey asked Mr. Webster to take the letter from Architectural Finishes, Ind. and write a reply to explain the situation.

The following resolutions were presented:

RESOLUTION NO. 42-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING TRAVEL FOR DIRECTOR OF TOURISM

RESOLVED, that pursuant to Resolution No. 546-1290, this Legislature does hereby authorize the Director of Tourism, Don White, to attend the Tourism Conference scheduled for February 11 - 13, 1991 in Albany, at an estimated County cost of \$337.00.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Tuohy; 0 absent.

RESOLUTION NO. 43-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING TRAVEL FOR DIRECTOR OF VETERANS SERVICES AGENCY AND DIRECTOR OF JOB DEVELOPMENT

RESOLVED, that pursuant to Resolution No. 546-1290, this Legislature does hereby authorize travel for the following:

1. Director of Veterans Services, John Pratt, to attend the 31st Annual Washington Rehabilitation Conference in Washington, D.C. February 23-26, 1991, at an estimated County cost of \$545.00;
2. Director of Job Development, Jim Hancock, to attend seminar re administration of program, in Syracuse February 7-8, 1991, at no cost to the County.

Adopted 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 44-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING TRAVEL FOR COUNTY HEALTH DEPARTMENT EMPLOYEES

RESOLVED, that pursuant to Resolution No. 546-1290, this Legislature does hereby approve travel

requests, for the following County Health Department employees:

1. Andrew Lucyszyn, Health Department Director, to attend the Community Health Care Association of NYS Annual Meeting January 28-29, 1991, at no cost to the County;
2. Public Health Nurse, to attend the Childhood Lead Poisoning Prevention Meeting at the State Health Department, February 3-4, 1991, at no cost to the County;

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 45-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TRAVEL FOR CERTAIN COUNTY EMPLOYEES

RESOLVED, that pursuant to Resolution No. 546-1290, this Legislature does hereby approve travel requests for the following County employees:

1. Director of Personnel, Sandra Bower, to attend a meeting with the State Civil Service Office in Albany, February 5-6, 1991 at an estimated County cost of \$91.00;
2. Elections Commissioner, Robert Batt, to attend annual Winter seminar in Syracuse January 28-31, 1991, at an estimated County cost of \$338.00;
3. Sheriff David Green, to attend NYS Sheriff's Association Legislative Conference February 3-6, 1991, at an estimated County cost of \$380.00;

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Bennett, with second by Legislator Bower, moved a resolution entitled RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR COUNTY HEALTH DEPARTMENT. Upon discussion, Legislator Tuohey tabled the resolution.

RESOLUTION NO. 46-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING EMPLOYMENT REQUEST FOR DEPARTMENT
OF SOCIAL SERVICES

RESOLVED, that, pursuant to Resolution No. 546-1290, this Legislator does hereby authorize the Commissioner of Social Services to fill the vacant Chauffeur position in that department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 47-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENTS TO INTER-COUNTY
ASSOCIATION OF WESTERN NEW YORK

RESOLVED, that this Legislature does hereby approve the following appointments to the Inter-County Association of Western New York:

Legislator Marcia Tuohey;

Legislator Frank Berger;

Legislator Lyndon Billings;

Chief Administrative Officer Stanley Dudek,
Alternate.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 48-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPOINTING INTERIM DIRECTOR FOR COUNTY YOUTH
BUREAU

RESOLVED, that this Legislature does hereby appoint Chief Administrative Officer Stanley Dudek Interim Director of the County Youth Bureau, without additional compensation; said appointment to be effective immediately and to continue until a permanent Director for the Youth Bureau is appointed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 49-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC
EMPLOYEES BLANKET BOND FOR GENESEE/FINGER LAKES
REGIONAL PLANNING COUNCIL

WHEREAS, the County of Orleans has appropriated the sum of \$5,632.96 as its share of the 1991 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 Paul L. Howard, Executive 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 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 \$220,000.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 50-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING MODIFICATION TO THE CSEA AGREEMENT

WHEREAS, the County and the Union, through negotiations, have reached a tentative agreement regarding an increase in mileage reimbursement to twenty-six cents (\$.26); and

WHEREAS, the Union membership has approved this agreement;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement with the CSEA increasing the mileage allowance in Section 41.2A of the agreement from 22.5 to 26 cents per mile; said agreement retroactive to January 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 51-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PLACEMENT OF COUNTY INSURANCE

BE IT RESOLVED, that the Chief Administrative Officer is hereby authorized to place insurance with the Albion Agencies, Inc. as per their modified proposal; said policies to expire on December 31, 1991; and be it

FURTHER RESOLVED, that the Chief Administrative Officer is hereby authorized to sign the acknowledgment that certain coverages are being provided by an out-of-state carrier not covered by the New York State Insurance Fund.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 52-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIMS FROM HIGHWAY BRIDGE ACCOUNT H5120.2

RESOLVED, that this Legislature does hereby approve payment of the following capital project claims from Highway Department Bridge Acct. H5120.2:

1. Keeler Construction Co., Inc., 13519 West Lee Road, Albion, final payment for Blood Road Bridge over Johnson Creek project.....\$71,687.00
2. Keeler Construction Co., Inc., 13519 West Lee Road, Albion, final payment for Sanderson Road Bridge over Oak Orchard Creek\$35,032.00

Adopted. 7 ayes; 0 nays; 0 absent.

In adopting the foregoing resolution, Legislator McCarthy noted that there was a possibility that the State will be closing the Route 63 bridge in the village of Lyndonville, because of a large crack underneath. The Blood Road and Murdock Road bridges will handle the traffic around the village.

Legislator McCarthy, with second by Legislator Berger, moved a resolution entitled RESOLUTION AWARING BIDS FOR HIGHWAY DEPARTMENT EQUIPMENT. After discussion, Legislator Tuohey, with second by Legislator McCarthy, moved to amend the last paragraph of the resolution, and add "(approved in the 1991 Capital Plan) with payment to be made as specified in the Highway Department 1991 budget." Motion carried. The following resolution was then adopted:

RESOLUTION NO. 53-191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARING BIDS FOR HIGHWAY DEPARTMENT EQUIPMENT

RESOLVED, that this Legislature does hereby award the bids for one 10-Wheel dump truck and one brush chipper, as follows:

1. Boyle's Motor Sales, Inc., P.O. Box 463, Batavia for one (1) 1991 International 10-Wheel Dump Truck at a cost of \$64,625.00;
2. Vermeer Sales & Service, Inc., 1235 Route 9, Castleton for one (1) 1991 Vermeer Brush Chipper at a cost of \$16,357.00;

and be it

FURTHER RESOLVED, that the County Highway Superintendent is hereby authorized to purchase this equipment (approved in the 1991 capital plan), with payment to be made as specified in the Highway Department 1991 budget.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 54-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION URGING NEW YORK STATE TO AUTHORIZE 50% REIMBURSEMENT FOR COUNTY PROBATION SERVICES

WHEREAS, the County of Orleans has perennially cooperated with the State of New York in meeting or exceeding State Rules compliance standards; and

WHEREAS, the County's Probation Service provides the principal alternative to both local and State incarcerating sentences; and

WHEREAS, the Orleans County Probation Department has realized caseload increases averaging approximately ten percent (10%) per year for the past two years as the result of sentencing actions of the Unified Court System of the State of New York; and

WHEREAS, Executive Law of the State of New York permits State aid to local Probation Services of up to fifty percent (50%);

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature deeply resents and opposes the reduction in State aid to Probation on the part of New York State; and be it

FURTHER RESOLVED, that the Orleans County Legislature hereby urges the State of New York to reimburse Probation Services at a rate of fifty percent (50%) as specified in the Executive Law of the State of New York; and be it

FURTHER RESOLVED, that a copy of this resolution be sent to Governor Cuomo, Assemblyman R. Stephen Hawley, Senator John B. Daly, and to the State Probation Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 55-191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY TREASURER TO TRANSFER FUNDS WITHIN THE DEPARTMENT OF SOCIAL SERVICES BUDGET ACCOUNTS

WHEREAS, the Job Opportunities and Basic Skills (JOBS) training program is a permanent program under Title IV-F of the Social Security Act; and

WHEREAS, the Office of State Comptroller of the State of New York has designated account codes for use in the administration of this program;

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer is hereby authorized to transfer the amounts which follow for the purpose of establishing required accounts for the JOBS program:

\$5,000.00 from A6109.465 (Aid to Dependent Children) to A6135.465 (JOBS Program)

\$3,000.00 from A4609 (Aid to Dependent Children) to A4635 (JOBS Program)

\$1,000.00 from A3609 (Aid to Dependent Children) to A3635 (JOBS Program)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 56-191

By Legislator Swiercznski, who moved the adoption.

Seconded Legislator McCarthy.

RESOLUTION ESTABLISHING A SECTION 8 RESERVE ACCOUNT

RESOLVED, that the Orleans County Treasurer is hereby authorized and directed to establish a Section 8 Operating Reserve Account for any excess administrative fees received by the Section 8 Housing Assistance Program and calculated as administrative fees received minus administrative costs incurred at the end of each fiscal year, commencing with the year 1990; such reserve funds to be used for housing purposes consistent with state and local law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 57-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION REFERRING ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 7 (SHELBY) TO THE ORLEANS COUNTY PLANNING BOARD AND THE ORLEANS COUNTY AGRICULTURAL DISTRICTING ADVISORY COMMITTEE FOR REVIEW UPON THE EIGHTH ANNIVERSARY OF ITS CREATION

WHEREAS, the thirty-day public comment period for

the eighth year review of Orleans County Agricultural District No. 7 (Shelby) has expired;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby refer Orleans County Agricultural District No. 7 (Shelby), together with any comments received, to the Orleans County Planning Board and the Orleans County Agricultural Districting Advisory Committee for their review and recommendations.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 58-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING TEMPORARY PART-TIME POSITIONS IN THE TOURISM DEPARTMENT

WHEREAS, the upcoming Tourism Sport, Trade and Travel shows run for several days and that these shows overlap or run concurrently, and two people minimum are required for each show; and

WHEREAS, the Director is unable to attend all shows because of commitments to program continuance in other areas; and

WHEREAS, the sum of \$2,000.00 has been approved and appears in the budget for 1991;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby create two temporary part-time positions in the Tourism Department; said positions to be for a 29 day period with each position to pay \$34.48 per day, per person, total expenditure not to exceed \$2,000.00; and be it

FURTHER RESOLVED, that the Director, with the advice of the Tourism Advisory Board and the Fishing Advisory Committee shall make the selection of the County's representation to said Tourism show.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 59-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE
TO EXECUTE SECTION 8 EXISTING AND VOUCHER AND MOD REHAB
CONTRACTS

RESOLVED, that the Chairman of the Legislature, be
and hereby is authorized to execute the Section 8
Housing Assistance Payments Program Contract Extension
for Mod Rehab, Existing and Vouchers for submission to
the New York State Division of Housing and Community
Renewal for their Signature; said Contract Extension to
be effective January 1, 1991 to December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 60-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY
PLANNING BOARD

RESOLVED, that this Legislature does hereby
approve the following appointments to the Orleans
County Planning Board:

<u>Name</u>	<u>Representing</u>	<u>Term Ends</u>
Roger Fuller 4649 Co. Line Rd. Middleport, N.Y. 14105	Town of Shelby	12/31/93
Barton Smith Salt Works Rd. Medina, N.Y. 14103	Town of Shelby (Alternate)	12/31/93
George Callard Oak Orchard Rd. Albion, N.Y. 14411	Town of Carlton	12/31/93
Ann Walch 14263 Roosevelt Hwy Waterport, N.Y. 14571	Town of Carlton (Alternate)	12/31/93
George W. Bane* 79 Main Street Lyndonville, N.Y. 14098	Village of Lyndonville	12/31/92

*Mr. Bane replaces Roger Woodworth, who resigned.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 61-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ADOPTING LOCAL LAW NO. 1 OF THE YEAR 1991
ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS
EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED
FOR A DEFINITE TERM

WHEREAS, the following proposed Local Law No.
1-Intro of 1991 was introduced at a meeting held on
January 9, 1991, and a public hearing was held at 4:30
p.m. on January 23, 1991 at which time all persons
wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 1 OF 1991

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, 1991:

<u>EMPLOYEE</u>	<u>PROPOSED LONGEVITY</u> <u>SALARY</u>	<u>BONUS</u>	<u>TOTAL</u> <u>SALARY</u>
Admin. of Personnel & Self Insurance	\$31,723.00		\$31,723
Commissioner of Social Services	44,291.00	\$975***	45,266
County Attorney	37,483.00		37,483
County Clerk	34,482.00		34,482
County Treasurer	44,291.00	325*	44,616
Director of Real Property Tax Services	26,850.00	650**	27,500
Elections Commissioners (2)	6,128.00		6,128
Highway Superintendent	39,626.00	650**	40,276
Public Defender	37,484.00		37,484
Sheriff	41,892.00	650**	42,542

* Indicates 15-20 yrs. of service.

** Indicates 20-25 yrs. of service.

*** Indicates 25-and more yrs. of service.

This longevity bonus shall be paid in the payroll next
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.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Bower.

During discussion of the previous resolution, Legislator Bennett commented, "I realize we have to save money, but I am in favor of this (local law) because of the commitment made in the past with the unions. However, this is the last of these I am going to vote for." Legislator Berger said he would rather see a specific amount given to a person, noting that if someone earned \$40,00 a year, that person would be getting a higher increase than someone who earns \$20,000 a year. There was discussion on whether or not Legislator Bower should vote on the resolution, since there might be a conflict of interest. Mr. Bower and the Administrator of Personnel and Self Insurance, Sandra Bower, are husband and wife. Mr. Bower decided to abstain from voting for this reason.

RESOLUTION NO 62-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE-ORLEANS HOMEMAKER SERVICES, INC.

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Genesee-Orleans Homemaker Services, Inc., to provide Home Health Aide services to the Orleans County Health Department Home Health Agency for the calendar year 1991, with costs to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, Other Insurance, etc.; thus, there is no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 63-191.

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE DELIVERY

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Genesee Delivery to provide transportation of water samples, cultures, etc., from the Orleans County Health Department to the Genesee County Laboratory, for the calendar year 1991. Cost to be reimbursed through State Aid at 40%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 64-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE COUNTY BOARD OF HEALTH (GENESEE LABORATORY BOARD OF MANAGERS)

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and the Genesee Board of Health (Genesee Laboratory Board of Managers) for laboratory services for the calendar year 1991. Cost to be reimbursed through State Aid at 40%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 65-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING APPOINTMENT OF PHCP COORDINATOR AS COUNTY REPRESENTATIVE FOR LOCAL CHILDREN'S PRESCHOOL STATE EDUCATION COMMITTEE

WHEREAS, the New York State Department of Education has transferred the responsibility to review preschool handicapped children, ages 3-5, to local school district committees, which will be referred to as Children's Preschool State Education Committees (CPSE's); and,

WHEREAS, such Committee's allow for County representation on all local school district committees (CPSE's);

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature hereby appoints the PHCP Coordinator as the County representative for local CPSE's; and be it

FURTHER RESOLVED, that in the absence of the PHCP Coordinator, the following are named as alternate representatives:

1st Alternate: Public Health Director

2nd Alternate: Chairman of the Health Committee.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 66-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ACCEPTING AWARD FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR \$3848.50 TO PROMOTE TOBACCO AWARENESS WEEK

RESOLVED, that this Legislature does hereby approve the acceptance, by the County Health Department, of an award, from the New York State Department of Health, in the amount of \$3848.50, for the development of a community awareness campaign to promote "Tobacco Awareness Week", January 28 - February 1; and be it

FURTHER RESOLVED, that \$3848.50 be added to Appropriation Account A4010.418 and Revenue Account A3401.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 67-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO APPROVE EXTENSION AND FILLING OF A TEMPORARY TYPIST POSITION AND THE CREATION AND FILLING OF A TEMPORARY RECEPTIONIST POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the extension and filling of the Temporary Typist position and the creation and filling of a Temporary Receptionist position in the County Health Department, with the salary for both positions to be in accordance with the CSEA Salary Schedule; said positions to be effective 01 February - 30 April 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 68-191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND TEMPRO ASSOCIATES, INC.

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Tempco Associates, Inc., to provide occupational therapy services to the Orleans County Health Department Home Health Agency for the calendar year 1991, with costs to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, Other Insurance, etc.; thus, there is no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 69-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE DEMOLITION OF DAMAGED AND DILAPIDATED STRUCTURE ON COUNTY-OWNED PROPERTY

WHEREAS, the County of Orleans in the deed consummating the last In Rem Tax Foreclosure Proceeding acquired title to the following described parcel:

Parcel No. 7 Harry P. Loss
Tax Map No. 73.06-3-91 246 E. Bank Street
 Albion, New York 14411
Being known as 246 E. Bank Street, 66.00x123.00';

and

WHEREAS, in accordance with Resolution No. 108-386, the Buildings and Grounds Department has

inspected the subject property and determined that the structure thereon is so dilapidated as to be beyond reasonable renovation or rehabilitation and that the same may be a hazard or nuisance and has reported such condition to this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Department to demolish the structure on the above mentioned parcel and to make the premises safe and secure so that the same does not constitute a hazard or nuisance; said demolition is subject to approval of the County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the previous resolution, the County Attorney said he wanted to have someone say it (the property) violated the code. The village of Albion code enforcement officer said he would do it, but then discovered that it was county-owned property, and felt the County Code Enforcement Officer should do it. Mr. Stevenson is in the hospital, and won't be back to work for quite some time. Mr. Webster thought that the County could contact the village once more, under the circumstances. Mr. Webster wanted photographs taken of the property before the demolition is started, also he wanted to be sure the property has gone through the second stage of the In Rem Procedure and that there are no liens or judgments on the property.

Legislator McCarthy stated that the problem with the property is the safety factor - the County has installed snow fence in front of it and has done the best that it can to keep people from entering the property. Mr. Webster again reiterated, that he was concerned about whether or not there are any liens or judgments against the property.

RESOLUTION NO. 70-191.

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT FOR CHAPLAIN'S SERVICES AT ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby approve the agreement between the County and Rev. W. E. Moss, 223 Washington Street, Albion, New York 14411, to provide chaplains services at the County jail at an

annual cost of \$2,000.00; said cost to be paid in equal quarterly installments of \$500.00 each on January 1, April 1, July 1, and October 1, upon the submission of a county voucher through the regular auditing process. (\$500.00 increase)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 71-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE SHERIFF TO PURCHASE THREE (3) VEHICLES

RESOLVED, that this Legislature does hereby authorize the Sheriff of Orleans County to purchase three (3) vehicles from Jesse Thompson's Duryea Ford which are the 1991 State Contract Patrol Vehicles. The initial cost of said vehicles is \$41,790, less trade-in of \$3,600.00, reducing the cost to \$38,190.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Swiercznski, moved to add the following resolutions to the agenda. These resolutions arrived after the agenda and resolution packets were mailed to the Board members.

1. Resolution Requesting Enactment of Legislation Directing Payment of Fines Imposed on Orleans Sanitary Landfill, Inc. to Local Governments and Citizens of Orleans County;
2. Resolution Creating Temporary Senior Account Clerk Typist Position in the County Treasurer's Office;
3. Resolution Authorizing Travel for Tourism Department Employees;
4. Resolution Regarding replacement or Repair of Siren Activated Monitors for Fire Stations;
5. Resolution Approving Agreement with RAM Communications;
6. Resolution Placing the Title of 2nd Assistant District Attorney in the Management Compensation Plan Step and Grade System;
7. Resolution Placing Equipment Formerly in District Attorney's Office in Various County Departments.

RESOLUTION NO. 72-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REQUESTING ENACTMENT OF LEGISLATION
DIRECTING PAYMENT OF FINES IMPOSED ON ORLEANS SANITARY
LANDFILL, INC. TO LOCAL GOVERNMENTS AND CITIZENS OF
ORLEANS COUNTY

WHEREAS, this Legislature adopted Resolution No. 521-1190 requesting the State of New York to distribute the fines and civil penalties imposed on Orleans Sanitary Landfill, Inc. (OSL) to the local governments and citizens of Orleans County inasmuch as they have borne and will bear the financial burden resultant from the operations of OSL; and

WHEREAS, the New York State Department of Law, in a letter dated January 3, 1991, to this Legislature, has stated that....."the distribution of the fines submitted to the State of New York in this matter could only be distributed to the municipalities and citizens.....by State legislation.";

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby requests the New York State Legislators representing the area of Orleans County, Honorable John Daly and Honorable R. Stephen Hawley, to introduce and seek the enactment of Legislation directing the payment of the fines and civil penalties imposed on OSL to the local governments and/or citizens of Orleans County to reimburse and compensate them for damages and costs incurred and to be incurred in connection with the existence and operation of OSL in Orleans County; and be it

FURTHER RESOLVED, that copies of this resolution be sent by the Clerk to the Honorable John B. Daly, the Honorable R. Stephen Hawley.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 73-191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CREATING TEMPORARY SENIOR ACCOUNT CLERK
TYPIST POSITION IN THE COUNTY TREASURER'S OFFICE

WHEREAS, Audrey Dobbins is leaving to have major surgery on January 30, 1991 and will be out of work for a minimum of six week;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby create one Temporary Senior Account Clerk Typist position, at Grade 6, Step 1, in the Orleans County Treasurer's office, to be filled for a period not to exceed six weeks.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 74-191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING TRAVEL FOR TOURISM DEPARTMENT EMPLOYEES

WHEREAS, pursuant to Resolution No. 546-1290, requiring approval by this Legislature for out-of-County travel involving overnight stays, this Legislature does hereby authorize travel for the following employees in the Tourism Department:

1. Dan Leary and Donald Couch, Tourism Promotion Aides, authorized to attend Eastern Sports, Boat, Camping, Travel & Outdoor Show at the State Farm Show Complex, in Harrisburg, Pa., from February 1, 1991 to February 11, 1991, at an estimated County cost of \$1,009.00;
2. William & Sharon Narburg, Tourism Promotion Aides, authorized to attend Alleghany Sport Travel & Outdoor Show, at the Expo Mart, Monroeville, Pa. from February 12, 1991 to February 18, 1991 at an estimated County cost of \$725.50;
3. William & Sharon Narburg, Tourism Promotion Aides, authorized to attend Greater Detroit Sportfishing Expo, The Palace of Auburn Hills, Detroit, Mich. from March 6, 1991 to March 11, 1991 at an estimated County cost of \$661.50;
4. Nancy & Don Couch, Tourism Promotion Aides, authorized to attend The Syracuse Sportsmen's Show, Onondaga War Memorial, Syracuse, N.Y. from March 7, 1991 to March 10, 1991 at an estimated County cost of \$390.50.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 75-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

**RESOLUTION REGARDING REPLACEMENT OR REPAIR OF SIREN
ACTIVATED MONITORS FOR FIRE STATIONS**

WHEREAS, these monitors were purchased approximately in the year 1971, through Federal Funding Program which bought and maintained this equipment for the purpose of activating local fire department sirens; and

WHEREAS, the Federal Funding Program was deleted in 1981, and since this time, fire departments throughout the County have been paying for this maintenance;

NOW, THEREFORE, BE IT RESOLVED, that the Civil Defense Office or the Orleans County Office of Disaster Preparedness will not be responsible for the replacement or maintenance of these monitors; and be it

FURTHER RESOLVED, that copies of this resolution shall be sent to the 13 fire companies in the County, and to the Director of the Office of Disaster Preparedness.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 76-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT WITH RAM COMMUNICATIONS

BE IT RESOLVED, that this Legislature does hereby approve an agreement with RAM Communications for system design and bid specification preparation for a countywide radio system to service public safety and public works requirements at a cost not to exceed \$38,640.00, plus the cost of outside services (frequency searches, etc.);, and be it

FURTHER RESOLVED, that the cost of this agreement shall be paid by the County Highway Department with the understanding that they will be reimbursed at the rate of \$2,000.00 from each town and village, with the difference in cost (from the actual amount budgeted in the Highway Department 1991 budget for the project and monies received from the Towns and Villages that are participating in the project) being transferred from the Contingent Fund A1990, to the appropriate line item in the Highway Budget.

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent.

RESOLUTION NO. 77-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION PLACING THE TITLE OF 2ND ASSISTANT DISTRICT ATTORNEY IN THE MANAGEMENT COMPENSATION PLAN STEP AND GRADE SYSTEM

BE IT RESOLVED, that effective January 1, 1991, the position of 2nd Assistant District Attorney is hereby placed in grade 1, step 1 of the Management Compensation Plan at an annual salary of \$15,829.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower spoke about volunteering at the Nursing Home. Legislator Swiercznski had spoken earlier about volunteering to drive patients to the doctor and/or hospital, and commented that it helped the patients and the Nursing Home, as well as the personal satisfaction he received from doing this. Legislator Bower said that the Nursing Home was looking for volunteers to pass water to the patients between 9:00 and 9:30, additional help on LIFELINE and to transfer patients from the Nursing Home to doctors' offices and/or hospitals. Mr. Bower said there were many opportunities for volunteers at the Nursing Home.

Legislator Berger had several requests from the Sheriff's Department:

- 1) Pay raise for Ellen Tuohey? The Board said her pay should be raised to \$6.00 per hour;
- 2) Information regarding the move of the Sheriff's Office from the Jail to Cunneen Hall. CAO Stan Dudek said that it would be best to receive approval from the State for the site, and at that time, move the offices. The County is waiting for State approval.
- 3) Information regarding gun permits. Judge Punch contacted the Sheriff and his clerical staff seems to have free time and would be willing to help out doing pistol permits. The Board saw no problem with this arrangement. The permit will be issued in

the Sheriff's Office, and the clerical and all necessary paper work will be handled in the Judge's office. The Board agreed to this.

- 4.) Information regarding an Agreement with the MRB Group. Mr. Dudek will be looking into the matter.
- 5.) Office Space for the Victims' Assistance Program. The Sheriff mentioned the Historian's Office. It was suggested that he talk with the Buildings and Grounds Superintendent to see what space is available.

Legislator Berger said he would get back to the Sheriff with this information.

Legislator McCarthy asked if it would be possible to arrange to have the Red Cross use the facilities at the Health Department for one afternoon in order to allow for County Employees, who wish to do so, donate blood to be used for our troops who are serving in Saudi Arabia and the Persian Gulf. Chairman Billings said there would be no problem with that, and suggested arranging for a time when the Legislature would be meeting so they could participate.

Health Department Administrator Andy Lucyszyn told the Board that the Governor's bill on Early Intervention for 0-3 Year Olds - Physically Handicapped Program would be passed this year. The State Health Department is holding an informational meeting on February 26th at 1:30 p.m. - with all involved in the PHC-Ed. Program invited to attend.

Mr. Dudek mentioned that the Buildings and Grounds Superintendent and Assistant Superintendent have been out of the Step and Grade system. After discussion, Legislator Tuohy suggested referring the matter to the Finance Committee.

There was discussion on the equipment formerly designated for use by the District Attorney. There is a copier, a FAX machine and a computer. Legislator Bower said that the Sheriff had asked that the computer be placed in his office. John Pratt, Veterans Service Agency Director, had also requested the computer. Mr. Dudek explained that based on the needs the Sheriff has, it would be best to place the computer in the Sheriff's Office. Motion by Legislator Berger, with second by Legislator Swiercznski, to authorize the placement of the computer in the Sheriff's Department. Motion carried.

With reference to the FAX machine, Legislator Bower moved, with second by Legislator Berger, to authorize the placement of the FAX machine in the Health Department office. Motion carried.

With reference to the copier, Legislator Berger, with second by Legislator Bower, that the copier be placed in the C. D. Office, with the stipulation that the Office of Disaster Preparedness assume contract obligations formerly held by the District Attorney. Motion carried.

The following resolution was then adopted:

RESOLUTION NO. 78-191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION PLACING EQUIPMENT FORMERLY IN DISTRICT ATTORNEY'S OFFICE IN VARIOUS COUNTY DEPARTMENTS

WHEREAS, certain equipment, formerly in the District Attorney's office, is now available for use by other departments;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the placement of the aforementioned equipment as follows:

1. Computer to be placed in the Sheriff's Department;
2. FAX Machine to be placed in the Health Department;
3. Copier to be placed in the Office of Disaster Preparedness with the stipulation that the C.D. Department take over, from the District Attorney, the contract for the copier.

Adopted. 7 ayes; 0 nays; 0 absent.

Mr. Dudek said he had received a request from the Director of the Youth Bureau, to be continued on the County payroll, for one day a month, until July. The Board did not agree to this and instructed Mr. Dudek to send a letter to Mr. Tirsch to this effect.

Motion by Legislator Swiercznski, with second by Legislator Tuohey, to adjourn. Motion carried.

Meeting adjourned at 7:25 p.m.

LEGISLATURE MEETING
February 13, 1991

The Chairman called the meeting to order at 4:45 p.m. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications: annual reports received by Planning, Aging and Probation, annual report and financial report received by Cooperative Extension, announcement regarding next Supervisors meeting, Planning Board meeting notice, letter received from Gerald Crotty acknowledging receipt of resolution no. 54-191, letters from Assemblyman Hawley acknowledging receipt of resolution numbers 54-191 and 15-191, letters from Lee Roberts regarding inclusion of two parcels in Agricultural District number 7, and a letter from Mark White regarding a GLOW insert that appeared in the Albion Holley Pennysaver.

Report of Standing Committees: Legislator Tuohy reported attendance at the team meeting. She said the department heads would like to meet with the Legislature to discuss their budgets. Legislator Tuohy said she will set that meeting up. Legislator Tuohy also attended the Barre Town meeting, Safety meeting and Solid Waste meeting.

Legislator Bennett reported attendance at his regular committee meetings. Legislator Bennett requested a report of the coroner expenses for 1990 and a listing of those coroners that responded, along with which funeral homes were called.

Legislator Swiercznski reported attendance at his regular committee meetings, solid waste meeting and meeting regarding 2% budget cuts.

Legislator McCarthy attended his regular committee meetings and the solid waste meeting.

Legislator Berger reported attendance at the Fire Advisory Board meeting on 1/28, Self-Insurance Advisory Board meeting on 1/30, DWI meeting, Finance meeting, meeting regarding Youth Release Program, Safety meeting on 2/5, Solid Waste meeting and Village of Lyndonville meeting on 2/11.

Legislator Bower attended the "Smoke Out" dance sponsored by the Health Department, plus regular

committee meetings.

Chairman Billings spoke about the proposed State cuts.

During the open discussion portion of the meeting, Andrew Lucyszyn mentioned the possibility of a blood drive for County employees. He has spoken with the Red Cross and it could be scheduled for June.

Legislator Swiercznski spoke to Mr. Lucyszyn about evaluations regarding the PHC Program. Mr. Lucyszyn said some applicants have been turned down.

Legislator Tuohey introduced a resolution, seconded by Legislator Swiercznski, regarding out-of-County travel. Legislator Bennett moved to amend the resolution, seconded by Legislator Swiercznski. The following resolutions were presented:

RESOLUTION NO. 79-291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REGARDING OUT-OF-COUNTY TRAVEL POLICY FOR COUNTY EMPLOYEES

RESOLVED, that the fourth paragraph of Resolution No. 546-1290, adopted by this Legislature, pertaining to a new policy for out-of-County travel involving overnight stays is hereby rescinded; and be it

FURTHER RESOLVED, that all such travel shall be done in accordance of the policy in place prior to the adoption of Resolution No. 546-1290, and be it

FURTHER RESOLVED, that this Legislature directs the Chief Administrative Officer to see that out-of-County travel is reduced by 50% of the amount budgeted for 1991 within each department

Adopted. 5 ayes; 2 nays; Legislators Bower and McCarthy. 0 absent.

RESOLUTION NO. 80-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN THE COUNTY AND

ORLEANS COMMUNITY ACTION COMMITTEE, INC.

RESOLVED, that the agreement between the County of Orleans and the Orleans Community Action Committee, Inc., 409 E. State Street, Albion, New York, for the calendar year 1991 is hereby approved by this Legislature at a total cost of \$37,946.00; said cost represents the 2% reduction required by the Legislature in Resolution No. 546-1290; and be it

FURTHER RESOLVED, that Community Action shall submit County vouchers for payment according to the following schedule:

First Installment: To be paid February 1991 in the amount of \$18,973.00;

Second Installment: To be paid July 1, 1991 in the amount of \$18,973.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution, seconded by Legislator Bennett, regarding agreements between the County and various agencies. Legislator Berger moved to amend the resolution to delete the Federation of Sportsmens' until more information is received. Motion seconded by Legislator Tuohey. Motion carried. The following resolutions were then presented:

RESOLUTION NO.81-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENTS BETWEEN THE COUNTY AND VARIOUS AGENCIES WITHIN THE COUNTY OF ORLEANS

RESOLVED, that this Legislature does hereby approve the agreements between the County and the Agencies for the calendar year 1991 in the amounts listed below; said amounts reflect the 2% reduction as required by the Legislature in Resolution No. 546-1290:

<u>AGENCY</u>	<u>AMOUNT</u>
Cobblestone Society 14393 Ridge Rd. Albion, N.Y. 14411	\$ 1,568.00
Council on the Arts	

c/o Arthur Barnes, Director
3598 Long Bridge Rd.
Albion, N.Y. 14411

\$ 882.00

Orleans County Soil & Water
Conservation Dist.
West Avenue
Albion, N.Y. 14411

\$28,795.00

Orleans County Soil & Water
Water Management
West Avenue
Albion, N.Y. 14411

\$15,104.00

Adopted. 5 ayes; 2 nays; Legislators Bennett and Bower; 0 absent.

RESOLUTION NO. 82-291

By Legislator Swiercznski, who moved the adoption.

9

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY AND THE COOPERATIVE EXTENSION

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the Cornell Cooperative Extension of Orleans County, which authorizes the payment of the sum of \$248,176.00 for the calendar year 1991, to Cooperative Extension, which represents the 2% reduction required by the Legislature in Resolution No. 546-1290; said payment to be made in quarterly installments of \$62,044.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution regarding positions in the Buildings & Grounds Department; seconded by Legislator Berger. Legislator McCarthy moved to add David Stevenson's name to the resolution; seconded by Legislator Tuohy. Motion carried. The following resolution was presented:

RESOLUTION NO. 83-291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION PLACING SUPERINTENDENT AND ASSISTANT SUPERINTENDENT OF THE BUILDINGS AND GROUNDS DEPARTMENT

IN MANAGEMENT COMPENSATION PLAN

BE IT RESOLVED, that the Superintendent of the Buildings and Grounds Department, Burnell Bingaman, is hereby placed in Grade 3, Step 8 of the Management Compensation Plan, effective January 1, 1991, with the stipulation that he shall also be entitled to an additional "management adjustment" payment of \$100.00, which shall be added to his annual salary; and be it

FURTHER RESOLVED, that the Assistant Superintendent of the Buildings and Grounds Department David Stevenson, is hereby placed in Grade 3, Step 8, effective January 1, 1991.

Adopted. 6 ayes; 1 nay; Legislator Berger; 0 absent.

RESOLUTION NO. 84-291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN VARIOUS COUNTY DEPARTMENTS

WHEREAS, Resolution No. 546-1290 requires a resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received from several County Departments:

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the vacancies listed below to be filled:

<u>Department</u>	<u>Position</u>
Nursing Home	Institutional Aide (1)
Nursing Home	Part-time LPN (1)
Nursing Home	Full-time Staff RN (1)

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 85-291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING FORENSIC SERVICES AGREEMENT WITH THE COUNTY OF NIAGARA

RESOLVED, that this Legislature does hereby approve the agreement with the County of Niagara which provides forensic services to the Orleans County Sheriff's Department; said agreement to be in effect January 1, 1990 through December 31, 1991, at an annual cost of \$5,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution regarding County departments 1991 budgets.

RESOLUTION NO. 86-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REDUCING I LOVE NEW YORK ALLOCATIONS

WHEREAS, the State has reduced its I Love New York allocation to the County of Orleans;

NOW, THEREFORE, BE IT RESOLVED, that the I Love New York Appropriation Account A6410.468 is hereby reduced to \$66,490.00 and the I Love New York Revenue Account A3716 is hereby reduced to \$33,245.00; and be it

FURTHER RESOLVED, that the County Treasurer is hereby directed to transfer the County share of the savings, \$6,755.00 to Contingent Account A1990.418.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 87-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY MENTAL HEALTH DEPARTMENT AND FRANK M. ROJEK, CPA

WHEREAS, the NYS Office of Mental Health requires a NYS Department of Mental Hygiene Consolidated Fiscal Report (CER) be furnished by the Mental Health Department; and

WHEREAS, this report must be audited and certified

by an independent Certified Public Accountant; and

WHEREAS, proposals from independent CPA firms have been received and reviewed, with a recommendation by the Mental Health Department to accept the proposal from Frank M. Rojeck, CPA;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Mental Health Department and Frank M. Rojek, CPA, at a cost not to exceed \$6,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 88-291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT BETWEEN SPEECH
PATHOLOGIST AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the agreement between Robert D. Baskervill, PhD and the Orleans County Nursing Home, in which Dr. Baskervill agrees to perform duties and provide services as a Speech Pathologist for the residents of the Nursing home for the calendar year 1991 at a cost of \$37.50 per hour.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 89-291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE
TO EXECUTE SCHOLARSHIP REPAYMENT AGREEMENT

WHEREAS, Dr. David G. Hicks, M.D., received scholarship funds from the County of Orleans and agreed to practice medicine in said County after graduation and qualification; and

WHEREAS, Dr. Hicks wishes to be relieved of such obligation and has agreed to repay the scholarship monies advanced by the County; and

WHEREAS, the County Attorney has prepared an Agreement providing for the repayment of \$13,500.00

principal, with interest at the rate of eight percent (8%) per year and the same has been executed by Dr. Hicks:

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Orleans County Legislature be, and he hereby is, authorized to execute this Scholarship Repayment Agreement on behalf of the County of Orleans.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 90-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENT TO SOIL AND WATER CONSERVATION DISTRICT BOARD

RESOLVED, that this Legislature does hereby appoint Leon VanLieshout to another term on the Orleans County Soil and Water conservation District Board; said term to end December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 91-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COUNTY PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the following reappointments to the Orleans County Planning Board:

<u>Name</u>	<u>Expiration Date</u>
Majael Robertson 16039 Glidden Road Holley, N.Y. 14470 Represents Town of Clarendon	12/31/93
Dennis Martinus 4606 Upper Holley Rd. Holley, N.Y. 14470 Town of Clarendon Alternate	12/31/93

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 92-291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PURCHASE OF NEW PRINTER FOR FUEL FARM

RESOLVED, that the Orleans County Fuel Farm be, and hereby is, authorized to purchase one (1) new printer for computer, at a cost of approximately \$600.00; said item is a budgeted item.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 93-291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PURCHASE OF EQUIPMENT FOR SOCIAL SERVICES DEPARTMENT

RESOLVED, that the Legislature hereby authorizes the Social Services Department to purchase two Xerox typewriters at a cost of \$1432.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 94-291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENTS BETWEEN THE COUNTY AND THE FOUR LIBRARIES WITHIN THE COUNTY

RESOLVED, that this Legislature does hereby approve the agreements between the County and the various libraries within the County, for the calendar year 1991 in the amounts as listed below; said amounts reflect the 2% reduction required by the Legislature in Resolution No. 546-1290:

<u>LIBRARY</u>	<u>AMOUNT</u>
Swan Library	
Albion, New York	\$15,221.00
Community Free Library	

Holley, New York	\$ 8,762.00
Yates Community Library Lyndonville, New York	\$ 4,544.00
Lee-Whedon Memorial Library Medina, New York	\$13,001.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 95-291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING SALARIES FOR CERTAIN PART-TIME EMPLOYEES

RESOLVED, that this Legislature does hereby authorize and set salaries/rates for the calendar year 1991, for certain part-time employees, as follows:

<u>Position</u>	<u>Rate/ Salary</u>
Clerk, Crimes Victims Assis. Program	\$6.00/hr.
County Historian	\$4,695/yr;

and be it

FURTHER RESOLVED, that all other part time employees shall receive at least the minimum wage hourly rate.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 96-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION MODIFYING RESOLUTION NO. 552-1290

BE IT RESOLVED, that Resolution No. 552-1290 is hereby amended to delete the reference to part-time, so that it will be clearly understood that the position is temporary.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 97-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COMMUNITY ACTION COMMITTEE BOARD OF DIRECTORS

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans Community Action Committee Board of Directors; with all terms for a one year duration; ending 12/31/91

Richard Bennett
Court House Sq.
Albion, N.Y. 14411

Ashley Ward
Roosevelt Highway
Kent, N.Y. 14477

Michael Paduchak
1412 Center Road
Kendall, N.Y. 14476

Sandra Flugel
c/o Marine Midland Bank
Albion, N.Y. 14411

Norma Warne
County House Rd.
Albion, N.Y. 14411

Geary Shenck
15901 E. Lee Road
Holley, N.Y. 14470

and be it

FURTHER RESOLVED, that these individuals are hereby appointed to said Board of Directors, as representatives of the members of the Orleans County Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 98-291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION OPPOSING THE DOWNGRADE IN STATUS OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION HIGHWAY GARAGE IN ORLEANS COUNTY

WHEREAS, the State of New York is proposing to downgrade the NYS Department of Transportation Highway Garage facility located in Orleans County from its present status, which allows a resident engineer to be assigned to Orleans County; and

WHEREAS, such an action will place the NYS DOT facility located in Orleans County under control of the NYS DOT facility in Batavia, thereby causing Orleans

County to lose the benefits of having a resident engineer within the County;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby oppose such a change, and requests that the NYS Department of Transportation continue to operate their Orleans County facility, with its resident engineer; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Senator John B. Daly, Assemblyman R. Stephen Hawley, the Commissioner of Transportation, and to Lewis Gurley, NYS DOT Region 4 Director.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 99-291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPOINTING MEMBERS TO FILL YOUTH BOARD VACANCIES

BE IT RESOLVED, that the following are hereby appointed to fill existing vacancies on the County Youth Board:

<u>Name</u>	<u>Represents</u>	<u>Expiration Date</u>
Deborah Carter (Albion)	Juvenile Justice	12/31/92
Chelcy Thomas (Medina)	Youth	12/31/93
Thomas Graham (Holley)	Youth	12/31/93
Jeanne Tuohey (Medina)	At Large	12/31/92
Eileen Heye (Albion)	At Large	12/31/93

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 100-291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING SALE OF 1987 EAGER BEEVER BRUSH CHIPPER

RESOLVED, that the Superintendent of Highways be, and hereby is, authorized to sell one (1) used surplus Eager Beaver Brush Chipper to the Town of Murray Highway Department for the sum of \$4,000.00; said amount is the book value of the Chipper.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution regarding proposals for architectural services for the Nursing Home.

Legislator Berger withdrew two resolutions regarding out-of-County travel for the Chief Administrative Officer and the Personnel & Self-Insurance Administrator.

RESOLUTION NO. 101-291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENTS TO THE MEDICAL SCHOLARSHIP COMMITTEE

RESOLVED, that this Legislator does hereby appoint the following to the Medical Scholarship Committee:

<u>NAME</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Arthur Mruczek, MD 500 Erie Street Medina, N.Y.		12/31/91
Betty Childs 383 Erie Street Medina, N.Y.		12/31/91
Joseph Misiti, MD 11076 W. Center St. Medina, N.Y.	Medina Memorial Hospital	12/31/92
Burton Entrekin 3903 Culvert Rd. Medina, N.Y. 14103		12/31/93
Herman Hicks Maple Street		

Albion, N.Y. 14411

12/31/93

Richard Bloom
8 Meadowbrook Dr.
Albion, N.Y.

12/31/92

Barbara B. Waters
W. Center St. Ext.
Medina, N.Y. 14103

12/31/93

Norris Webster County Atty.
343 Main St.
Medina, N.Y. 14103

Legislator

12/31/91

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

Legislator Bennett removed a resolution from the table, regarding equipment purchases for the Health Department. Legislator Swiercznski moved to table this resolution until the February 27 meeting. Seconded by Legislator Bower. Motion carried

Legislator Berger moved to waive the rules to add several resolutions to the agenda; seconded by Legislator Bower. The following resolutions were presented:

RESOLUTION NO. 102-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING SALARY INCREASE FOR 1991 FOR THE MEDICAL CONSULTANT IN THE ORLEANS COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby set the salary for the Medical Consultant of the Orleans County Health Department at \$9,541.00; said salary to be retroactive to January 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 103-291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SETTING SALARY FOR PART-TIME SECRETARY
POSITION IN THE OFFICE OF THE DISTRICT ATTORNEY

BE IT RESOLVED, that the salary for the Part-time Secretary position in the Office of the District Attorney is hereby set at \$3,667.00 annually, retroactive to January 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 104-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP BUDGET MONIES IN CAPITAL PROJECT
MENTAL HEALTH BUILDING ACCOUNTS

RESOLVED, that the County Treasurer is hereby authorized to set budget monies in Capital Project Mental Health Building Accounts as follows:

From:

General Fund Fund Balance \$10,991.00

To:

A9950-530 Transfer to Capital
Project Mental Health
Building Accounts \$10,991.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 105-291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY
FIRE ADVISORY BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Fire Advisory Board:

Dale Banker
Thomas Hicks
Robin Roberts
Richard DeYoung
Kirk Zinkievich
Fran Gaylord
John Blösenhauer

Albion Fire Department
Barre Fire Department
Carlton Fire Department
Clarendon Fire Department
East Shelby Fire Dept.
Holley Fire Department
Hulberton Fire Department

Doug Jones
Donald Grabowski
Gregory Barhite
Gary Zinsmeister
Norman Bale
Gary Watts

Kendall Fire Department
Lyndonville Fire Dept.
Medina Fire Department
Morton Fire Department
Ridgeway Fire Department
Shelby Fire Department

and be it

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

Richard Clark	Orleans County Fire Coordinator
David Green	Orleans County Sheriff
Dale Watts	Deputy Coordinator
David Westlund	Deputy Coordinator
Paul Wagner	Deputy Coordinator
John Daniels	Fire Investigator
Charles Mele	Fire Investigator
Mark Watts	Fire Investigator
Mark Mallick	Office of Fire Prevention and Control
Dale Banker	Orleans County Fire Chiefs Association
Frank R. Berger	Orleans County Legislator Chairman Public Safety Committee
Marcia B. Tuohey	Orleans County Legislator Member of the Public Safety Committee.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger introduced a resolution regarding an increase in gasoline tax. Legislator Swiercznski moved to amend the resolution to remove the paragraph regarding the tax money being given to Orleans County; seconded by Legislator Billings. The motion to amend the resolution failed, with Legislators Billings, Bennett and Swiercznski voting for the amendment; Legislators McCarthy, Bower, Tuohey and Berger voting against the amendment. The following resolutions were presented:

RESOLUTION NO. 106-291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION OPPOSING INCREASE IN GASOLINE TAX

WHEREAS, the Orleans County Legislature has determined that an increase in the gasoline tax would be regressive and would be detrimental to the New York State and local economy; and

WHEREAS, such a tax would discriminate against the upstate area of New York, especially rural areas; and

WHEREAS, such a tax would undermine local efforts to increase tourism;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby indicate its opposition to any increase in the gasoline tax; and be it

FURTHER RESOLVED, that if any such gasoline tax increase is approved, 100% of any such increase shall be given to the County where such tax is derived; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be sent to Governor Mario Cuomo, the Commissioner of the NYS Department of Taxation and Finance, Senator John B. Daly, Assemblyman R. Stephen Hawley, the Inter-County Association of Western New York, the New York State Association of Counties, and to the Chairmen of the appropriate Legislative Committees.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 107-291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TWO PERCENT CUTS IN 1991 BUDGET FOR COUNTY DEPARTMENTS AND VARIOUS AGENCIES WITHIN THE COUNTY

WHEREAS, Resolution No. 546-1290 requested department heads and various agencies within the County who receive County funding, to make a two percent reduction in their 1991 budgets; and

WHEREAS, the aforementioned departments and agencies have complied with the request of the Legislature; and

WHEREAS, the proposed reductions have been reviewed by the Finance Committee and the Budget Officer, with the recommendation that the Legislature proceed with said reductions;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to reduce the various accounts in the 1991 budget as follows:

(see attached)

and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to make the following transfers within the 1991 County Budget accounts:

<u>From:</u>	
General Fund	\$168,196.00
<u>To:</u>	
A1990.418 Contingent Fund	\$168,196.00

<u>From:</u>	
Road Fund	\$ 30,975.00
<u>To:</u>	
D1990.418	\$ 30,975.00

<u>From:</u>	
Machinery Fund	\$ 2,600.00
<u>To:</u>	
DM1990.418	\$ 2,600.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 108-291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN GENESEE-ORLEANS HOMEMAKERS, INC. AND THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the renewal agreement with Genesee-Orleans Homemakers, Inc., Batavia, NY to provide home health care services to Medicaid recipients; to be effective January 1, 1991 - December 31, 1991 at a cost of \$9.40 per hour per recipient. County cost is \$2.35 per hour per recipient.

Adopted. 7 ayes; 0 nays; 0 absent.

Kevin Voorhees attended the Legislature meeting, along with Wayne Hale to discuss the four-county Solid

Waste Management Plan. Mr. Voorhees reviewed the recycling and disposal issues that the Legislators had previously stated their position on. Mr. Voorhees said the main difference between Orleans County and the other counties on their preliminary positions is the "bag tag" system. The other counties are for it, Orleans is not.

Legislator Swiercznski, with second by Legislator Berger, motioned to recess the meeting, subject to the call of the Chairman. Motion carried.

Meeting recessed at 6:20 p.m.

LEGISLATURE MEETING
February 27, 1991

The Chairman called the meeting to order at 5:15 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators with the exception of Legislator Bower were present. Legislator Bower arrived later in the meeting at 5:40 p.m.

Chairman Billings, upon a request from Legislator Swiercznski, called for a moment of silence in memory of Justin Roberts who died the previous week. Mr. Roberts had served as a member of the Orleans County Board of Supervisors many years ago.

The Clerk presented the following communications: Minutes from the February 26th Board of Health Meeting; minutes from the January 28th Fire Advisory Board Meeting; minutes from the September 26, 1990 and January 16, 1991 Orleans County Local EMS Council meetings; an announcement from the Orleans County Local EMS Council that the next meeting will be held March 20th in Albion, at 7:30 p.m. along with an agenda for that meeting; minutes from the February 7th meeting of the Orleans County Planning Board, an agenda for their February 28th meeting and a schedule of meetings for 1991; announced that the NYSAC Spring Conference will be held March 10 -12, 1991 at the Albany Hilton Hotel.

Announced that a letter from the County Fire Chief's Association President Dale Banker had been received stating that the Association is in favor of the County purchasing a "mute control" for the Sheriff's dispatch office; also a similar letter from the County Fire Advisory Board Chairman Richard DeYoung stating the same thing - that a "mute control" is needed in the Sheriff's dispatch office.

A letter of acknowledgment from Governor Cuomo's office regarding Resolution No. 106-291; also a letter of acknowledgment from Assemblyman Hawley's office regarding Resolution No. 72-191.

Report of Standing Committees: Legislator Tuohey reported attending her regular departmental meetings; also attended the Magistrates Meeting at the Jail, with a tour of the jail as part of the agenda;

Legislators Bennett and Swiercznski reported attending their usual meetings. Legislator Swiercznski noted that four members of the Board were at the County Supervisors' and Legislators' Meeting the previous

evening and that the solid waste problem was discussed.

Legislator McCarthy reported attending his regular meetings. Mr. McCarthy said he had inspected the property in the Town of Yates, for which the County had been cited, and upon further investigation, Mr. McCarthy said that apparently the Town had done away with that particular law. However, there were five unlicensed vehicles on the property, and an old boat. The Chairman asked if these vehicles could be removed, since they were on county-owned property. The County Attorney said he would look into the matter.

Legislator Berger attended the Yates Town Board meeting on February 14th; the Magistrates Meeting at the Jail on February 18th, with the Sheriff from Livingston County speaking on a Work Release Program; Mr. Berger also attended the Fire Chiefs' Meeting in Medina. On February 20th, Mr. Berger met with the Probation and Civil Defense directors; attended the Fire Advisory Board Meeting on February 25th and attended a meeting at the Extension Office in Lockport held at the 4-H Grounds; attended the Soil & Water District Drainage Meeting in Corfu on February 26th - (they will have someone from the Army Corps of Engineers speak April 22nd). Mr. Berger said the Village of Medina board meeting had been cancelled, and would be held this evening - the 27th.

During the open discussion portion of the meeting Dan Cook, reporter from the Journal-Register, asked if anything had been received from the NYS Health Department regarding the request for additional beds for the Nursing Home. Chairman Billings said nothing had been received, and noted that the NYS Health Commissioner David Axelrod had been taken ill and was in an intensive care unit at a hospital in Washington.

The following resolutions were presented:

RESOLUTION NO. 109-291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TRANSFERRING FUNDS FROM FUND BALANCE TO CENTRAL TYPEWRITER REPAIR ACCOUNT

WHEREAS, funds in the amount of \$16,845.34 from the 1990 Central Typewriter Repair Account have reverted to the County's Fund Balance; and

WHEREAS, said funds are needed to repair equipment

for the various County departments;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$16,845.34 from Fund Balance to 1991 Central Typewriter Repair Account A1615.465.

Adopted. 6 ayes; 0 nays; 1 absent; Legislator Bower.

During discussion on the previous resolution, Chief Administrative Officer Stanley Dudek explained how the Central Typewriter Repair account was formed, and the purpose of the account. He also explained that Equipment Repair Account was a more accurate title, since the funds in that account were used to repair and maintain office equipment in general, and was not limited strictly to typewriter repair. The fund eliminated many of the individual maintenance agreements previously held by many of the Departments. (The account had originally been called in the resolution "Equipment Repair Account". Mrs. Tuohey changed this, when she introduced the resolution, to Central Typewriter Repair Account.)

RESOLUTION NO. 110-291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PURCHASE OF AN ACCESS CARE IMPRINTER FOR FUEL FARM OPERATION

RESOLVED, that the Fuel Farm be authorized to purchase for its operation 1 (one) fuel and vehicle card imprinter and coder to supply the needed cards for access by accounts for the purchase of fuel at a cost of approximately \$3,200.00

Adopted. 6 ayes; 0 nays; 1 absent; Legislator Bower

RESOLUTION NO. 111-291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PRICE TO BE SET FOR SALE OF COUNTY HIGHWAY MAPS

RESOLVED, that this Legislature does hereby set a price of \$1.50 for each County Highway map picked up and \$2.00 for every map that is mailed upon request;

these prices per the Highway Superintendent's recommendation as the price for printing and shipping of these maps is over \$1.00 each and the cost of mailing one map has just risen to \$0.52.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower

The next resolution on the agenda entitled RESOLUTION APPROVING EMPLOYEE ASSISTANCE PROGRAM AGREEMENT WITH GENESEE COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE, INC. was tabled by Legislator Tuohey.

Legislator Swiercznski tabled the next resolution on the agenda entitled RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN TOURISM DEPARTMENT.

RESOLUTION NO. 113-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN OFFICE FOR THE AGING

RESOLVED, that this Legislature authorizes the purchase of 16 Lifeline Nonvoice Communicators at a cost of \$9,040.00, to be purchased by Office for the Aging, account 6772.476; such purchase to be completely covered by Lifeline income.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 114-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASES IN ORLEANS COUNTY PLANNING DEPARTMENT

RESOLVED, that this Legislature authorizes the following equipment purchases to be made by the Orleans County Planning Department:

Work Center \$ 276.52 8020.210

Right Return \$ 163.06 8020.210

Xerox Memorywriter \$ 702.00 8020.220

Computer Package \$2092.50 8020.220

Laser Jet Printer w/
Memory Expansion \$1765.00 8020.220

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 115-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COMMUNITY ACTION COMMITTEE BOARD OF DIRECTORS

RESOLVED, that this Legislature does hereby approve the appointment of Robert Rice, 237 S. Main St., Albion, N.Y. to the Orleans Community Action Committee Board of Directors with a one-year term ending December 31, 1991; and be it

FURTHER RESOLVED, that Mr. Rice is hereby appointed to said Board of Directors, as a representative of the members of the Orleans County Legislature.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 116-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

(1) Orleans County Data Processing Department, Albion, New York to provide computer programming, maintenance and consultation services; to be effective January 1, 1991 through December 31, 1991 at a cost of \$18,426. County cost is \$4,606.

(2) Orleans County Attorney, Medina, New York to provide legal services; to be effective January 1, 1991 - December 31, 1991 at a cost of \$70,474. County cost is \$17,618.

(3) Monroe Ambulance, Rochester, New York to provide emergency and non-emergency ambulance transport services to Medicaid patients; to be effective January 1, 1991 - December 31, 1991 at costs set forth in the agreement. County cost is 25% of total cost.

(4) Orleans Community Action Committee, Inc., Albion, New York to provide non-emergency medical transportation services to Medicaid patients; to be effective January 1, 1991 - December 31, 1991 at costs set forth in the agreement. County cost is 25% of the total cost.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 117-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the Orleans County Health Department to purchase a Swintek typewriter at a cost of \$399.88.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 118-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PUBLIC HEARING FOR ORLEANS AGRICULTURAL DISTRICT NO. 1 (ALSO KNOWN AS CLARENDON AG DISTRICT) EIGHTH YEAR REVIEW

WHEREAS, recommendations have been received from the Orleans County Planning Board and the Agricultural Districting Advisory Committee in reference to the eighth year review of Orleans Agricultural District No. 1 (Clarendon Ag District);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize that a Public Hearing be held on March 20, 1991 at 7:30 p.m. in the Clarendon Town Hall, Church & 4th Section Rd., Clarendon, New York to consider the recommendations of the County Planning Board and the Agricultural Districting

Advisory Committee, as well as any proposed modifications of the district; and be it

FURTHER RESOLVED, that all parties in interest and citizens will be heard by the Orleans County Legislature at that time.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Bower arrived at the meeting at 5:40 p.m.

RESOLUTION NO. 119-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION OPPOSING THE BANNING OF SNAGGING (SNATCHING, FOUL HOOKING) OF PACIFIC SALMON IN ORLEANS COUNTY

WHEREAS, it is the intent of the Department of Environmental Conservation (D.E.C) to phase out the snagging of Pacific Salmon in 1992 and 1993 with a total ban in 1994; and

WHEREAS, the Orleans County Tourism Promotion Agency reports that based on economic impact studies, phone canvassing, fishing license sales, accommodation registrations, fish cleaning station inquires, and other related businesses, the loss to the economy during the snagging period would be significant; and

WHEREAS, the snagging season currently runs from August 15th to November 15th; and

WHEREAS, this period of time begins too soon with fish migration generally starting in September, and ending too late with the run generally over by the 3rd week in October; and

WHEREAS, at about the 3rd week in October Brown Trout are present in the streams and could be accidentally foul hooked, and in November steelhead trout could be in the streams;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby oppose the banning of snagging (snatching, foul hooking) of Pacific Salmon in Orleans County; and be it

FURTHER RESOLVED, that this Legislature supports a season for snagging Pacific Salmon to begin on

September 15th and run until the first Sunday after the 15th of October.

FURTHER RESOLVED, that this resolution be sent to the following State Legislators and Directors:

Governor Mario M. Cuomo
Senator John B. Sheffer II, Tourism Center
Senator Ralph J. Marino, Majority Leader
Assemblyman Melvin H. Miller, Speaker
Assemblyman Joseph T. Pillittere, Tourism Center
Senator John B. Daly
Assemblyman R. Stephen Hawley
Bruce D. Shupp, Chief Bureau of Fisheries, D.E.C.
Robert E. Langs, Principal Aquatic Biologist, DEC
Thomas C. Jorling, Commissioner, DEC

Adopted. 5 ayes; 2 nays, Legislators Berger and Bower;
0 absent.

Legislator McCarthy, with second by Legislator Bower, introduced a resolution entitled RESOLUTION AUTHORIZING PURCHASE OF ARPS REAR TRACTOR BLADE. Upon discussion, Legislator McCarthy tabled the resolution.

RESOLUTION NO. 120-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND FREED, MAXICK, SACHS & MURPHY

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Freed, Maxick, Sachs and Murphy, PC, for the preparation of the 1990 Medicare Cost Report, as well as a mid-year review to determine potential Medicare reimbursement for 1991, at a total cost not to exceed \$5,000. Reimbursement through State Aid at 40%.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew from the agenda, the resolution entitled RESOLUTION AMENDING ORLEANS COUNTY

HEALTH DEPARTMENT ENVIRONMENTAL HEALTH FEE SCHEDULE.

RESOLUTION NO. 121-291

By Legislator Bennett who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE AGREEMENT BETWEEN DEBRA MCGRATH, REGISTERED PHYSICAL THERAPIST, AND THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department is in need of an additional Physical Therapist in order to provide such services for the Home Health Agency, per compliance regulations set forth by the New York State Department of Health, Office of Health Systems Management;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Debra McGrath, Registered Physical Therapist, and the County Health Department, for physical therapy services, at a cost of \$35.00 per visit. Cost to be reimbursed through Medicare, Medicaid, Other Third Party Insurance, etc.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 122-291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING AND CREATING POSITION IN THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home Administrator to abolish two (2) Registered Nurse positions, Grade 13, and create two (2) Licensed Practical Nurse Positions, Grade 8.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 123-291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR COUNTY HEALTH DEPARTMENT

RESOLVED, that, pursuant to Resolution No. 561-1290, this Legislator does hereby authorize the County Health Department to purchase the following equipment, not to exceed \$1253.29, provided that this equipment is not available as surplus equipment in other County departments.

1. Three Desks;
2. One Hutch;
3. Three File Cabinets;
4. Three Chairs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 124-291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONTINUATION OF THE CLUSTER HOME PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the continuation of the Cluster Home Program effective January 1, 1991 through December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey tabled the resolution entitled
RESOLUTION SETTING SALARIES FOR PART-TIME EMPLOYEES
WITHIN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

At this point, the Chairman instructed the Clerk not to add any resolutions to the agenda if they arrived after the packets had been mailed. The only way late resolutions can be added to the agenda is by the Legislator, who is the Department's chairman, calling the Clerk and stating that the late resolutions are to be added to the meeting agenda.

Legislator Berger, with second by Legislator McCarthy moved to waive the rules to allow for the introduction of the resolution that follows. Motion carried.

RESOLUTION NO. 125-291

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PURCHASE OF "MUTE CONTROL" FOR SHERIFF DEPARTMENT RADIO SYSTEM

WHEREAS, the Orleans County Fire Advisory Board and the Orleans County Fire Chief's Association have recommended that a mute control device be purchased and installed on the Orleans County Sheriff's Department radio communication system; and

WHEREAS, the Sheriff has indicated the need for such equipment;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Sheriff be and he hereby is authorized to purchase and have installed at the Sheriff Department Radio System a "mute control" device at a cost not to exceed \$800.00; said purchase to be paid from Account 3110.250 Sheriff's Department Other Equipment.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Berger, moved to waive the rules to allow for the introduction of the following resolution. Motion carried.

RESOLUTION NO. 126-291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION 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 April 20, 1991 at 10:00 a.m. in the Court Room of the Orleans County Courthouse, Court House Square, Albion, New York, be approved by this Legislature, as follows:

TERMS OF AUCTION
ORLEANS COUNTY TAX PROPERTY AUCTION
ORLEANS COUNTY COURTHOUSE
ALBION, NEW YORK
APRIL 20, 1991, 10:00 A.M.

This is the sale at public auction of various parcels of real property which have been conveyed to 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:

1. All sales are made subject to confirmation and approval thereof by the Orleans County Legislature, which confirmation and approval will be requested at a special meeting of the said Legislature to be held this day at 11:00 a.m. The resolution of confirmation will be immediately available at the close of said meeting.
2. At least 25% of the final bid for each parcel shall be paid to the Clerk of these proceedings prior to the start of the Special Legislature Meeting above stated. Payment shall be in cash or by a good check upon a New York State financial institution.
3. The balance of the successful and accepted bid for each parcel shall be paid in cash or by certified check to the Orleans County Treasurer, Central Hall, 34 East Park Street, Albion, New York 14411, no later than Friday, May 17, 1991 between 9:00 a.m. and 5:00 p.m. unless extended by the Legislature.
4. The County of Orleans is not required to send any notice to the purchaser or purchasers, and if the purchaser or purchasers neglect to pay the balance due and call at the Orleans County Treasurer's Office at the above stated time, the successful bid shall at 5:00 p.m. on Friday, May 17, 1991 be deemed conclusively to be abandoned, the deposit retained by the County as liquidation damages and the parcel in question disposed of in such manner as the County determines without notice to or benefit to the defaulting purchaser.
5. Upon payment of the balance, as above provided, the County of Orleans will deliver a standard form quitclaim tax deed which shall describe the parcel in the same manner as in the In Rem Foreclosure deed to the County and which shall quitclaim all of the right, title and interest of the County of Orleans in and to the said parcel. The said deed shall name as grantee the successful confirmed bidder and shall state the amount of the successful confirmed bid. The County of Orleans will execute no warranties concerning the parcel or the title thereto and will not deliver or be responsible for abstracts, title searches,

surveys, maps or other documents concerning the parcel whatsoever.

6. The deed shall contain a condition and covenant that Orleans 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 said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
7. All parcels are sold subject to the 1991 Town and County tax and the relieved 1990-91 school tax. The amount of such unpaid tax shall be announce by the auctioneer prior to the auction of each parcel. The unpaid taxes must be paid prior to April 30, 1991 to avoid further penalty. The unpaid tax must be paid upon payment of the balance of the final bid.
8. The purchaser upon payment of the final bid and the unpaid taxes shall also deliver to the Treasurer a check for all recording fees due to the County Clerk for filing the deed. Such fees will be \$13.00 plus \$2.00 for every \$500.00 or part thereof of the purchase price. For example, if final bid is \$10,000.00, recording fee is \$13.00 plus \$2.00 x (20) or \$53.00.
9. The successful and confirmed purchaser shall take the parcel "as is" upon delivery of the above stated deed, in such condition as the same exists at that date and subject to all alleged possessory or other claims and all covenants, easements and restrictions of record.
10. The various parcels have been available for view by any and all interested parties prior to this sale. No adjournment in bidding shall be allowed for further viewing of any parcel.
11. The various parcels shall be offered from the list of parcels previously available in such order and manner as the auctioneer shall deem proper.
12. The Legislature reserves the right to set minimum opening bids on any or all parcels to be auctioned at any time prior to the auction.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

Legislator Swiercznski, with second by Legislator Bennett, moved to waive the rules to allow for the introduction of the following resolution. Motion

carried.

RESOLUTION NO. 127-291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REGARDING AGREEMENTS AND/OR DEMONSTRATION PROJECTS

RESOLVED, that any agreements, cooperative agreements, demonstration projects or ventures with any outside entities (Federal, State or private organizations) shall at first instance be approved by the Orleans County Legislature, so as to review the impact on all inter-related services provided by Orleans County; this resolution is to take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Billings spoke to the Board regarding the solid waste problem. He said the problem had been discussed at the Supervisors' and Legislators' Meeting on the 26th, and that they were "pretty much in agreement with the direction we are going...Don't know if (any of) you have seen a copy of the Cooperation Agreement Norris has put together...I think we are coming to the point where we need some support from this Board."

Legislator Bower said he had been asked, by several different people, what about the elderly, or those who only have the need for one bag of trash to be picked up once a month. Chairman Billings said the question was brought up at the Supervisors' Meeting regarding seasonal people - he noted that there are people from all over the County who are away for six months out of the year - those people would not be satisfied with what the County is proposing. Legislator Tuohey said that fees can always be lowered, but that she felt the County should go ahead and get quotations, and see what the costs will be; that it might even be necessary to rebid the project.

CAO Stan Dudek said that decisions have to be made on a number of things - (1) Number of bags to be picked up, (2) Size of the bags, (3) The means of identifying parcels to be included in the district. He also said it was necessary to have this information within the next few weeks. With regard to the parcels to be included, Legislator Tuohey said that it should be up to the Town Assessors.

With regard as to whether or not to charge churches, schools, municipalities, fire companies, etc., the County Attorney felt the charge should be straight across the board - that everyone should pay. These are "user fees".

With regard to mobile home parks - Mr. Dudek explained that they will have an option - anyone in the park who wants a pick-up will contract with the company.

Chairman Billings reiterated that a Municipal Agreement had been put together by the County Attorney, and could be sent out to the Towns and Villages. Motion by Legislator Swiercznski, with second by Legislator McCarthy, authorizing the Chairman to mail out the Municipal Agreements to the Towns and Villages, along with a cover letter explaining what the County is proposing. The County Attorney will draft a letter for the Chairman to include with the Municipal Agreement.

Legislator McCarthy requested that the Marine Park be listed on the March 13th Conference Session Agenda, as a discussion item.

The Board also decided to place a resolution authorizing bidding on the County's garbage proposal on the agenda for the March 13th meeting.

Motion by Legislator Bower, with second by Legislator Swiercznski, to adjourn. Motion carried.

Meeting adjourned at 6:45 p.m.

LEGISLATURE MEETING
March 13, 1991

The Chairman called the meeting to order at 4:45 p.m. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications: acknowledgment of flowers sent by Legislature, from family of Amelia Bower, acknowledgements of receipt of resolution 98-291 from Assemblyman Hawley and Lewis Gurley, acknowledgments of receipt of resolution 106-291 from NYSAC and Assemblyman Hawley, copies of letters written by NYSAC to Dutchess and Nassau Counties regarding our resolution number 106-291, copy of a resolution adopted by Herkimer County regarding needs of dairy farmers, OTB minutes, resolutions adopted by Cortland County regarding the proposed gasoline tax and State mandated programs, a letter from David Summers regarding mandate relief, eighth year review report on Ag. District #7, letters from Senator Daly and Edwin Crawford, acknowledging receipt of resolution number 15-191, copy of letter written by Mr. Crawford to Edward Gusty re our resolution number 15-291, letter from Maejel Robertson indicating that she cannot sign her oath of office for the Planning Board until after April 1, and 16 anniversary review report on Agricultural District #1, submitted by the Planning board.

Debbie Kerr-Rosenbeck, Genesee County Youth Bureau Director was present at the meeting. At Chairman Billings instruction, two of the resolutions involving the Youth Bureau, were introduced before the other agenda items.

Legislator Berger moved, with a second from Legislator Bower, to waive the rules to allow the introduction of two additional resolutions. The following resolutions were presented:

RESOLUTION NO. 128-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY TO
OPERATE THE ORLEANS COUNTY YOUTH BUREAU

BE IT RESOLVED, that the Orleans County Legislature does hereby approve an agreement with

Genesee County to operate the Orleans County Youth Bureau. Orleans County's commitment will be to pay forty percent (40%) of the actual annual operating costs of the Genesee County Youth Bureau (projected to be \$90,108.00 in 1991). The prorated 1991 Orleans county cost will not exceed \$27,032.00 and will be paid in monthly installments of \$3,004.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 129-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION ABOLISHING POSITIONS IN THE ORLEANS COUNTY YOUTH BUREAU

BE IT RESOLVED, that this Legislature does hereby abolish the following positions in the Orleans County Youth Bureau, effective March 18, 1991:

1. Director of Youth and STOP DWI
2. Employment and Training Counselor
3. Senior Account-Clerk Typist
4. Youth Diversion Coordinator

Adopted. 7 ayes; 0 nays; 0 absent.

Report of Standing Committees: Legislator Tuohey reported attendance at Intercounty on February 28. She also attended the Village, Town, County and School meeting at the Apple Grove, EAP meeting, Safety meeting on March 5 and Shelby Board meeting on March 12. Legislator Tuohey also attended her regular meetings.

Legislator Bennett reported attendance at his regular committee meetings. Legislator Bennett said a meeting should be scheduled with the School Superintendents. Legislator Bennett also expressed a concern regarding the Weights and Measures position.

Legislator Swiercznski reported attendance at his regular committee meetings.

Legislator McCarthy attended his regular committee meetings. Legislator McCarthy said there have been several applicants for the position of Weights & Measures Director. He said he would like Charlie Shervin to stay until April 5 to help break in the new

person. Legislator Tuohey said it was suggested at the Safety Meeting that perhaps the position could be combined with that of Safety Officer. Legislator McCarthy said he does not think that could be done as the Weights and Measures position requires too much time. Legislator Tuohey replied that Mr. Shervin has indicated that the job could be done on a part-time basis.

Legislator Berger reported attendance at Inter-County and the Village, Town, County and School meeting on February 28, Safety Meeting on March 5, Town of Ridgeway meeting, Soil and Water on March 12.

Legislator Bower attended meetings in Albany this week. He said the meetings were very informative as to possible ways to cut our budget. Legislator Bower also attended his regular meetings.

Mr. Dudek said he attended a session at NYSAC regarding reapportionment. Mr. Dudek said the Legislature should consider the need to reapportion before this year's election.

During the open discussion portion of the meeting, Dan Cook asked about the positions that are being abolished in the Youth Bureau. Legislator Bower told Mr. Cook that no one will be without a job.

The following resolutions were presented:

RESOLUTION NO. 130-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Genesee-Orleans Homemakers, Albion, New York to provide health care services to eligible Title XX recipients; to be effective January 1, 1991 through December 31, 1991 at a cost of \$9.40 per hour. County cost is \$1.18 per hour.

- (2) Orleans County Probation Department, Albion, New York to administer and supervise safe homes for victims of domestic violence; to be effective January 1, 1991 - December 31, 1991 at a cost of \$20 per day per adult, \$15 per day per child. County cost is \$2 per day per adult and child.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger introduced a resolution approving the Domestic Violence Maintenance Grant. Seconded by Legislator Bower. Legislator Berger tabled the resolution, until more information could be obtained from Dean Holland. Mr. Holland was called in. Legislator Berger removed the resolution from the table. Upon discussion, Legislator Tuohey said there should be a budget adjustment for this grant money. Mr. Holland explained that he will not receive the money until July; he would just like to get the application submitted now. The following resolutions were adopted:

RESOLUTION NO. 131-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING DOMESTIC VIOLENCE MAINTENANCE GRANT

BE IT RESOLVED, that the Orleans County Legislature hereby approves the Domestic Violence Maintenance Grant (Domestic Violence Round III Maintenance Funds) for \$26,231.00, which began April 1, 1989 and will terminate December 31, 1991; said amount to be 100% reimbursed by the New York State Department of Social Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 132-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY OFFICE FOR THE AGING AND PATRICIA E. DENNY

RESOLVED, that this Legislature does hereby approve an agreement between Orleans County Office for the Aging and Patricia E. Denny for Consultant Registered Dietitian services at a cost of \$21.00 per hour for an average of twelve hours per week; said agreement to be in effect for the period of April 1, 1991 - March 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 133-391

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION ADJUSTING MENTAL HEALTH BUILDING CAPITAL PROJECT BUDGET ACCOUNTS

WHEREAS, Resolution No. 463-1188 approved a transfer of \$270,410.00 from the General Fund to the Mental Health Building Capital Project; and

WHEREAS, only \$249,150.00 was needed to cover expenditures;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to adjust the Mental Health Building Capital Project Budget Accounts by reducing the Mental Health Building Capital Project Revenue Account by \$21,260.00 and reducing the Appropriation Account 4310.2 by \$21,260.00.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 134-391

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING PURCHASE FOR COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the County Health Department to purchase one (1) TV/VCR Combo - 13" and one (1) Carrying Case, at a total cost of \$569.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger introduced a resolution authorizing the Probation Department to purchase a typewriter. Seconded by Legislator Swiercznski. Upon discussion, it was moved by Legislator Swiercznski to table this resolution until the Chief Administrative Officer obtains more information regarding the purchase.

RESOLUTION NO. 135-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PURCHASES FOR SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Department of Social Services to make the following purchases:

- | | |
|--|-----------|
| 1. One (1) 5-drawer File Cabinet | \$ 224.44 |
| 2. Lock for 5-drawer File Cabinet | 19.22 |
| 3. One (1) Hewlett-Packard Laser
Jet II + Expanded Memory | 1895.00 |

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 136-391

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION AUTHORIZING COUNTY TREASURER TO TRANSFER FUNDS FROM CONTINGENT FUND TO FISCAL AGENT FEES

WHEREAS, for cash flow purposes, \$1,500,000 was borrowed on Tax Anticipation Notes in January 1991; and

WHEREAS, no budgeting was provided in the General Fund for Fiscal Fees;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer \$1,270 from Contingent Fund A1990 to Fiscal Agent Fees Account A1380 to pay fees due Wilkie Farr &

Gallagher.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 137-391

By Legislator Swiercznski, who moved the adoption.
Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING BIDS FOR SOLID WASTE COLLECTION,
DISPOSAL AND RECYCLING SERVICES

BE IT RESOLVED, that the Chief Administrative Officer is hereby authorized to seek bids for County-wide Solid Waste Curbside Collection, Disposal and Recycling Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 138-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING APPOINTMENTS TO THE STOP DWI
COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the STOP DWI Committee; terms for said appointments to end December 31, 1991:

Dan Albanese
George Bane
Roger Maxon
Chris Capurso
Xavier Riley
Marcia Tuohey, Legislator
Frank Berger, Legislator
David Green, Sheriff
Dean Holland, Probation Director
Conrad Cropsey, District Attorney
James Punch, County Judge
Carol Lonnen, County Clerk
Homer Phillips

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 139-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey

**RESOLUTION APPROVING APPOINTMENTS TO THE PUBLIC SAFETY
ADVISORY COMMITTEE**

RESOLVED, that this Legislature does hereby approve the following appointments to the Public Safety Advisory Committee; terms for said appointments to end December 31, 1991:

Frank Berger, Legislator
Marcia Tuohey, Legislator
David Green, Sheriff
James Punch, County Judge
Conrad Cropsey, Dist. Attorney
Dick Clark, C. D. Director
Harold Piedmonte, Supervisor, Town of Clarendon
Dean Holland
C. Eugene Leigh
Homer Phillips
Don Hinman
Howard Lake, Jr.
Arthur Bowers
Dick Metz

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 140-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

**RESOLUTION APPROVING THE INCORPORATION OF YOUTH AT RISK
INTO THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, incorporation of the Youth at Risk program into the Department of Social Services will eliminate a duplication of services; and

WHEREAS, this change will reduce the local share of the provision of these services 20%; and

WHEREAS, the space needed for this staff will be located on the first floor of the County Administration Building; and

WHEREAS, it is understood that this staff will also be responsible for assisting the County Attorney

in presenting JD cases to the Family Court;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create the position of Youth Diversion Coordinator in the Department of Social Services Preventive Unit and abolish said position in the Youth Bureau; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to increase budget accounts in the Department of Social Services as follows:

Revenue Account:

A3610 State Aid	\$9,128.00
A4610 Federal Aid	\$3,651.00

Appropriation Account

A6010.1 Personal Services	\$18,256.00
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and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$5,477.00 from Contingent Account A1990.418 to said Social Services Personal Services Account A6010.1; and be it

FURTHER RESOLVED, that this sum of \$5,477.00 will be returned to said Contingent Account A1990.418 from the remaining Youth Bureau funds after all Youth Bureau changes have been completed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 141-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION CREATING EMPLOYMENT AND TRAINING COUNSELOR POSITION IN JOB DEVELOPMENT AGENCY

WHEREAS, the Director of the Orleans County Job Development Agency has identified the need for an additional Counselor position within his department; and

WHEREAS, the increase in program funds indicates a need for additional responsibilities in the Youth area; and

WHEREAS, the program funds are 100% reimbursed through the JTPA (Job Training Partnership Act);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create one (1) Employment and Training Counselor position within the Job Development Agency, at Grade 11, Step 2; said position to become effective March 18, 1991.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 142-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COUNTY YOUTH BOARD

WHEREAS there currently are two vacancies on the Orleans County Youth Board;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Youth Board:

Paul Fromm
3605 Transit Road
Albion, New York
Term to end December 31, 1991

Richard Clack
111 Hawthorne Drive
Oak Orchard Estates
Albion, New York
Term to end December 31, 1992

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 143-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING VACANCIES TO BE FILLED AT THE COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancies:

1. Three (3) Institutional Aide positions.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution creating a part-time position in the Personnel Office.

RESOLUTION NO. 144-391

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Carol Y. Johnson, Box 330, Rt. 2, Queensboro, Maryland, 21658, for the sum of \$1,250.35, which includes the 19987, 1988, and 1991 taxes, Parcel No. 53, Tax Map No. 86.00-3-12 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 58, being formerly assessed to Carol Y. Johnson (Box 330, Rt. 2, Queensboro, Maryland, 21658) 4076 Fancher Rd., Holley, New York 14470, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L184, T3, Fancher Road 17.60 acres; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution regarding an increase in the District Attorney's budget. Legislator Berger moved to table the resolution until he can discuss it with District Attorney Conrad Cropsey.

Legislator Tuohey removed a resolution from the table regarding the Employee Assistance Program agreement and the following resolution was presented::

RESOLUTION NO. 145-391

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING EMPLOYEE ASSISTANCE PROGRAM
AGREEMENT WITH GENESSEE COUNCIL ON ALCOHOLISM AND
SUBSTANCE ABUSE, INC.

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Employee Assistance Program and Genessee Council on Alcoholism and Substance Abuse, Inc. for the calendar year 1991, cost for said program is \$5400.00; said amount to be paid in quarterly installments by submission of a County voucher through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski made a motion to remove a resolution from the table, entitled Resolution Authorizing Equipment Purchase in Tourism Department. Legislator Swiercznski then withdrew the resolution.

Legislator McCarthy made a motion to remove a resolution from the table, authorizing the purchase of an ARPS tractor blade in the Highway Department. Legislator Berger seconded the motion. The following resolutions were then presented:

RESOLUTION NO. 146-391

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION AUTHORIZING PURCHASE OF ARPS REAR TRACTOR
BLADE

RESOLVED, that the Superintendent of Highways be authorized to purchase one (1) ARPS Rear Tractor Blade from Bentley Bros., Inc. for approximately \$1,090.00; funds to be expended from the Machinery Fund, DM5130

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger withdrew a resolution setting salaries for part-time employees in the Sheriff's Department.

RESOLUTION NO. 147-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION SETTING UP MONIES IN CIVIL DEFENSE
DEPARTMENT

RESOLVED, that this Legislature authorizes the setting up of new budget monies, in the amount of \$5,000.00, against revenue A3389, into Civil Defense budget 3640.470, for the purpose of purchasing computer and software; such monies to be set up upon receipt of the funds from the Kodak settlement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 148-391

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION REALLOCATING OFFICE SPACE VACATED BY THE
YOUTH BUREAU

BE IT RESOLVED, that the Buildings & Grounds Department is hereby directed to undertake the work necessary to create two offices (one approximately 390 square feet and one approximately 328 square feet) in the area vacated by the Youth Bureau. Upon completion, the Veterans Department will be relocated into the larger of the two offices and the Housing unit into the other, and be it

FURTHER RESOLVED, that the space currently allocated to Housing is to be made available to the Job Development Agency, and be it

FURTHER RESOLVED, that the space vacated by Veterans is to be made available to the Office for the Aging, and the former civil service testing room is to be made available to the Personnel Department.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Bennett, moved to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 5:55 p.m.

LEGISLATURE MEETING
March 27, 1991

The Chairman called the meeting to order at 4:45 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators, with the exception of Legislator Tuohey, were present.

Motion by Legislator Swiercznski, with second by Legislator Berger, to waive the rules and include the following resolutions on the meeting agenda:

1. Resolution Supporting Preparation of a Regional Erie Canal Corridor Plan;
2. Resolution Approving Apprenticeship Submission by Orleans County Nursing Home;
3. Resolution Authorizing Designation of Tax Parcels for County-wide Solid Waste Management Services Program;
4. Resolution Opposing Governor's Plan for "Day Reporting" for Certain Convicted Felons Rather than Incarceration;
5. Resolution Regarding Salaries.

Motion carried.

The Clerk presented the following communications: A letter from the Barre Town Board saying they needed more information regarding the County's solid waste proposals before any decision is made as to whether or not to agree with it; a letter from Terry & Cindy Williams, owners of "North of the Ridge Campground" expressing appreciation for the resolution the Board passed on the snagging of salmon; a copy of the Planning Board meeting minutes from the February 28th meeting;

A letter from the Lake Alice Waterfront Owners Association of Carlton expressing concern over the possible elimination of the Sheriff's patrol of Lake Alice during the summer season; a letter from Soil & Water District Manager, requesting that the Board consider passing a resolution in support of continued annual reimbursement by New York State to the Soil and Water Conservation Districts;

The County Treasurer's annual report for the fiscal year ended 1990; a copy of the County Agricultural Districting Advisory Committee report regarding Orleans Agricultural District No. 7 in the Town of Shelby; a letter from NYS Agriculture & Markets

stating that Orleans Agricultural District No. 6 was eligible for districting with the modification as adopted by the Legislature; a copy of Self Insurance Department's annual report;

Notice from the NYS Department of State that Local Law No. 1 of 1991 had been received and filed as of March 19, 1991; a letter from NYS Department of State acknowledging the receipt and filing on March 18, 1991 the "Proclamation of Emergency" on the County of Orleans, pursuant to Section 24 of the Executive Law; read the "Proclamation of Emergency" signed by Legislature Chairman Lyndon D. Billings;

Minutes from the February 28th meeting of the Inter-County Association of Western New York; a letter from Senator Daly stating he, too, was opposed to raising the gasoline tax by 10 percent, and acknowledging the resolution adopted by our Board; letters of acknowledgment from the Governor's office, Senator Ralph Marino and Assemblyman R. Stephen Hawley regarding resolution No. 119-291 pertaining to the snagging of salmon; minutes from the March 12th Soil and Water Conservation District Board meeting.

Report of Standing Committees: Legislator Bennett reported attending the Board of Health Meeting on Tuesday, the 26th. Legislator Swiercznski attended his usual departmental meetings.

Legislator McCarthy reported that interviews were held for the Director of Weights and Measures position on Monday evening. He said that the Committee had not had an opportunity to meet since then, to prepare their recommendation for the Board. Mr. McCarthy said he would have the recommendation ready for the next Legislature meeting. Mr. McCarthy said he and the Buildings and Grounds Superintendent, Burnell Bingaman, had investigated the property Mr. Freeman has offered to sell to the County - adjacent to the parking lot behind the County Administration Building. Mr. McCarthy said he would meet with Mr. Freeman to discuss the matter

Legislator Berger said he had met with the mayor of Lyndonville to participate in the Desert Storm ceremony on March 16th; met with the Elections Commissioners on March 19th; attended an E911 meeting on March 20th, in Buffalo and learned that 430 people in the county do not have their addresses in the phone book. However, the Sheriff felt that wouldn't be too much of a problem - that those addresses could be obtained without any difficulty; attended the Weights and Measures interview on March 22nd; attended the Village of Medina Board meeting on March 26th.

Legislator Bower attended the Village of Holley Board meeting on the 26th, and said that support was there for County-wide pick-up. The Board assured him they would sign the agreement, and send it in to the Legislature office.

Legislator Bennett withdrew the resolution entitled RESOLUTION AUTHORIZING PAYMENT TO HEALTH SYSTEMS AGENCY OF WESTERN NEW YORK, INC. from the agenda, and the following resolutions were then presented:

Legislator Berger, with second by Legislator Bennett, introduced a resolution appointing STOP DWI Coordinator. During discussion of the resolution, Legislator Berger noted that the Legislature had received proposals from Probation and the Sheriff, and the Committee had reviewed the proposals, and was recommending that the Sheriff be appointed STOP DWI Coordinator.

Legislator Bower said he was on the original committee, and at that time, it was felt there was a problem with any law enforcement people being Coordinator - because they are recipients of some of the funds. Mr. Bower noted that the Sheriff had not submitted a program to prevent drunk driving, and that Sheriff Green also said he did not want to attend outside meetings. Legislator Berger said he had attended a regional meeting, and that the majority of the STOP DWI programs are operated out of the Sheriff's Department or the District Attorney's office. Legislator Bower said he would like to see what the Sheriff is proposing to stop DWI, noting that there was nothing like this in his proposal. Mr. Bower felt there should be.

Mr. Dudek said that there was a STOP DWI plan that was adopted by the Committee last year, and is in place, even though there are a number of parts of that plan that have to be approved by the State. There were some weaknesses in the plan that the Sheriff has to address. It was noted that the Coordinator administers the STOP DWI funds, under the direction of the Committee. Legislator Swiercznski did not foresee any problems with the Sheriff serving as Coordinator. Legislator Bennett suggested appointing Sheriff Green as Temporary Coordinator for three months, to see how it works out, and if the Board feels that it isn't working in the Sheriff's Department, then change it, and appoint another Coordinator.

Legislator Bennett, with second by Legislator Berger moved to amend the resolution, appointing Sheriff Green Temporary Orleans County STOP DWI

Coordinator for a three-month period of time. Upon vote, motion passed, 4 ayes; 2 nays, Legislators Bower and McCarthy; 1 absent, Legislator Tuohey. The following resolution was adopted:

RESOLUTION NO. 149-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPOINTING STOP DWI COORDINATOR

BE IT RESOLVED, that Sheriff David Green is hereby appointed as the Temporary Orleans County STOP DWI Coordinator for a three-month period of time, to serve without additional compensation; and be it

FURTHER RESOLVED, that the computer and associated equipment currently used for DWI purposes be transferred to the Sheriff's Department.

Adopted. 4 ayes; 2 nays, Legislators Bower and McCarthy; 1 absent, Legislator Tuohey.

Legislator Berger, with second by Legislator Bennett moved a resolution authorizing the Sheriff to fill the Undersheriff position. During discussion, it was noted that Dick Metz of Medina will be the person to replace Undersheriff Merle Fredericks, when he retires. The point was raised as to whether or not the new Undersheriff would have to give up his retirement upon his appointment. Legislators McCarthy and Bower expressed concern over this, and Legislator Bennett said it was not the concern of the Legislature. Legislator Bower asked the County Attorney to look into the matter. The following resolution was then adopted:

RESOLUTION NO. 150-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING SHERIFF TO FILL UNDERSHERIFF POSITION

WHEREAS, Merle D. Fredericks is retiring from his position as Undersheriff of Orleans County March 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Sheriff to fill the vacancy which will be created upon the retirement

of Undersheriff Fredericks; annual salary for said position will be \$33,537.00 on the Management Compensation Plan salary schedule (Grade 5, Step 4). (The newly appointed Undersheriff will assume his duties April 25, 1991.)

Adopted. 6 ayes; 1 nay, Legislator Bower; 1 absent, Legislator Tuohey.

RESOLUTION NO. 151-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill (2) permanent full time LPN positions, (2) permanent part time LPN positions and (1) Institutional Aide position.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 152-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING MEDICAL EXAMINER AGREEMENT WITH MONROE COUNTY

RESOLVED, that this Legislature does hereby approve the Medical Examiner Agreement with the County of Monroe, for the calendar year 1991, at an annual cost of \$15,000.00; said payment to be made in two installments on June 30, 1991 and January 15, 1992 and shall be in an amount not to exceed fifty percent (50%) of the total sum due.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 153-391

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR

MATERIALS AND SUPPLIES USED BY THE COUNTY HIGHWAY DEPARTMENT

RESOLVED, that pursuant to Section 103 of the General Municipal Law, the County Superintendent of Highways and the Highway Committee of this Legislature be, and hereby are, authorized to advertise for bids for materials and supplies costing in excess of \$5,000.00 to be purchased between May 1, 1991 and April 30, 1992 by the County Highway Department; and be it

FURTHER RESOLVED, that there be included in each purchase agreement, a provision whereby purchases may be made under such an agreement by any political subdivision or district in the County; and be it

FURTHER RESOLVED, that the specifications shall be approved by the Orleans County Attorney.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

Legislator Swiercznski, with second by Legislator Bower, introduced a resolution approving an agreement between the County and the Sportsmen's Federation. During discussion, Legislator Berger said he had a problem with the County's funding for the Sportsmen's Federation being used to sponsor a child to the Conservation Club Camp. Mr. Berger felt that other organizations might make similar requests for the County to sponsor other children for camp.

Mr. Peter Germeo, President of the Sportsmen's Federation was given privilege of the floor. Mr. Germeo said that many individual sportsmen's clubs had dropped from their organization, and funds are needed from the County. Mr. Berger reiterated that the only thing he objected to as the County sponsoring six children to go to Conservation Club Camp. Chairman Billings said he would speak with Mr. Germeo regarding the matter.

Legislator McCarthy moved to call the question, and the following resolution was adopted:

RESOLUTION NO. 154-391

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT WITH ORLEANS COUNTY SPORTSMEN'S FEDERATION

RESOLVED, that this Legislature does hereby

approve the agreement between the County and the Orleans County Sportsmen's Federation, in the amount of \$2,955.00; said amount reflects the two percent (2%) reduction as requested by the Legislature.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 155-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING UNPAID EDUCATIONAL LEAVE OF ABSENCE FOR EVELENE KUBATEK.

BE IT RESOLVED, that, pursuant to a request from Evelene Kubatek, Community Services Worker in the Orleans County Department of Social Services, Income Maintenance Unit, this Legislature does hereby authorize Mrs. Kubatek, an unpaid leave of absence from October 2, 1991 to December 15, 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 156-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

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

WHEREAS, Resolution No. 546-1290 requires a resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received:

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the following vacancies in the Department of Social Services to be filled:

Youth Care Worker (1)

Sr. Caseworker (1)

Caseworker (1)

Temporary Caseworker (1)

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 157-391

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION OF INTENT TO ESTABLISH COUNTY AS LEAD AGENCY
PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

WHEREAS, the County proposes a countywide solid waste disposal and curbside recycling program; and

WHEREAS, the County determines this to be an unlisted action pursuant to 6 NYCRR Part 617 implementing the State Environmental Quality Review Act (SEQRA);

WHEREAS, the County Legislature desires to be established as Lead Agency pursuant to 6 NYCRR 617.6;

NOW, THEREFORE, BE IT RESOLVED, that this County Legislature hereby directs the County Planning and Development Director to prepare and distribute the requisite notices to all involved agencies with the intent to establish the County Legislature as lead agency contingent upon all requirements of SEQRA; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign all documents required by SEQRA.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 158-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN ORLEANS
COUNTY PERSONNEL AND SELF INSURANCE DEPARTMENT

RESOLVED, that this Legislature authorizes the following equipment purchase to be made by the Orleans County Personnel and Self Insurance Department:

(1) Laser Jet Printer w/Memory Expansion..\$1,779.00

said equipment to be charged to Account S1710.220 Self Insurance Office Equipment, and to be used by the Board

of Elections, the Data Processing Department and Personnel.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 159-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ANNUAL CONTRACT BETWEEN COUNTY OFFICE FOR THE AGING AND FIRST PRESBYTERIAN CHURCH OF ALBION

RESOLVED, that this Legislature does hereby approve the annual contract between the Office for the Aging and the First Presbyterian Church of Albion providing home delivered meals under NYS Supplemental Nutrition Assistance Program funds for the period April 1, 1991 - March 31, 1992 at a cost of \$106,930, which is 100% reimbursed.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 160-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING OFFICE FOR THE AGING ANNUAL APPLICATION FOR NYS SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) FUNDS

RESOLVED, that this Legislature does hereby authorize the Office for the Aging to submit to the NYS Office for the Aging the annual application for the NYS Supplemental Nutrition Assistance Program (SNAP) for the period of April 1, 1991 - March 31, 1992 in the amount of \$107,104.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 161-391

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING APPOINTMENT TO EMPLOYEE ASSISTANCE PROGRAM BOARD

RESOLVED, that this Legislature hereby authorizes the appointment of the following to the Orleans County Employee Assistance Program Board of Directors, with a term ending December 31, 1992.

NAME	AGENCY
Elizabeth Westlund	DSS Administrator
Marilyn Pilon	Nursing Home Admin.
Beverly McCabe	Administrator

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 162-391

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 6 (ALSO KNOWN AS RIDGEWAY AGRICULTURAL DISTRICT) AS FINAL ACTION AFTER EIGHT YEAR REVIEW.

WHEREAS, Orleans County Agricultural District No. 6 was revised and adopted as a plan by the County Legislature on September 12, 1990; and

WHEREAS, the Department of Agriculture and Markets accepted the plan without further modification and recertified the District on March 8, 1991; and

WHEREAS, the County Legislature can take final action in renewing the District, as provided in Article 25AA, Section 303, Paragraph 6, of Agriculture and Markets Law;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Agricultural District #6 (also known as the Ridgeway Ag District) containing portions of the Towns of Albion, Barre, Gaines, Ridgeway, and Shelby be approved with modifications as follows:

1. Include tax parcels 58.00-1-18, 60.00-1-1, 60.00-1-10, 60.00-1-11.221, 60.00-1-11.222, 60.00-1-19.1, 60.00-1-19.3, 60.00-1-2.2, 60.00-1-25, 60.00-1-33.2, 60.00-1-43, 60.00-1-46, 60.00-1-47, 60.00-1-50.2, 60.00-1-56.2, 60.00-1-62, 69.00-1-18.12, 71.00-1-12, 71.00-1-14.22, 71.00-1-2, 71.00-1-56, 71.00-1-62.1, and 71.00-1-8, as requested by the owners during the 30 day comment period.

2. Adjust the boundary of the district to include tax parcels 60.00-1-19.2, 60.00-1-2.1, 60.00-1-33.1, 60.00-1-54, 60.00-1-55, 60.00-1-57.1, 60.00-1-57.2, 60.00-1-57.3, 60.00-1-58, 60.00-1-59, 60.00-1-60, 60.00-1-63, 71.00-1-1, 71.00-1-10, 71.00-1-11, 71.00-1-57, 71.00-1-62.2, 71.00-1-63, 71.00-1-64 and 71.00-1-9.

FURTHER RESOLVED, that the revised map be filed with the Orleans County Clerk, the Towns of Albion, Barre, Gaines, Ridgeway and Shelby and the Commissioner of Agricultural and Markets and that the aforementioned be notified of the effective date of this District.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 163-391

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADOPTING ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 1 (CLARENDON) WITH MODIFICATIONS AFTER SECOND EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 1 was duly created on January 13, 1975; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requires existing Agricultural Districts to be reviewed every eight years; and

WHEREAS, second eight year review has been completed with reports from the Orleans County Planning Board and Agricultural Districting Advisory Committee recommending approval, including requested modifications (additional parcels to be included in said district); and

WHEREAS, proper notice was conducted and a public hearing held on March 20, 1991, with no objections raised;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Orleans County Agricultural District No. 1, with the requested modifications (additional parcels to be included in said district).

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 164-391

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING REAPPOINTMENT OF COUNTY HIGHWAY SUPERINTENDENT

RESOLVED, that Donald M. Cooley be and he hereby is, reappointed to the position of Orleans County Highway Superintendent by this Legislature; said appointment to be for a four-year term, and shall be retroactive to March 25, 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

The resolution entitled RESOLUTION AUTHORIZING INCREASE IN 1991 BUDGET ACCOUNTS FOR DISTRICT ATTORNEY was withdrawn from the agenda.

Legislator Berger tabled the next two resolutions entitled RESOLUTION CREATING PART-TIME POSITION IN THE PERSONNEL OFFICE and RESOLUTION AUTHORIZING PURCHASE FOR COUNTY PROBATION DEPARTMENT.

RESOLUTION NO. 165-391

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SUPPORTING PREPARATION OF A REGIONAL ERIE CANAL CORRIDOR PLAN

RESOLVED, that this Legislature hereby supports Monroe County in preparing a Regional Erie Canal Corridor Plan; and be it

FURTHER RESOLVED, that Orleans County will contribute up to \$5,000.00 value in in-kind services to the planning effort; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign a letter of support for this plan.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 166-391

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPRENTICESHIP SUBMISSION BY
ORLEANS COUNTY NURSING HOME

RESOLVED, that the Orleans County Nursing Home is hereby authorized to submit an apprenticeship program to New York State, with the provision that if the program is not funded, Orleans County Nursing Home will not be obligated to continue the program of training Nursing Assistants to become Licensed Practical Nurses.

Adopted. 6 ayes 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 167-391

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING DESIGNATION OF TAX PARCELS FOR
COUNTY WIDE SOLID WASTE MANAGEMENT SERVICES PROGRAM

WHEREAS, the County of Orleans is considering the implementation of a County-wide Solid Waste Management Service Program;

NOW, THEREFORE, BE IT RESOLVED that the County Real Property Tax Director is hereby directed to initiate coding of Orleans County property tax parcels so that parcels which are billable for solid waste management services can be identified if a county wide program is implemented; and be it

FURTHER RESOLVED, that the County will use the property type classification codes as established by the New York State Board of Equalization and Assessment to determine which properties shall be charged for Solid Waste management services; and be it

FURTHER RESOLVED, that the Assessors shall code the selected parcels in accordance with instructions received from the County Real Property Tax Office, so that each parcel will be properly billed when tax bills are prepared; and be it

FURTHER RESOLVED, that the categories of properties which shall be coded for billing purposes are listed below:

1. All residential parcels in categories 100 through 399 which actually contain a residential structure.
2. All Code 280 multiple residences, and all other parcels which contain more than one residential

dwelling on one parcel shall be coded so that they may be billed for the actual number of residential structures on the parcel.

3. All commercial parcels in categories 400 through 499 except for vacant property.
4. All recreation and entertainment parcels in categories 500 through 599 except for vacant property.
5. All community service parcels in categories 600 through 699 except for vacant property and property in code 695 cemeteries.

and be it

FURTHER RESOLVED, that the Director is hereby authorized to expend monies not to exceed \$1,000 from the Solid Waste Management Account H8160 for the purpose of obtaining assistance from the New York State Office of Equalization and Assessment for batch computer processing.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 168-391

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION OPPOSING GOVERNOR'S PLAN FOR "DAY REPORTING" FOR CERTAIN CONVICTED FELONS RATHER THAN INCARCERATION

WHEREAS, there is a plan to allow "Day Reporting" for certain convicted felons, rather than having these individuals incarcerated for the length of their sentence; and

WHEREAS, this is being suggested under the guise of saving the taxpayers money; and

WHEREAS, prison inmates are provided certain privileges, which cost a great deal of money, such as -

- inmates are paid up to \$120.00 per week, while taxpayers pay all their expenses;
- inmates are paid by private industry while on work release with their families receiving welfare during this time;
- inmates can receive a college education while

in prison, at the expense of the taxpayers;

- inmates are provided with four conjugal visits a year with their families, regardless of the type of sentence they are serving;
- inmates are provided with elective and cosmetic surgery;
- special temporary "bubbles" are constructed to serve as gymnasiums for the inmates, at a cost of \$30,000,000 to the taxpayers and use approximately 430 gallons of fuel oil per day for each such gymnasium;
- inmates are provided with HBO and cable T.V., as well as being entertained by outside guests, DJ's and live music for their enjoyment; and

WHEREAS, it would seem to be more feasible to cut some of these privileges from the prison program, in order to help balance the budget, rather than allow inmates who are serving a sentence for various serious crimes, to be given the opportunity to be released from prison, reporting to a correctional facility near their home on a daily basis;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby oppose any plan which would allow "Day Reporting" by convicted felons to nearby prisons, rather than having these inmates serve their sentence inside a correctional facility; and be it

FURTHER RESOLVED, that in order to cut back on expenses, this Legislature is in favor of eliminating some of the aforementioned privileges from the prison program.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

The resolution regarding salary increases for part-time clerks in the Board of Elections was withdrawn from the agenda.

Mr. Peter Germeo was given privilege of the floor and spoke to the issue of snagging salmon. Mr. Germeo said that trout were being caught along with the salmon; that trout are always running with the salmon. Mr. Germeo said that in the law book, nothing south of Sandy Creek shall be snagged, only fished. He said he understood that snagging would be limited only to the month of October.

Legislator Swiercznski said he had discussed with the Tourism Director, Don White, the prospect of obtaining the dollar impact banning snagging of salmon would have on our area. Mr. White will report back at a later date.

Legislator Berger requested that copies of minutes of meetings held by the Orleans County Sportsmen's Federation be sent to the Clerk of the Legislature, office to be on file.

Jack Reuther, of the Lake Alice Home Owners Association, spoke to the Board regarding the Sheriff's boat patrol, and asked that the Board purchase a boat for use by the Sheriff's Department (even a used boat) and noted that the Legislature had agreed to this a year ago. Chairman Billings explained that the Sheriff does have a boat to use for patrolling; however, it does need to be repaired. The Sheriff can still patrol on Lake Alice.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to adjourn the meeting. Motion carried.

Meeting adjourned at 6:00 p.m.

LEGISLATURE MEETING
April 10, 1991

The meeting was called to order by Chairman Lyndon Billings at 5:00 p.m. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk presented the following communications: Announced that the next Inter-county Meeting would be held April 15th in Stafford, Genesee County, New York; announced that the minutes from the March 21st Inter-county meeting were on file; letters from the Villages of Holley, Lyndonville and Albion requesting tax exempt status for their sewer and water system; a letter of acknowledgment from the Governor's office regarding Resolution No. 168-391; extended an invitation to the Board members to the Genesee/Orleans Youth Bureau scheduled for April 16th at the County Administration Building; announced that minutes from the March 19th meeting of the Youth Board were on file.

Standing Committee reports: Legislator Swiercznski reported attending his usual meetings; announced that the Town of Albion has a grant to extend the village water line from the old Bemis Bag plant to the County Nursing Home. The Town is asking the County to share in the expenses that exceed the estimated \$170,000 cost for this extension;

Legislator Bennett attended his usual meetings, and announced that the next Supervisors and County Legislators Meeting will be held at Ricci's at 7:30 p.m. on April 16th;

Legislator Tuohy attended the pre-bid conference on the proposed garbage pick-up bid; attended the Clarendon Town Board meeting where there was discussion on the garbage proposal.

Legislator Bower reported attending his usual meetings, and announced that he would be unable to attend the Youth Bureau open house, and asked the other legislators to try and attend the open house.

Legislator Berger attended the Knowlesville bridge dedication with Legislator Swiercznski and Chairman Billings on March 29th; attended the Safety Committee meeting and the MRB Group meeting on April 2nd (the Town of Ridgeway meeting was cancelled); attended a STOP DWI meeting with the Sheriff and Chief

Administrative Officer on April 11th; attended the village of Lyndonville meeting on April 8th, and the Soil and Water Conservation District Board meeting on April 9th.

Legislator McCarthy reported attending regular departmental meetings; also meeting on Weights and Measures, which will be reported on at a later date. Mr. McCarthy noted that the new machine to print cards at the fuel farm has been installed and is in use. Mr. McCarthy gave each legislator a print out showing the disbursements of fuel, and the income received; also gave each legislator a copy of the bridge proposals received from various engineers.

Norris Webster, County Attorney, reported he had received a telephone call from the County's insurance company carrying the policy on property owned by the County, the Moses Fence Company. It seems that Mr. Lake, who is in the process of buying this property, has also insured it with the same company. The question is, who should carry the insurance on the property. Mr. Webster noted that there are still some liens against the property, and felt that it would be best leaving the County's insurance in place.

With regard to the County's solid waste disposal-recycling project, Mr. Webster said that many of the towns and villages who had replied to his letter were concerned about the cost and recycling. There seemed to be some confusion - that even though the contract talks about recycling, and would comply with the State law (when that law comes into effect) requiring recycling, that is not what these municipalities are considering; their main concern is cost. Chairman Billings said he had asked Mr. Dudek to prepare a news release regarding recycling.

During the open discussion, Medina Journal reporter Dan Cook asked if the County had receive confirmation with regard to "bed batching" from NYS Health Commissioner Axelrod. Legislator Swiercznski said that the County had received approval from the State Health Department a couple of weeks ago, but nothing actually from Commissioner Axelrod.

Legislator Berger someone had spoken to him about having to park at the far end of the parking lot at the County Administration Building. Mr. Berger said he was under the impression that County employees were to park at the far side of the parking lot, allowing the general public to park nearer to the building. The suggestion was made to designate a specified area for public parking; nothing definite was decided upon.

Legislator Swiercznski, with second by Legislator McCarthy, moved to waive the rules to allow for the addition of a resolution extending date for receipt of solid waste disposal bids to the agenda. Motion carried.

The following resolutions were presented:

RESOLUTION NO. 169-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REQUESTING NEW YORK STATE TO REPEAL WICK'S LAW

WHEREAS, the Wick's law enacted in 1912 mandates local governments to use multiple construction contracts for public works projects where the total cost exceeds \$50,000; and

WHEREAS, a study by the State Division of the Budget indicated that full repeal of the Wick's law would reduce total spending on construction projects by approximately \$400 million annually; and

WHEREAS, the State University Construction Fund is not required to use Wick's and has opted to utilize a single contract system at a substantial lower cost as have most other states, the federal government and private industry; and

WHEREAS, the removal of the Wick's Law would allow the County to have the freedom to choose the contracting method consistent with the bidding requirements that best suit its needs; and

WHEREAS, this and other mandate relief measures are essential to allow County governments to operate without overwhelming taxpayers with oppressive real property tax increases;

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans urges the Governor and the State Legislature to repeal the Wick's Law to help maintain the economic health of New York State in light of the State government's multi-billion dollar deficit which is resulting in reduced aid to localities; and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby authorized to forward copies of this resolution to the Governor, Assemblyman R. Stephen

Hawley, Senator John B. Daly, the New York State Association of Counties, the Inter-County Association of Western New York and to the other New York State Counties.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 170-491

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING VARIOUS AGREEMENTS FOR THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the following agreements for the Orleans County Nursing Home:

1. James J. Story/Orleans Exterminating, 3631 Marshall Road, Medina, New York 14103 providing for the extermination of vermin at the County Nursing Home for the 1991 calendar year, at an annual cost of \$480.00; said cost to include a regular monthly visit and one complaint call, with a charge of \$25 per call for additional calls;
2. Bonnie Russell Shuler, 8751 West Bergen Road, LeRoy, New York 14482 providing for services as Medical Records Consultant for the calendar year 1991 at an hourly rate of \$9.25;
3. Transfer Agreement with Orchard Manor, Inc. 600 Bates Road, Medina, New York 14103, providing necessary residential health care services when suitable accommodations are available when attending physician determines that hospitalization is necessary; at no cost to the County.
4. Transfer Agreement with Lakeside Memorial Hospital, 156 West Avenue, Brockport, New York 14420, providing necessary residential health care services when suitable accommodations are available when attending physician determines that hospitalization is necessary; at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 171-491

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES AT COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the filling of vacancies at the Orleans County Nursing Home, for the following positions:

1. Permanent Full-time Institutional Aide (1)
2. Permanent Full-time LPN (1)
3. Permanent Part-time Institutional Aide (1).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 172-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO FILL VACANCY IN SELF INSURANCE DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of the vacant Permanent Part-time Typist position in the Self Insurance Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 173-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING SERVICE AGREEMENT BETWEEN
DICTAPHONE AND SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Sheriff to enter into a service agreement with Dictaphone covering the following equipment:

1. 1-20 channel recorder;
2. One time clock;
3. Two 6-channel couplers located in the dispatch room;

and be it

FURTHER RESOLVED, that this agreement shall be in effect for 12 months, at an annual cost of \$1,598 and will be charged to Account 3110.418 Other Contractual.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION AUTHORIZING THE CONTINUATION OF AND THE FILLING OF A POSITION IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT was tabled by Legislator Tuohey.

RESOLUTION NO. 174-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN COUNTY CLERK'S OFFICE

RESOLVED, that this Legislature does hereby authorize the County Clerk to purchase two 3-shelf units, with one top to cover both units at a total cost of \$1,425.00.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 175-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF BARRE

RESOLVED, that this Legislature sell and convey unto Marcia Palmer, 135 Oak Street, Batavia, New York 14020, for the sum of \$4,683.71, which includes the 1991 taxes, Parcel No. 40, Tax Map No. 129.01-1-12 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 58, being formerly assessed to Marcia Palmer, 135 Oak Street, Batavia, New York 1020, bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as L9, T14, R1, 2.60 acres, White City Ext. South; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 176-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING USE OF COURT HOUSE GROUNDS FOR STRAWBERRY FESTIVAL

WHEREAS, the Village of Albion and a number of civic groups are planning a Strawberry Festival to promote the Village of Albion; and

WHEREAS, the County supports the Village's effort regarding said promotion;

NOW, THEREFORE, BE IT RESOLVED, that the Strawberry Festival Committee is hereby authorized to use the Court House Grounds and Parking Lot, subject to the submission of written plans for such use for the approval of the Superintendent of the Buildings and Grounds Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 177-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND WATER SYSTEMS

RESOLVED, that all real property owned by the Villages of Holley, Albion 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 1991 in accordance with the provisions of section 406 of the Real Property Tax Law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 178-491

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PUBLIC HEARING FOR ORLEANS AGRICULTURAL DISTRICT NO. 7 (ALSO KNOWN AS SHELBY AG DISTRICT) EIGHTH YEAR REVIEW

WHEREAS, recommendations have been received from the Orleans County Planning Board and the Agricultural Districting Advisory Committee in reference to the eighth year review of Orleans Agricultural District No. 7 (Shelby Ag District);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize that a Public Hearing be held on May 1, 1991 at 7:30 p.m. in the Shelby Town Hall, 11248 Maple Ridge Road, Medina, New York to consider the recommendations of the County Planning Board and the Agricultural Districting Advisory Committee, as well as any proposed modifications of the district; and be it

FURTHER RESOLVED, that all parties in interest and citizens will be heard by the Orleans County Legislature at that time.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 179-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING HOME RULE REQUEST TO AMEND RETIREMENT AND SOCIAL SECURITY LAW AS PERTAINS TO THE CONTRACT BETWEEN THE COUNTY OF ORLEANS AND THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

WHEREAS, the Contract with the Sheriff's Department requests the implementation of amendments to the Retirement and Social Security Law; and

WHEREAS, Senate Bill No. S3237 and Assembly Bill No. A3325 have been introduced as special laws to make the required amendments and a Home Rule request is required to secure the adoption of such special laws;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature and the Clerk of the Legislature be, and they hereby are authorized to execute and delivery the necessary Home Rule requests in connection with such legislation.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 180-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE TO EXECUTE AGREEMENT WITH THE VILLAGE OF MEDINA REGARDING THE 1990 VILLAGE IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, the County of Orleans has tax liens against parcels of real property that are subject to the 1990 In Rem Tax Foreclosure Proceeding, and

WHEREAS, it is desirable to resolve this matter in the usual manner by the execution of an Agreement between the County of Orleans and the Village of Medina, agreeing to protect the County's interest in the respective parcels when ownership of the parcels is transferred to the Village in such proceeding,

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is authorized to execute the Agreement between the County of Orleans and the Village of Medina relative to the 1990 In Rem Tax Foreclosure Proceeding regarding the parcels of real estate upon which both the County and the Village has tax liens.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 181-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CHANGING 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 May 4, 1991 at 10:00 a.m. in the Court Room of the Orleans County Courthouse, Court House Square, Albion, New York, be approved by this Legislature, as follows:

TERMS OF AUCTION
ORLEANS COUNTY TAX PROPERTY AUCTION
ORLEANS COUNTY COURTHOUSE
ALBION, NEW YORK
May 4, 1991, 10:00 A.M.

This is the sale at public auction of various

parcels of real property which have been conveyed to 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:

1. All sales are made subject to confirmation and approval thereof by the Orleans County Legislature, which confirmation and approval will be requested at a special meeting of the said Legislature to be held this day at 11:00 a.m. The resolution of confirmation will be immediately available at the close of said meeting.
2. At least 25% of the final bid for each parcel shall be paid to the Clerk of these proceedings prior to the start of the Special Legislature Meeting above stated. Payment shall be in cash or by a good check upon a New York State financial institution.
3. The balance of the successful and accepted bid for each parcel shall be paid in cash or by certified check to the Orleans County Treasurer, Central Hall, 34 East Park Street, Albion, New York 14411, no later than Friday, May 31, 1991 between 9:00 a.m. and 5:00 p.m. unless extended by the Legislature.
4. The County of Orleans is not required to send any notice to the purchaser or purchasers, and if the purchaser or purchasers neglect to pay the balance due and call at the Orleans County Treasurer's Office at the above stated time, the successful bid shall at 5:00 p.m. on Friday, May 31, 1991 be deemed conclusively to be abandoned, the deposit retained by the County as liquidation damages and the parcel in question disposed of in such manner as the County determines without notice to or benefit to the defaulting purchaser.
5. Upon payment of the balance, as above provided, the County of Orleans will deliver a standard from quitclaim tax deed which shall describe the parcel in the same manner as in the In Rem Foreclosure deed to the County and which shall quitclaim all of the right, title and interest of the County of Orleans in and to the said parcel. The said deed shall name as grantee the successful confirmed bidder and shall state the amount of the successful confirmed bid. The County of Orleans

will execute no warranties concerning the parcel or the title thereto and will not deliver or be responsible for abstracts, title searches, surveys, maps or other documents concerning the parcel whatsoever.

6. The deed shall contain a condition and covenant that Orleans 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 said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
7. All parcels are sold subject to the 1991 Town and County tax and the relieved 1990-91 school tax. The amount of such unpaid tax shall be announced by the auctioneer prior to the auction of each parcel. The unpaid taxes must be paid prior to May 31, 1991 to avoid further penalty. The unpaid tax must be paid upon payment of the balance of the final bid.
8. The purchaser upon payment of the final bid and the unpaid taxes shall also deliver to the Treasurer a check for all recording fees due to the County Clerk for filing the deed. Such fees will be \$22.00 on each purchase, plus an additional \$2.00 for every \$500.00 or part thereof when the purchase price is \$500 or more. For example, if final bid is \$10,000.00, recording fee is \$22.00, plus \$2.00 x (20) or \$62.00.
9. The successful and confirmed purchaser shall take the parcel "as is" upon delivery of the above stated deed, in such condition as the same exists at that date and subject to all alleged possessory or other claims and all covenants, easements and restrictions of record.
10. The various parcels have been available for view by any and all interested parties prior to this sale. No adjournment in bidding shall be allowed for further viewing of any parcel.
11. The various parcels shall be offered from the list of parcels previously available in such order and manner as the auctioneer shall deem proper.
12. The Legislature reserves the right to set minimum opening bids on any or all parcels to be auctioned at any time prior to the auction.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 182-491

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING AUCTIONEER FOR IN REM PROPERTY AUCTION

BE IT RESOLVED, that Alferd Bontrager Real Estate, 13238 Broadway, Alden, New York is hereby selected as auctioneer for the in rem property auction scheduled for Saturday, May 4, 1991 at 10:00 a.m. in the County Court House, Albion, New York; with the duties of the auctioneer including those outlined in the County policy and including placing the auction advertisements and conducting the auction; and be it

FURTHER RESOLVED, that compensation for said auctioneer services shall be 6% per of the amount of auction sales as finally accepted and confirmed by the Orleans County Legislature.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 183-491

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION DESIGNATING MAY 8, 1991 AS PUBLIC EMPLOYEE RECOGNITION DAY FOR ORLEANS COUNTY

WHEREAS, Orleans County recognizes the great value and importance of its employees and appreciates their efforts in carrying out the programs and services utilized by the citizens and taxpayers of Orleans County; and

WHEREAS, it is recognized that their efforts and accomplishments are many times unacknowledged and unrewarded; and

WHEREAS, the State Assembly introduced and adopted a resolution on March 11, 1987 creating and supporting a day of observance for recognition of public employees;

NOW, THEREFORE, BE IT RESOLVED, that May 8, 1991 is hereby designated as Public Employee Recognition Day for Orleans County; and be it

FURTHER RESOLVED, that certified copies of this

resolution shall be sent by the Clerk of the Legislature to the Director of Personnel, CSEA President, AFSCME Sheriff's Unit President, and to a representative from the County Highway Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 184-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator

RESOLUTION DESIGNATING APRIL 28 - MAY 4, 1991 AS
"MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY"

WHEREAS, the A.B.A.T.E Organization of Orleans County (American Bikers Aimed Towards Education) has requested the week of April 28 - May 4, 1991 to be designated as "Motorcycle Awareness Week in Orleans County"; and

WHEREAS, this Organization plans to present a campaign during that week to make young people and adults more aware of the need for motorcycle safety as well as educating the public in the proper use of motorcycles;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby designate the week of April 28 - May 4, 1991 as -

MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 185-491

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION PROCLAIMING APRIL AS CHILD ABUSE PREVENTION MONTH

WHEREAS, the problem of Child Abuse affects great numbers of Orleans County children and also affects everyone in the community when child abuse occurs, and

WHEREAS, the Legislature points out that during 1990, there were 392 locally reported cases of sexual and physical abuse of children, with more than 122,005 reports of abuse throughout the state, and

WHEREAS, the problem of child abuse touches every community in our county and state and is a complex problem where community action is needed to help families break the cycle of abuse and improve family life and support of everyone is asked for the services in our community available in helping those children who are victims of child abuse;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby proclaims the month of April, 1991 as Orleans County Child Abuse Prevention month, and calls upon its citizens to take this opportunity to learn more about child abuse prevention, and

BE IT FURTHER RESOLVED, that, as the Orleans County Child Protective Task Force is organized to promote educational and preventive services programs, this Legislature urges its citizens to call the Department of Social Services at 589-7004, ext. 117, if they want to offer their support.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolutions entitled RESOLUTION CREATING CASE MANAGEMENT SUPERVISOR POSITION AT THE DEPARTMENT OF MENTAL HEALTH and RESOLUTION APPROVING UPGRADE FOR TYPIST AT MENTAL HEALTH DEPARTMENT were withdrawn from the agenda.

RESOLUTION NO. 186-491

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AMENDMENT TO THE CONTRACT BETWEEN NEW YORK STATE DSAS AND THE MENTAL HEALTH DEPARTMENT

WHEREAS, the NYS Division for Substance Abuse Services (DSAS) has approved a Drug-free Outpatient Program to serve Orleans County residents; and

WHEREAS, the existing Management and Professional Services Agreement with Park Ridge Chemical Dependency provides for the provision of these services contingent upon state funding; and

WHEREAS, DSAS proposes to amend Contract C-002935 (Orleans County Resolution No. 57-290) to cover the additional cost of this program at no additional cost to this County and to extend that contract through December 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend the existing Management and Professional Services Agreement with Park Ridge Chemical Dependency, (as approved by Resolution No. 57-290) raising the reimbursable amount to \$370,328.00 and changing the termination date of the Agreement to December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 187-491

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL VACANT ACCOUNT-CLERK TYPIST POSITION
IN PLANNING & DEVELOPMENT DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Director of the Planning and Development Department to fill the vacant Account-clerk Typist position in that department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 188-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH NYS DIVISION OF
EQUALIZATION AND ASSESSMENT FOR COMPUTER PROCESSING FOR
TAX ROLLS AND BILLS

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the NYS Dept. of Equalization and Assessment providing for data entry and computer processing, which in turn provides assessment rolls and bills for the County, Towns, Villages and Schools; said agreement to be in effect April 1, 1991 through March 31, 1992 at an estimated cost of \$18,897.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 189-491

By Legislator Tuohey, who moved the adoption

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY
LOCATED IN TOWN OF SHELBY

RESOLVED, that this Legislature sell and convey unto Mary Ruth Carpenter Draper, 4002 Bates Road, Medina, New York 14103, for the sum of \$7,681.73, which includes 1991 taxes, Parcel No. 95, Tax Map No. 80.10-2-3.1, of the premises contained in the 1988 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1989, and recorded in the Orleans County Clerk's Office in Liber 453 of Deeds at Page 163, being formerly assessed to Mary Ruth Carpenter, 4002 Bates Rd., Medina, New York 14103, bounded and described as follows: In the Town of Shelby, Orleans County New York, being known as 4002 Bates Rd., 1.60 acres; and that the County Treasurer is hereby authorized to make and deliver a deed, therefore to said purchaser upon payment of the aforementioned purchase price.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 190-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN
THE TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Mary Ruth Carpenter Draper and Kenneth Draper, 4002 Bates Rd., Medina, New York, 14103, for the sum of \$2,693.26, which includes 1991 taxes, Parcel No. 83, Tax Map No. 80.10-1-18 of the premises contained in the 1988 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated February 23, 1989, and recorded in the Orleans County Clerk's Office in Liber 453 of Deeds at Page 163, being formerly assessed to Mary Ruth Carpenter, 4002 Bates Road, Medina, New York, 14103, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as 4002 Bates Road 1.40 acres remainder 80.10-2-3; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 191-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO
CONTRACT WITH ERDMAN & ANTHONY FOR ENGINEERING SERVICES
ON COUNTY BRIDGES

RESOLVED, that this Legislature authorizes the Orleans County Superintendent of Highways to hire the firm of Erdman & Anthony for the purpose of engineering services on County bridges, at a cost of \$36,915.00, which is the lowest of all proposals received. The services will be for bridges as follows:

BIN #3318970 - rehabilitation and replacement
Waterport Road Bridge over Otter Creek

BIN #3318890 - replacement
Slade Road Bridge over Oak Orchard Creek

BIN #3319060 - level 1 road rating
Knowlesville Road Bridge over Oak Orchard
Creek

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

The resolution entitled RESOLUTION CREATING
PART-TIME POSITION IN THE PERSONNEL OFFICE was
withdrawn by Legislator Tuohy.

RESOLUTION NO. 192-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PURCHASE FOR COUNTY PROBATION
DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the County Probation Department to purchase one (1) Panasonic KX-E7000m Typewriter with Displaymate and 64K Memory at a total cost of \$1,190.00.

Adopted. 5 ayes; 2 nays, Legislators Billings and Swiercznski; 0 absent.

RESOLUTION NO. 193-491

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION POSTPONING RECEIPT OF BIDS ON SOLID WASTE COLLECTION, DISPOSAL AND RECYCLING CONTRACT

WHEREAS, bids have been solicited for Countywide Solid Waste Collection, Disposal and Recycling to be opened April 19, 1991; and

WHEREAS, changes to the specifications are required to assure the lowest possible bid and potential bidders may not have time to properly bid unless the time for receipt of bids be extended;

NOW, THEREFORE, BE IT RESOLVED, that the date for receipt of such bids be postponed until May 3, 1991 at 2:00 p.m.; and be it

FURTHER RESOLVED, that a notice to bidders be published as required by law providing for such new date.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Tuohey, introduced a resolution approving appointment of a Provisional Director of Weights and Measures. During discussion Legislator Bennett said, "Regardless of who we hire, it should be someone who has passed the test." Legislator Bower agreed and noted that even though there is not a valid list of three names from which to appoint a director, "we met with various candidates , and there are at least two people who have passed the test and will not have to take the test again. We should stick with someone who has passed the test." Legislator Swiercznski noted that it was a provisional appointment. Legislator Berger said, "There should have been more communication back and forth regarding the position, so that the majority of the Board could have had more input."

Legislator Bennett, with second by Legislator Bower, moved to amend the resolution by adding that the Director of Weights and Measures shall be assigned the duties of the Orleans County Safety Officer, to be effective April 24, 1991. Motion carried. 6 ayes; 1 nay, Legislator Bower; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 194-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENT OF PROVISIONAL
DIRECTOR OF WEIGHTS AND MEASURES

RESOLVED, that this Legislature does hereby approve the appointment of Craig Lape, 1236 Norway Road, Kendall, New York as Provisional Director of Weights and Measures at Grade 2, Step 0 of the Management Compensation Plan; said appointment to take effect April 15, 1991; and be it

FURTHER RESOLVED, that the Provisional Director of Weights and Measures is hereby assigned the duties of Orleans County Safety Officer, with no additional compensation, to be effective April 24, 1991.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Bower; 0 absent.

Legislator Bennett, with second by Legislator Swiercznski, moved to waive the rules and allow for the introduction of a resolution abolishing the Orleans County Safety Officer position effective April 24, 1991. The following resolution was then presented:

RESOLUTION NO. 195-491

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING THE POSITION OF ORLEANS COUNTY
SAFETY OFFICER

WHEREAS, the Provisional Director of Weights and Measures has been assigned the duties of the Orleans County Safety Officer, to be effective April 24, 1991, (with no additional compensation);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish the position of Orleans County Safety Officer, effective April 24, 1991.

Adopted. 6 ayes; 1 nay, Legislator Berger; 0 absent.

Legislator Swiercznski, with second by Legislator McCarthy, moved to recess the meeting, subject to recall by the Chairman. Motion carried.

Meeting recessed at 6:45 p.m.

LEGISLATURE MEETING
April 24, 1991

The meeting was called to order by Chairman Lyndon Billings at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: A letter of resignation from Drew Chenelly, Psy.D., Director of the Mental Health Department, to be effective May 15th; announced that the Orleans County Youth Board Recognition Dinner will be held May 6, 1991 at 6:00 p.m. at the Elks Club in Albion; a letter from the Orleans County Assessors Association asking the Board consider State qualifications when selecting an individual to fill the Director of Real Property Tax Office position, upon the retirement of the current director;

Announced that the County Planning Board minutes from the March 28th meeting were on file; an invitation from the Swan Library Association to attend their 91st Annual Meeting to be held at the Pullman Memorial Universalist Church on May 6, 1991 at 6:00 p.m.;

A copy of a letter from the Barre Town Board to County Attorney Norris Webster stating that the Town of Barre does not wish to sign a Municipal Cooperation Agreement for County-wide curbside pickup and disposal of solid waste and recycling until all bids have been received and opened; a letter of support from the Gaines Town Board regarding the County's Solid Waste and Recycling Proposal;

A letter from Senator Daly regarding the County's resolution opposing the Governor's day reporting plan and various "perks" currently received by inmates of the State prison system; a letter of acknowledgment from Assemblyman Hawley regarding the County's resolution requesting the repeal of the Wick's Law; a proposal from the District Attorney intending to "streamline case processing"; announced that the 1990 Annual Report from the Orleans County Department of Social Services is on file.

Legislator Bennett moved to accept Dr. Chenelly's resignation as Director of the Mental Health Department. There was a unanimous second, and the motion carried.

Report of Standing Committees: Legislator Berger

reported attending the Town of Yates Board Meeting on April 11th; the Supervisors' and County Legislators' Association Meeting on April 16th; a meeting with the Probation Department on April 17th; the Western New York Inter-county Association Meeting in Stafford on April 18th; and a Safety Meeting, Finance Committee Meeting, a meeting regarding the Jail addition, Stop DWI Meeting and the Village of Medina meeting on April 23rd

Legislator McCarthy attended his usual departmental meetings. Legislator Bower reported attending a Nursing Home meeting, and noted that the Nursing Home is involved in recycling. Now, only one disposal container per week is used, resulting in a savings of \$2,000 per year.

Legislator Tuohey was involved with a reinspection of the Mental Health Building, along with the new safety officer, and attended the Supervisors' and County Legislators' Association Meeting on April 16th; attended the Orleans County Youth Board Open House on April 30th, extending to them Legislator Bower's apologies for being unable to attend; attended the County Assessors' Association Meeting in Kendall on April 18th - they were concerned about who would be appointed Director of the Real Property Tax Office, when Mrs. Downey retires; attended the Cooperative Extension open house on April 19th; attended a Finance Committee Meeting with the Sheriff; a Stop DWI Meeting and the Medina Village Board meeting on April 23rd; and attended the Nursing Home audit on April 24th;

Legislator Bennett attended his usual departmental committee meetings. Mr. Bennett said that the Community Services Board had advertised for a new Director of the Mental Health Department. In the meantime, Dr. John Amos has agreed to fill in until a permanent Director is appointed. Dr. Amos is qualified to act as Director, and has also indicated that he is not interested in the job permanently.

Legislator Swiercznski attended the usual departmental committee meetings. Mr. Swiercznski also attended the Town Board meetings in his district, and announced that there is a Monday morning breakfast at Albanese's put on by the Oak Orchard Health Clinic. At this time, there will be a more in-depth discussion as to what the Clinic proposes to do when they have to leave the Arnold Gregory Memorial Hospital building. With regard to a discussion on Case Management, Mr. Swiercznski reported that Mrs. Hardenbrook, County Commissioner of Social Services, had written a letter regarding duplication of services, as pertains to various agencies within the County.

Chairman Billings reported on the various department heads who were ill because of serious injuries and/or illnesses; Dave Stevenson, the Assistant Superintendent of Buildings and Grounds expects to be back at work June 1st and John Pratt, Veterans Service Agency Director will be back at work May 8th;; Richard Clark, Director of the Office of Disaster Preparedness, and Avis Downey, Real Property Tax Director, were both reported doing well.

Legislator Berger, with second by Legislator Bower, moved to waive the rules to allow for the addition of the following to the evening agenda:

1. Resolution authorizing appoint to the Youth Board;
2. Resolution authorizing relocation of the Administrative and Investigative Divisions of the Orleans County Sheriff's Department to Cunneen Hall;
3. Resolution approving agreement between the Orleans County Sheriff's Department and AT&T designating AT&T as the long distance carrier for pay/inmate phones located in the Jail;
4. Resolution authorizing final capital project payments for Phase II Orleans County Marine Park;
5. Resolution authorizing final payment to Carl Tuohey Associates for Phase II Orleans County Marine Park.

Motion carried. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

The following resolutions were then presented:

RESOLUTION NO. 196-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH NATIONAL EMPLOYERS COUNCIL, INC.

WHEREAS, the County desires to obtain unemployment cost control and management assistance services; and

WHEREAS, the National Employers Council, Inc. has offered to provide these services for \$2,800.00 per year and has further offered to provide the services without cost after the first year if they cannot show that the savings does not exceed the cost;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby approve the unemployment cost control service agreement with National Employers Council, Inc. at an annual cost of \$2,800.00 with payment for this agreement to be made from Account A9050.636 Unemployment Insurance.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 197-491

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO FILL VACANCIES AT ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home, to fill the following vacancies:

1. Permanent PT LPN position (1);
2. Institutional Aide (PPT) positions (3)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 198-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO THE CONDITIONAL RELEASE COMMISSION

BE IT RESOLVED, that the Orleans County Legislature does hereby approve the following appointments to the Conditional Release Commission:

1. Director of Mental Health
2. Christine Capurso, Park Ridge Chemical Dependency
3. Dean Holland, Director of Probation;

and be it

FURTHER RESOLVED, that the terms for the above members shall terminate December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 199-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO THE ALTERNATIVES
TO INCARCERATION BOARD

BE IT RESOLVED, that the Orleans County
Legislature does hereby approve the following
appointments to the Alternatives to Incarceration
Board:

- | | | |
|-----|-----------------------|--------------------------------|
| 1. | Lyndon D. Billings | Legislature |
| 2. | Frank R. Berger | Legislature |
| 3. | Marcia Tuohey | Legislature |
| 4. | Judge James Punch | County Court |
| 5. | Judge Dennis Stirk | Magistrates |
| 6. | Conrad Cropsey | Dist. Attorney |
| 7. | Sheriff David Green | County Sheriff |
| 8. | Dean Holland | Probation |
| 9. | Director | Mental Health |
| 10. | Christine Capurso | Park Ridge Chemical
Depend. |
| 11. | Ronald Sodoma | Albion Central
School |
| 12. | Homer Phillips | Medina Police Dept. |
| 13. | Donald Hinman | Albion Police Dept. |
| 14. | Merle Fredericks, Jr. | Sheriff's Dept.-ATI |
| 15. | Deborah Linville | Citizen |
| 16. | John P. Scott | Citizen |

and be it

FURTHER RESOLVED, that the terms for the above
members shall terminate December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled
RESOLUTION APPROVING VARIOUS SERVICE AGREEMENTS FOR
ORLEANS COUNTY NURSING HOME was tabled by Legislator
Tuohey until more information could be provided.

RESOLUTION NO. 200-491

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING CONTRACT WITH NATIONAL ASSOCIATION
FOR THE EXCHANGE OF INDUSTRIAL RESOURCES (NAEIR)

RESOLVED, that this Legislature does hereby authorize the Orleans Count Nursing Home to enter into an agreement with National Association for the Exchange of Industrial Resources (NAEIR), 560 McClure Street, Galesburg, Illinois 61401, which will allow said Nursing Home to obtain supplies from donated merchandise. (Annual membership fee is \$595.00.)

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution entitled RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR MENTAL HEALTH DEPARTMENT was tabled by Legislator Bennett.

RESOLUTION NO. 201-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION URGING CONTINUED SUPPORT BY THE STATE OF NEW YORK TO THE ORLEANS COUNTY SOIL AND WATER CONSERVATION DISTRICT

WHEREAS, the Soil & Water Conservation District works directly with local taxpayers to assist with drainage, pond construction, tiling and various conservation programs and measures; and

WHEREAS, the recent increased awareness by the public has increased demand for the services of the Soil & Water Conservation District; and

WHEREAS, the Soil & Water Conservation District is provided some funding from the County of Orleans and has a Memorandum of Understanding with the USDA Soil Conservation Service for technical service only and;

WHEREAS, continued funding from the State of New York is needed in order to continue to provide the high standard of service currently available to residents of Orleans County

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby urge the State of New York to continue to provide funding for the Soil & Water Conservation District in Orleans County in its budget for the current fiscal year, and in the years to come.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 202-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION IN SUPPORT OF SENATE BILL S.1371 AND ASSEMBLY BILL A.2343 ESTABLISHING A MOTORCYCLE SAFETY FUND IN THE NEW YORK STATE BUDGET.

WHEREAS, the State of New York ranks twelfth in the nation in the number of motorcycles registered and has one of the highest rates of motorcycle accidents and fatalities; and

WHEREAS, cyclists pay registration fees to the Department of Motor Vehicles with little traffic safety programming on behalf of cycle rider/motorist education; and

WHEREAS, increased motorcycle safety education will help reduce the number of accidents and fatalities; and

WHEREAS, these two bills would amend the State Finance Law by adding Section 92-G to create the Motorcycle Safety Fund, consisting of \$5.00 of each motorcycle registration fee and amending Subdivision 5 of Section 410 of the Vehicle and Traffic Law increasing annual registrations from \$10 to \$15 and by adding a new Section 410-a establishing the Motorcycle Safety Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby support Senate Bill S.1371 and Assembly Bill A2343, entitled "An act to amend the State Finance Law and the Vehicle and Traffic Law, in relation to establishing and financing a motorcycle safety fund and related program".

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 203-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SHERIFF TO ENTER INTO A GRANT AWARD AGREEMENT WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, the NYS Division of Criminal Justice Services has awarded Orleans County Sheriff's Department a grant of \$6,934.00 for the purchase of narcotic enforcement surveillance equipment; and

WHEREAS, the County cost in the amount of \$2,311.00 is derived from seizures resulting from drug arrests;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the grant agreement with the New York State Division of Criminal Justice Services for the period of January 1, 1991 through September 30, 1992, which awards the sum of \$6,934.00 to the Orleans County Sheriff's Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 204-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING TEMPORARY FULL-TIME CUSTODIAL WORKER POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature does hereby create one Temporary Full-time Custodial Worker position in the Buildings and Grounds Department, Grade 2, Step 1; said position to be effective immediately and to continue for as long as funds are available (up to the budgeted amount of \$6,000.00).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 205-491

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION SUPPORTING VILLAGE OF HOLLEY WELLHEAD PROTECTION DEMONSTRATION PROJECT

WHEREAS, the Village of Holley is applying to the U.S. Environmental Protection Agency for funding of a wellhead protection demonstration project; and

WHEREAS, this project is a cooperative effort among county departments and agencies, the Genesee/Finger Lakes Regional Planning Council, the Village of Holley, the Soil and Water Conservation District Board and the Towns of Clarendon and Murray; and

WHEREAS, this Legislature finds no negative impacts of this project on inter-related services

provided by the County;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature supports the Holley Wellhead Protection Demonstration Project and offers in-kind services from the Orleans County Planning and Development Department, up to a value of \$1,400.00.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled RESOLUTION TO RESTORE ACCOUNT CLERK TYPIST POSITION TO PERMANENT FULL-TIME STATUS IN THE MENTAL HEALTH DEPARTMENT was tabled by Legislator Tuohey.

RESOLUTION NO. 206-491

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPLICATION FOR FEDERAL SECTION 18 FUNDING FOR EASTMAN COACH LINES

RESOLVED, that this Legislature does hereby approve the grant application for Federal Section 18 funding to be submitted to the New York State Department of Transportation (NYSDOT) on behalf of Eastman Coach Lines for fiscal year 1992 in the amount of \$19,000; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Planning and Development Director to publish a public notice announcing the application and public transportation project as required by NYSDOT.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 207-491

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY COMMENT PERIOD FOR EIGHTH-YEAR REVIEW OF ORLEANS AGRICULTURAL DISTRICT NO. 8 ENCOMPASSING PORTIONS OF THE TOWNS OF RIDGEWAY, YATES, AND THE VILLAGE OF MEDINA.

RESOLVED, that this Legislature does hereby authorize the publication of the Notice of 30-Day

Comment Period for the 8th year review of Orleans Agricultural District #8 encompassing portions of the Towns of Ridgeway, Yates, and the Village of Medina.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 208-491

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO APPROVE THE ACCEPTANCE OF A GRANT FROM THE STATE DEPARTMENT OF HEALTH FOR LEAD POISONING PREVENTION

RESOLVED, that this Legislature does hereby approve the acceptance of a Grant for \$5,000.00 from the State Department of Health for a Lead Poisoning Prevention Program. Contract period to be 01 April 1991 to 30 March 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 209-491

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE AGREEMENT BETWEEN MARGARET NOLAN, REGISTERED OCCUPATIONAL THERAPIST, AND THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve an Agreement between Margaret Nolan, Registered Occupational Therapist, and the County Health Department, for occupational therapy services, at a cost of \$35.00 per visit; total cost not to exceed \$1,000.00. Cost to be reimbursed through Medicare, Medicaid, Other Third Party Insurance, etc.

Adopted. 7 ayes; 0 nays; 0 absent.

The following three resolutions were withdrawn by Legislator Bennett:

1. Resolution approving the agreement between the Orleans County ARC Rainbow Preschool and the County Health Department to provide speech therapy services to Orleans County residents for itinerant preschool education services;

2. Resolution approving the agreement between the Orleans County ARC Rainbow Preschool and the County Health Department to provide infant stimulation and early intervention special education to Orleans County residents;
3. Resolution approving the agreement between the Orleans County ARC Rainbow Preschool and the County Health Department to provide special education-preschool special education program.

Legislator Bennett, with second by Legislator Bower, introduced a resolution approving the creating and filling of a typist position in the County Health Department. After discussion, Legislator Bower, with second by Legislator Bennett, moved to amend the resolution to read "part-time position - 30 hours per week, to be reviewed in three months time". Motion carried. The following resolution was then adopted:

RESOLUTION NO. 210-491

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE CREATION AND FILLING OF A
TYPIST POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department has been operating with a temporary clerical position for the past year, and;

WHEREAS, an additional Typist position was included in the Health Department's 1991 Budget;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the creation and filling of a Part-time, Typist position, at thirty hours (30 hrs.) per week, in the County Health Department, at Grade 3, Step 1, of the CSEA Salary Schedule; said position to be reimbursed at a minimum of 40% through State Aid funding; and be it

FURTHER RESOLVED, that this position shall be reviewed in three months, by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger temporarily withdrew the next resolution on the agenda entitled RESOLUTION AUTHORIZING THE CONTINUATION OF AND THE FILLING OF A POSITION IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT,

to be reintroduced later in the meeting.

RESOLUTION NO. 211-491

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Francis S. Lake, c/o Lake Motors, 9986 Rochester Road, Middleport, New York 14105, for the sum of \$22,692.18, which includes the 1990 taxes, Parcel No. 108, Tax Map No. 56.00-1-45.2 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 60, being formerly assessed to Moses Fence Co., Inc. 10478 Ridge Road, Medina, New York 14103, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L32, T15, R4, 2.57 acres, 10478 Ridge 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.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention,
Legislator McCarthy.

RESOLUTION NO. 212-491

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING APPOINTMENT TO THE YOUTH BOARD

BE IT RESOLVED, that this Legislature does hereby authorize the appointment of Andrea J. Lape, Town of Murray, to membership on the Orleans County Youth Board; said term to end December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled RESOLUTION AUTHORIZING THE ORLEANS COUNTY SHERIFF TO ENTER INTO AN AGREEMENT WITH MRB GROUP, P.C., ARCHITECT AND ENGINEERS was tabled by Legislator Tuohey, to allow the Chief Administrative Officer, the County Attorney, the Sheriff and MRB Group

to meet to discuss the fee.

RESOLUTION NO. 213-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING RELOCATION OF THE ADMINISTRATIVE AND INVESTIGATIVE DIVISIONS OF THE ORLEANS COUNTY SHERIFF'S DEPARTMENT TO CUNNEEN HALL

RESOLVED, that this Legislature does hereby authorize the Administrative and Investigative Divisions of the Orleans County Sheriff's Department to relocate to Cunneen Hall; and be it

FURTHER RESOLVED, that this relocation is necessary due to the crowded conditions now existing in the present location and the possible renovation of the present office area as recreation space for inmates.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 214-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT AND AT&T DESIGNATING AT&T AS THE LONG DISTANCE CARRIER FOR PAY/INMATE PHONES LOCATED IN THE JAIL

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Sheriff's Department and A.T. & T. designating A.T. & T. as the long distance carrier for pay/inmate phones located within the jail for a period of three (3) years based on a 20% commission to be paid to the County Sheriff's Department.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Tuohey, moved the waive the rules to allow for the introduction of a resolution granting unpaid leave of absence to Deborah Hughson. Motion carried. 6 ayes; 1 nay, Legislator Bennett; 0 absent. The following resolution was then presented:

RESOLUTION NO. 215-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION GRANTING UNPAID LEAVE OF ABSENCE FOR DEBORAH HUGHSON

WHEREAS, Deborah Hughson has been on unpaid leave which will end June 30, 1991, and has requested additional unpaid leave of absence for the period from June 30, 1991 until July 29, 1991; and

WHEREAS, Section 14 of the Sheriff's contract provides for unpaid leave upon approval of this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that unpaid leave be granted to Deborah Hughson for the period of June 30, 1991 to July 29, 1991.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 216-491

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING THE CONTINUATION OF AND THE FILLING OF A POSITION IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

WHEREAS, a request has been received from the Sheriff's Department to continue the temporary Clerk position in that Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the continuation of the temporary Clerk position, through July 26, 1991, at which time it shall terminate; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Sheriff to fill said position for that period of time.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

The resolution creating/abolishing positions in the County Highway Department was tabled by Legislator McCarthy.

RESOLUTION NO. 217-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator

RESOLUTION AUTHORIZING FINAL CAPITAL PROJECT PAYMENTS
FOR PHASE II ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the County Treasurer to make final payment to the following companies for completion of work on Phase II Orleans County Marine Park project, from Account H7180:

1. Suburban Electric of Albion, Inc., East Bank Street, Albion - final payment on Contract No. 4.....\$ 1,595.25;
2. Colonna's Electric, Oak Orchard Road, Albion - final payment on Contract No. 1.....\$ 1,725.00;
3. Maplewood Construction Corporation, 5534 Express Drive, S., Holtsville - final payment on Contract No. 1.....\$ 8,654.75.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 218-491

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION FINAL PAYMENT TO CARL TUOHEY ASSOCIATES FOR
PHASE II ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the Sum of \$3,375.00 to Carl Tuohey Associates, Medina, New York as final payment for engineering services for Phase II Orleans County Marine Park; said payment to be made from Account H7180.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention,
Legislator Tuohey.

Legislator Berger read a Local Law adopted by the Cayuga County Legislature providing for a 90-day residency requirement for individuals/families applying for Social Services' programs. Legislator Berger felt that Orleans County should do something along these lines.

Legislator Bower, with second by Legislator Swiercznski, moved to recess for an executive session to discuss a personnel matter. Motion carried.

Meeting recessed at 5:45 p.m.

Meeting reconvened at 6:05 p.m.

When the meeting was reconvened by the Chairman, Legislator Tuohy, with second by Legislator McCarthy, moved to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 6:05 p.m.

RECONVENED LEGISLATURE MEETING
May 1, 1991

Chairman Billings reconvened the meeting at 8:15 p.m. immediately following the public hearing held for Agricultural District No. 7, in the Shelby Town Hall.

Legislator Berger removed the resolution pertaining to the agreement between the Sheriff's Department and MRB Group authorizing MRB to prepare bid specs for the Jail renovations from the table. There was general discussion on the proposal. Mr. Dudek said he had met with the MRB Group to discuss what needs to be done, and commented that if there were more time, the County people could do most of the work - the exception being the move of the dispatch center. MRB did agree to lower their fee from \$25,000.00 to \$19,500.00. Mr. Dudek said this was done because MRB had included the \$4,000.00 owed to them from their previous agreement with the County - actually MRB reduced their fee by \$1,500.00. With regard to financing the proposed project, Legislator Tuohey said it would be accomplished by bonding, to be carried out under the direction of the County Treasurer and the County Attorney, (with no outside assistance). Since the County will not have to hire a Consultant/Advisor to do the bonding, this will result in a savings.

Legislator Berger moved, with second by Legislator Tuohey, to amend the resolution removed from the table, by changing the fee being charged by MRB from \$25,000 to \$19,500. Motion carried. The following resolution was then presented:

RESOLUTION NO. 219-591

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING THE ORLEANS COUNTY SHERIFF TO ENTER INTO AN AGREEMENT WITH MRB GROUP, P.C., ARCHITECT AND ENGINEERS

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to enter into an agreement with the MRB Group, P.C., Architects and Engineers to provide the working drawings and assist the County with the bidding and negotiation phase for the scope of work in defined areas of the existing

County Jail as outlined in the "Scope of Work" submitted to the County on March 19, 1991; said services provided by MRB Group, P.C. will be based on A.I.A., Document B141, Standard Form of Agreement between Owner and Architect, 1987 edition; and be it

FURTHER RESOLVED, MRB Group's fee for the services outlined to be a lump sum fixed fee of \$19,500.00; final form of this contract subject to approval by the County Attorney.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Motion by Legislator McCarthy, with second by Legislator Tuohy, to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 8:25 p.m.

RECONVENED LEGISLATURE MEETING
May 4, 1991

Chairman Lyndon Billings reconvened the meeting at 11:50 a.m. immediately following the auction of County-owned In Rem Tax Foreclosure properties. Present were Legislators Bennett, Billings, Swiercznski and Tuohey; also County Attorney Norris Webster and Clerk Lois Brandt. Absent were Legislators Berger, Bower and McCarthy.

The following resolution was presented:

RESOLUTION NO. 220-519

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY

WHEREAS, a public auction of various parcels of property owned by the County under the In Rem Tax Foreclosure was held May 4, 1991; 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.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Bower and McCarthy.

ORLEANS COUNTY AUCTION
May 4, 1991

TOWN	SOLD TO	AMOUNT
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ALBION:

TaxMap No. 62.20-2-31

Joseph Jozwiak
c/o Henry Jozwiak
Joseph St.
62.00x194.00'
Vacant

James & Nancy Fiegel
12791 Platten Road
Waterport, New York
14571

\$ 1,000.00

TaxMap No. 62.20-2-32

Joseph Jozwiak
c/o Henry Jozwiak
Joseph St.
54.00x194.00'
Vacant

James & Nancy Fiegel
12791 Platten Road
Waterport, New York
14571

\$ 1,000.00

TaxMap No. 62.20-2-33

Joseph Jozwiak
c/o Henry Jozwiak
Joseph St.
54.00x194.00'
Vacant

Michael P. Vadegenachte
1539 Route 98
Waterport, New York
14571

\$ 950.00

TaxMap No. 71.00-1-6

T. John & Teresa J.
Wiltshire
Presbyterian St.
125.00x225.25'
Vacant

William & Joyce B.
Compson
13043 Presbyterian Rd.
Albion, New York
14411

\$ 5,050.00

TaxMap No. 72.00-1-40

Carl Babcock
Albion Eagle Harbor Rd.
2.00 acres
Vacant

Thomas A. Duggan
30 White Birch Circle
Rochester, New York
14624

\$ 1,275.00

TaxMap No. 85.00-2-25

Norman D. Hart
Swamp Rd.
9.60 acres
Vacant

James A. Dragon
Oak Orchard Rd.
P.O. Box 271
Albion, N.Y. 14411

\$ 1,725.00

BARRE:

TaxMap No. 93.00-1-43

Stanley A. Bouter, Sr.
Eagle Harbor Rd.
90.00x224.00'

Robert L. Wilson
198 Utica Street
Brockport, N.Y. 14420

\$ 9,100.00

TaxMap No. 106.00-1-74

Samuel Pernicano
West Barre Rd. N.
1.40 acres
Vacant

Walter J. & Shirley J. \$ 2,000.00
Eden
4985 Upper Holley Rd.
Holley, N.Y. 14470

CARLTON:

TaxMap No. 8.00-1-12

Walter C. & Gertrude Swol
E. Shore Dr.
75.00x140.00'
Vacant

Sara Beth Newton \$ 250.00
505 Ann Street
Medina, New York
14103

TaxMap No. 26.02-1-6

Clayton F. Fletcher
Railroad Avenue
54.45x105.10'
Vacant

Jesse & Christine \$ 600.00
Thompson
86 Lynnwood Drive
Brockport, N.Y. 14420

TaxMap No. 26.02-1-7

Clayton G. Fletcher
Railroad Avenue
54.45x138.10'
Vacant

Jesse & Christine \$ 600.00
Thompson
86 Lynnwood Drive
Brockport, N.Y. 14420

TaxMap No. 29.01-1-12

Arnold J. Roth
1757 Oak Orchard Rd.
1.10 acres

Jesse & Christine \$ 4,000.00
Thompson
86 Lynnwood Drive
Brockport, N.Y. 14420

CLARENDON:

TaxMap No. 108.00-1-17

David & Marguerite
Newbould
Brown School House Rd.
6.00 acres
Vacant

Craig J. VanAmeron \$ 8,250.00
P. O. Box 104
Clarendon, New York
14429

TaxMap No. 121.00-1-3

Unknown
LaDue Road
18.80 acres
Vacant

Stephen P. & Joyce E. \$ 4,800.00
McMurray
17069 LaDue Road
Holley, N.Y. 14470

MURRAY:

TaxMap No. 86.00-1-4

John Moran (formerly
Thomas Moran, Jr.)

Katie Wade Toote \$ 4,300.00
3975 Hindsburg Road

Hindsburg Road
1.00 acre
Vacant

Holley, New York
14470

YATES:

TaxMap No. 1.12-1-13

Mitchell E. Lembke
W. Lake Road
Lane 57, 27.00x125.00'
Vacant

Frances E. Sommer \$ 7,000.00
59 Chipman Place
N. Tonawanda, New York
14150

TaxMap No. 1.12-1-14

Mitchel E. Lembke
W. Lake Road
Lane 57, 40.00x134.00'
Vacant

Rita C. Wolfe \$ 9,000.00
11620 Platten Road
Lyndonville, New York
14098

TaxMap No. 14.03-2-21

Timothy J. Ausman, Sr.
11388 E. Yates Rd.
74.58x220.11'

Amanda Moyer \$ 4,150.00
4935 Eagle Harbor Road
Albion, New York
14411.

Motion by Legislator Swiercznski, with second by
Legislator Bennett, to adjourn. Motion carried.

Meeting adjourned at 11:50 a.m.

LEGISLATURE MEETING
May 8, 1991

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: a letter of acknowledgment from Governor's Cuomo's office regarding resolution No. 169-491; announced that the Western NY OTB Board Meeting minutes for March 28th were on file; announced that Inter-county Association meeting will be held at the Sunrise Hill Inn, in Farmington, New York; announced that the Board was invited to the "Homecoming Tribute" to be held by Sheret Post #35 American Legion of Albion during the Annual Strawberry Festival, Saturday, June 15, 1991 on the Court House steps.

Report of Standing Committees: Legislator Tuohey attended the "Bootstrap" meeting on Section 8 Housing; the Leadership Meeting with Legislators Bennett and Billings on April 30th - sponsored by the Extension; attended the Safety Committee meeting; attended the Trash Bid Opening; attended the Barre Town Board Meeting on May 6th (Legislator Tuohey said she had taken a copy of the low bid to the meeting for that Board to consider); attended the EAP Meeting Tuesday morning, May 7th - funding from the machines was discussed.

Legislator Bennett reported attending his usual committee meetings. Mr. Bennett also noted that Mr. Sidari had asked him to request permission for the Legion to use the Court House steps for their "Homecoming Tribute" scheduled for June 15th. Motion by Legislator McCarthy, with second by Legislator Bennett, to allow the Sheret Post #35 American Legion to use the steps for this ceremony. Motion passed unanimously.

Legislator Swiercznski reported attending his usual committee meetings;

Legislator McCarthy reported attending his regular committee meetings. Mr. McCarthy said he met with a representative from the Village of LeRoy, to discuss their trash/garbage pickup procedure. The Village of LeRoy picks up on a per bag basis. Garbage and leave bags are sold in grocery stores. Garbage bags sell for \$1.05 (the store is allowed to add \$.05 per bag) plus

7% sales tax. Leaf bags are sold for \$.55 each, plus the 7% sales tax. Mr. McCarthy said that garbage recycling is a temporary item. Three trucks are involved. There is a \$130.00 charge at the beginning of each year, plus the cost of the bags. Mr. McCarthy said he felt Orleans County's proposal was much more reasonable. He was going to check with North Tonawanda, who also charges on a per bag basis. Mr. McCarthy said it was a very complicated bidding process.

Legislator Berger reported the Public Safety Meeting on April 30th, also the MRB Group meeting regarding the jail and met with the Town of Yates Code Officer and looked at a piece of property in Yates Center; attend the public hearing for Agricultural District No. 7 in the Town of Shelby on May 1st; attended the Ridgeway Town Board meeting on May 7th; participated in the Employees' Recognition Day picnic at the Nursing Home May 8th, during the lunch hour.

At this time, Legislator Tuohey reported that she had attended the In Rem Property Auction held May 4th in the County Court House. Mrs. Tuohey said it was an excellent auction, and that the auctioneer, Mr. Al Bontrager, did an excellent job. Booklets containing all pertinent information regarding the properties to be auctioned, were provided to everyone who planned on bidding. It was a well conducted auction. Mr. Billings commented that Mr. Bontrager indicated to him that there were other procedures he could follow that would reduce the costs for the auction. Everyone was well satisfied with the auction.

Legislator Berger, with second by Legislator McCarthy, moved to add the following to the meeting agenda:

1. Resolution accepting Highway bids for road materials and supplies;
2. Resolution proclaiming Nursing Home Week in Orleans County;
3. Resolution approving the mortgage tax apportionment;
4. Resolution authorizing sale of county-owned property in the Towns of Barre and Clarendon;
5. Resolution adding two members to the Medical Scholarship Committee.

Motion carried.

Presentation of resolutions:

RESOLUTION NO. 221-591

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE APPOINTMENT OF JOHN G. AMOS, Ph.D. AS INTERIM DIRECTOR OF COMMUNITY SERVICES AND TO AMEND THE INDEPENDENT CONTRACTOR AGREEMENT BETWEEN ORLEANS COUNTY AND JOHN G. AMOS, Ph.D.

WHEREAS, the Mental Health Department is required by law to have a Director of Community Services to maintain funding, regulatory and legal status; and

WHEREAS, due to the recent resignation of the current director, this position shall be vacant after May 15, 1991; and

WHEREAS, Dr. Amos, a current contracted staff member has agreed to serve as Interim Director under the amended independent contractor agreement until such appointment and start date of a permanent Director shall take place;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of John G. Amos, Ph.D. as Interim Director of Community Services under the terms of the amended contractor agreement; effective May 15, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 222-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING TRANSFER AGREEMENTS FOR THE COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve transfer agreements for the County Nursing Home, with the following agencies:

1. Orleans County Health Department Home Health Agency of Albion, New York;
2. St. Jerome Hospital, Batavia, New York;

said agreements provide for the transfer of patients and or residents from one facility to the other when it is determined by the patient's/resident's physician that such a transfer is necessary.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett tabled the next resolution on the agenda entitled RESOLUTION AUTHORIZING PURCHASE OF VERTICAL WINDOW BLINDS FOR MENTAL HEALTH DEPARTMENT.

RESOLUTION NO. 223-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES FOR VARIOUS DEPARTMENTS AND ABOLISHING/CREATING POSITION IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the filling of vacant positions for the County Nursing Home and Social Services Department, as follows:

Nursing Home:

1. PPT Institutional Aide Positions (3)
2. PPT LPN Position (1)

Social Services Department:

1. Permanent Account-clerk Typist Position (1)

and be it

FURTHER RESOLVED, that the Assistant Director of Nursing 3rd in the County Nursing Home is hereby abolished and in its place is created one (1) Quality Assurance Program Coordinator position to be placed in Grade 4 of the Management Compensation Plan schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 224-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE EQUIPMENT PURCHASE FOR THE COUNTY CLERK'S OFFICE

RESOLVED, that this Legislature does hereby authorize the purchase a computer and appropriate software, drives, furniture, etc. for use in the Office

of the County Clerk at a total cost of \$3,730.30; said purchase to be made from County Clerk Office Equipment Account A1410.220.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 225-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF GAINES

RESOLVED, that this Legislature sell and convey unto Thomas A. & Mary Ann Curtin, R.F.D. 3, 3919 Townline Road, Albion, New York 14411, for the sum of \$3,626.68, which includes the 1991 taxes, Parcel No. 74, Tax Map No. 49.00-1-14.2 of the premises contained in the 1990 delinquent tax list in the foreclosure in Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 59, being formerly assessed to Thomas A. & Mary Ann Curtin, R.F.D. 3, 3919 Townline Road, Albion, New York 14411, bounded and described as follows: In the Town of Gaines, Orleans County, New York, being known as L38, T15, R2, Ridge Road 41.60 acres; 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.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 226-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION PROCLAIMING MAY AS FOSTER PARENT MONTH

WHEREAS, our 49 foster families in Orleans County are members of a statewide force of concerned and dedicated families who provide an invaluable service to the children and families in our communities; and

WHEREAS, the foster parents of Orleans County respond with unselfish dedication and skill to the urgent call of those children who, for various reasons, are unable to live with their parents for a period of time. They commit themselves to provide the care, the

affection, and the understanding that are vital to promote healthy physical and emotional growth while a child is separated from his family. Foster parents are key members of the team that works diligently for the mutual benefit of the child and his family to promote this reunification; and

WHEREAS, their love is boundless, their energy is unflagging, their commitment to children transcends our expectations . . . they are the foster parents of Orleans County; and

WHEREAS, we recognize and appreciate their service and dedication; and

WHEREAS, we hold their contribution to our County and its children and families in the highest esteem;

NOW, THEREFORE, BE IT RESOLVED, that we, the Legislature of Orleans County of the State of New York do hereby proclaim -

MAY 1991

FOSTER PARENT MONTH IN ORLEANS COUNTY.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 227-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Lakeside Child Care Center, Brockport, NY for provision of day care services; to be effective January 1, 1991 through December 31, 1991 at a cost of \$19.00 per day per child. County cost is \$2.00 per day per child.
- (2) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, Niagara Falls, NY for provision of home health care services to eligible Title XIX recipients; to be effective January 1, 1991 through December 31, 1991 at a cost of \$9.72 per hour. County cost is \$2.43 per hour.

- (3) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, Niagara Falls, NY for provision of home health care services to eligible Title XX recipients; to be effective January 1, 1991 through December 31, 1991 at a cost of \$9.72 per hour. County cost is \$1.21 per hour.
- (4) Brockport Child Care Center, Inc., Brockport, NY 14420 for provision of day care services; to be effective January 1, 1991 through December 31, 1991 at a cost of \$17.40 per day per child. County cost is \$2.17 per day per child.
- (5) St. Joseph's Villa, Rochester, NY for the provision of foster care services; to be effective January 1, 1991 through December 31, 1991 at a cost of \$43,074 per child. County cost is \$14,645 per child.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 228-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS-NIAGARA BOCES AND ORLEANS COUNTY JOB DEVELOPMENT AGENCY AND THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

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

- (1) Orleans-Niagara BOCES, Sanborn, NY, to provide a special Job Readiness Training program for ADC welfare mothers; to be effective June 1991 through January 1992 at no cost to the county.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 229-591

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH MARC BRESLAV TO PROVIDE THE RECYCLUS SCHOOL ASSEMBLY PROGRAM FOR RECYCLING AND WASTE REDUCTION EDUCATION

WHEREAS, the GLOW Region Solid Waste Management Committee has determined that educating youth regarding recycling could have a major impact on the success of recycling and waste reduction by, among other things, favorably influencing family and community attitudes; and

WHEREAS, the Recyclus School Assembly Program is an eligible activity under the Local Resource, Reuse and Recovery Program (LRRRP) grant already received; and

WHEREAS, this Legislature finds that retaining the services of Marc Breslav for the Recyclus School Assembly Program will help meet its goals and objectives for countywide curbside recycling and waste reduction;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby approves the agreement with Marc Breslav to provide the Recyclus School Assembly Program in 33 locations in the GLOW solid waste region; said agreement to begin with the 1992 school year at a cost not to exceed \$17,500 at no direct County cost; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign said agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 230-591

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION CREATING NEW TITLE OF HIGHWAY MAINTENANCE WORKER

WHEREAS, the title of Laborer is to be downgraded, a new title is required for the person in that present step and grade;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create the position of Highway Maintenance Worker and places it in Grade 1 of the Highway Employees Benefit Plan; and be it

FURTHER RESOLVED, that the Highway Superintendent is hereby authorized to fill said position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 231-591

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REGARDING THE HIGHWAY LABORER POSITION

BE IT RESOLVED, that the hourly rate for full-time Laborer positions in the County Highway department is hereby removed from the Highway Department Salary Schedule, and established at \$5.00 per hour.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 232-591

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION PROCLAIMING MAY 28, 1991 AS LEWISTON TRAIL COUNCIL B.S.A. EAGLE SCOUT CAREER DAY IN ORLEANS COUNTY

WHEREAS, the Eagle Scout rank is recognized universally as a sign of having attained the highest levels of leadership, citizenship, physical and moral character; and

WHEREAS, Boy Scouts who have attained the rank of Eagle Scout have completed various community service projects demonstrating leadership, planning, organizing and direction skills; and

WHEREAS, the Lewiston Trail Council of the Boy Scouts of America has identified the 1991 Class of Eagle Scouts;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby commend the 1991 Lewiston Trail Council Eagle Scout Class of 1991 and their Scout Leaders, Parents, Sponsors and Chartered Partners for achieving this most high distinction; and be it

FURTHER RESOLVED, that the Orleans County Legislature does hereby designate Tuesday, May 28, 1991 as Lewiston Trail Council Boy Scouts of America -

EAGLE SCOUT CAREER DAY IN ORLEANS COUNTY

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled RESOLUTION APPROVING

VARIOUS SERVICE AGREEMENTS FOR ORLEANS COUNTY NURSING HOME was removed from the table by Legislator Bower. Legislator Bower, with second by Legislator Swiercznski, moved to amend this resolution. Motion carried, and the following resolution was then adopted:

RESOLUTION NO. 233-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING VARIOUS SERVICE AGREEMENTS FOR COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the various service agreements listed below for the Orleans County Nursing Home covering the time period May 1, 1991 through April 30, 1991; total Physician and Physician Assistant agreement costs will not exceed \$36,042 for the 1991 calendar year:

1. Agreement with Dr. John P. Fernandez for services as Staff Physician at an annual salary of \$7500.00;
2. Agreement with Dr. Eugene L. Ver for services as Staff Physician at an annual salary of \$7500.00;
3. Agreement with Dr. Charles B. King for services as Staff Physician at an annual salary of \$7500.00;
4. Agreement with Gary D. Stromberg, M.A. for services as Speech Pathologist at a cost of \$35.00 per hour, on an as needed basis.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 234-491

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Mental Health Department to purchase the following equipment:

1. Bush Computer Desk (2) \$351.92;
2. Bush Printer Stand (1) \$135.96

TOTAL \$487.88;

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 235-491

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO RESTORE ACCOUNT CLERK TYPIST POSITION TO PERMANENT FULL-TIME STATUS IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, the Mental Health Department has instituted a billing system more complex in scope and responsibility with duties requiring more than one person to handle these responsibilities; and

WHEREAS, the Department has had a Permanent Account Clerk Typist position in the billing department in prior years; and

WHEREAS, the Department requested that the position be made part-time for a six month period in order to allow the incumbent to complete education studies; and

WHEREAS, the responsibilities of maintaining a fully operational billing system must be met by two full-time staff members in order to maximize all possible revenues as deficit funding will be decreased necessitating operating on billable income;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby restore the Account Clerk Typist position in the Mental Health Department to permanent full-time status.

Adopted. 5 ayes; 2 nays, Legislators Billings and Tuohy; 0 absent.

The resolution entitled RESOLUTION ABOLISHING/CREATING POSITIONS IN COUNTY HIGHWAY DEPARTMENT, tabled April 24th, was removed from the table by Legislator McCarthy. Legislator McCarthy, with second by Legislator Bower, moved to amend the resolution. Motion carried. The following resolution was then adopted:

RESOLUTION NO. 236-591

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

**RESOLUTION ABOLISHING AND CREATING POSITIONS IN THE
COUNTY HIGHWAY DEPARTMENT**

RESOLVED, that this Legislature does hereby abolish and create the following positions in the County Highway Department:

Abolish:

- One (1) Mechanic Helper Position;
- One (1) Temporary Typist Position;
- One (1) Part-time Laborer Position;
- One (1) Heavy Equipment Operator Position;

Create:

- Two (2) Temporary Motor Equipment Operator Positions;
- One (1) Part-time Typist Position;

and be it

FURTHER RESOLVED, that the Highway Superintendent is hereby authorized to fill the new positions created by this resolution, as well as vacant auto mechanic position; and be it

FURTHER RESOLVED, that the two (2) Temporary Motor Operator Positions shall terminate upon the return to work of the absent employee and upon the filling of the vacant Permanent Motor Equipment Operator position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 237-591

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

**RESOLUTION AWARDING BIDS FOR VARIOUS MATERIALS AND
COMMODITIES SOUGHT BY THE ORLEANS COUNTY HIGHWAY
DEPARTMENT**

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the year 1991-92 and such bids have been received, opened, and reviewed to determine the lowest responsible bidder for each material and commodity;

NOW, THEREFORE, BE IT RESOLVED, that the bids for the various materials and commodities on the attached schedule be awarded to the low bidders named on such

attached schedule for the dollar amounts per unit shown on such schedule, subject to the approval of the County Attorney.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Bennett.

RESOLUTION NO. 238-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION PROCLAIMING THE WEEK OF MAY 12 AS NATIONAL NURSING HOME WEEK

RESOLVED, that this Legislature does hereby proclaim the week of May 12 - May 18, 1991 as National Nursing Home Week, with the hope that all County residents will honor their County Nursing Home and its employees for providing such a valuable service to the community.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 239-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING MORTGAGE TAX APPORTIONMENT

RESOLVED, that the Mortgage Tax Apportionment appearing in the attached warrant be adopted by this Legislature and that said Warrant be approved and delivered to the County Treasurer.

Adopted. 7 ayes; 0 nays; 0 absent.

TO

THE TREASURER OF THE COUNTY OF ORLEANS, STATE OF NEW YORK

GREETING

You are hereby notified that the Legislature of the County of Orleans, State of New York, has ascertained that the amount of money in your hands received from the avails of taxes paid on mortgages pursuant to the Tax Law available for distribution by said Board pursuant to the provisions of said Act is

\$116,763.99

You are further notified that the said Legislature pursuant to Section 261 of said Tax Law has apportioned said sum to the several villages, towns and officials entitled to receive the same as follows:

To the Village of Albion:

From the amount credited to the Town of Albion.....	\$6,576.19
From the amount credited to the Town of Gaines.....	538.41

To the Village of Medina:

From the amount credited to the Town of Ridgeway.....	4,189.81
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From the amount credited to the Town of Shelby.....	2,239.46
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To the Village of Holley:

From the amount credited to the Town of Murray.....	2,117.12
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To the Village of Lyndonville:

From the amount credited to the Town of Yates.....	746.26
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To the Town of Albion from amount credited to said Town for State, County and Town purposes.....	13,990.33
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To the Town of Barre from amount credited to said Town for State, County and Town purposes.....	5,893.33
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To the Town of Carlton from amount credited to said Town for State, County and Town purposes.....	14,695.68
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To the Town of Clarendon from amount credited to said Town for State, County and Town purposes.....	14,022.51
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To the Town of Gaines from amount credited to said Town for State, County and Town purposes.....	3,536.74
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To the Town of Kendall from amount credited to said Town for State, County and Town purposes.....	11,750.36
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To the Town of Murray from amount credited to said Town for State, County and Town purposes.....	13,527.67
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To the Town of Shelby from amount credited to said Town for State, County and Town purposes.....	7,786.33
To the Town of Yates from amount credited to said Town for State, County and Town purposes.....	4,587.44
Total.....	\$116,763.99

You are further notified that the respective amounts apportioned to the said Village are payable by you to the respective Treasurers of said Villages the respective amounts apportioned to the said Towns for State, County and Town purposes are payable by you to the respective Supervisors of said Towns.

You are, therefore, commanded to pay to the respective Village Treasurers of the Villages above named and to the respective Supervisors of the Towns above named, the respective sums above set forth apportioned to each respectively.

And for such payment this shall be your sufficient warrant.

IN WITNESS WHEREOF, the Legislature of the County of Orleans, State of New York, has caused this Warrant to be subscribed by its Chairman and its Clerk, and its official seal to be hereunto affixed, the 8th day of May, 1991.

Lyndon D. Billings, Chairman
Orleans County Legislature

L.S.

Lois M. Brandt, Clerk
Orleans County Legislature

RESOLUTION NO. 240-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF BARRE

RESOLVED, that this Legislature sell and convey unto the estate of Geraldine Fiorica, 17 Mechanic Street, Elba, New York 14058, for the sum of \$31,292.28, which includes the 1991 taxes, the following parcels -

Parcel No. 33, Tax Map No. 118.00-1-37; bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as L18, T14, R1, Oak Orchard Road S., 1.70 acres (\$20,471.28);

Parcel No. 37, Tax Map No. 129.00-1-19; bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as L1, T14, R1, Sheelar Road, South, 20.00 acres (\$2,910.35);

Parcel No. 38, Tax Map No. 129.00-1-20; bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as L1, T14, R1, White City Ext. South, 2.60 acres (\$7,910.65);

of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 57, being formerly assessed to Geraldine Fiorica, 17 Mechanic Street, Elba, New York 14058, 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 241-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto the estate of Geraldine Fiorica, 17 Mechanic Street, Elba, New York 14058, for the sum of \$12,534.49, which includes the 1991 taxes for the following parcels -

Parcel No. 64, Tax Map No. 119.00-2-19, bounded and described as follows: In the Town of Clarendon, Orleans County New York, being known as L52, T2, Upper Holley Road, 2.10 acres (\$2,329.43);

Parcel No. 65, Tax Map No. 119.00-2-40, bounded and described as follows: In the Town of Clarendon, Orleans County New York, being known as L63, T2, New Guinea Road, 5.90 acres (\$2,241.89)

Parcel No. 66, Tax Map No. 119.00-2-41, bounded and described as follows: In the Town of Clarendon, Orleans County New York, being known as L63, T2, New Guinea Road, 6.00 acres (\$2,266.38)

Parcel No. 67, Tax Map No. 119.00-2-48, bounded and described as follows: In the Town of Clarendon, Orleans County New York, being known as L51, T2, New Guinea Road, 18.20 acres (\$2,154.18)

Parcel No. 68, Tax Map No. 119.00-2-50, bounded and described as follows: In the Town of Clarendon, Orleans County New York, being known as L51, T2, New Guinea Road, 3.60 acres (\$697.07)

Parcel No. 69, Tax Map No. 119.00-2-51, bounded and described as follows: In the Town of Clarendon, Orleans County New York, being known as L51, T2 New Guinea Road, 7.90 acres (\$1,346.28);

Parcel No. 70, Tax Map No. 119.0-2-52, bounded and described as follows: In the Town of Clarendon, Orleans county New York, being known as L51, T2, New Guinea Road, 8.80 acres (\$1,499.26);

of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 59, being formerly assessed to Geraldine Fiorica, 17 Mechanic Street, Elba, New York 14058; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 242-591

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO MEDICAL SCHOLARSHIP COMMITTEE

RESOLVED, that this Legislature does hereby appoint Legislators Marcia Tuohey and Frank Berger to membership on the Medical Scholarship Committee; said appointment to terminate December 31, 1991.

Adopted. 5 ayes; 0 nays; 0 absent; 2 abstentions, Legislators Berger and Tuohey.

After the adoption of the previous resolution, Legislator Swiercznski commented that the Committee ought to give serious consideration to nurses who go for a B.A. degree, noting that the County does also need nurses.

Legislator Berger moved, with second by Legislator Tuohy, to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 5:50 p.m.

LEGISLATURE MEETING

May 22, 1991

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk presented the following communications: Notice of special Town of Yates/Village of Lyndonville meeting on May 23rd re county-wide solid waste proposal; petition from Kendall Senior Citizens in opposition to the County's solid waste proposal as well as the per bag charge being used in certain areas; request from "People Promoting Hospice" to be allowed to sell hots and hamburgs at the County Administration Building on Mondays and Thursdays during the months of June, July and August - the Board in general decided not to grant their request;

April 18th minutes of the Inter-county Association meeting; April 9th minutes of the Soil and Water Conservation District meeting; Notice of the County Planning Board meeting scheduled for May 23rd meeting; an invitation from the Swan Library to attend a "brainstorming session" on Wednesday, May 29th at 7:30 p.m. in the Library meeting room; a memo from the Orleans County Historical Association regarding the placement of a new Court House Historical Marker on the Court House lawn;

A letter of acknowledgment from Assemblyman Hawley upon receipt of resolutions from the County; a letter from Senator Daly regarding his position on state budget negotiations - copies were given to each legislator.

Report of Standing Committees: Legislator Tuohy attended the Assessors' meeting, and informed the board that Mrs. Downey had officially resigned her position, and her retirement will begin August 1, 1991, and attended the meeting on Leadership at 8:00 a.m. Legislator Tuohy said she had visited with the County Treasurer, Mrs. Basinait, and she is doing very well, and feeling better.

Legislator Bennett reported attendance at his usual meetings. Mr. Bennett noted that there is only \$11,000 left in the Health Department's Engineering budget, and that the Health Board and Director will be trying to make up a plan to handle the problem. The reason for this situation was the increase in water

districts and mandated reviews - funds were being used more quickly than anticipated.

Legislators Swiercznski and McCarthy reported attendance at their usual meetings, and Legislator Swiercznski attend the Sportsmen's Federation meeting.

Legislator Berger attended Div. I Soil and Water meeting in Lockport on May 5th; attended the Canal Task Force meeting on May 9th, as well as the County Fire Awards Dinner at Shelby and the Village of Lyndonville board meeting; attended the County Soil and Water meeting on May 14th; attended the Nursing Home celebration on May 15th, as well as a Probation meeting at 2:30 p.m., a meeting on solid waste, and STOP DWI meeting regarding school programs (May 16th in Lyndonville, May 22nd in Medina, May 24th in Kendall, May 30th in Albion, with Holley scheduled for next year); attended the Fire Chiefs' meeting and Fire Advisory Board meeting May 20th;

Legislator Bower attended regular meetings with his departments.

Motion by Legislator Berger, with second by Legislator McCarthy, to add the following resolutions to the agenda:

1. Authorizing payment of claims against the County;
2. Creating temporary full-time Food Service Helper position at County Nursing Home;
3. Authorizing the placement of an historical marker on the Court House lawn;
4. In support of Senate Bill S.5089 calling for the elimination of the NYS Consumer Protection Board.

Motion carried. The resolutions were added to the agenda.

The following resolutions were presented:

RESOLUTION NO. 243-591

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT

WHEREAS, there have been expenses involved in the Special Investigation Account A3189 for the Orleans County Sheriff's Department; and

WHEREAS, unexpended funds from this account were deposited in a special reserve account as of December 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up \$16,557.27 in Special Investigation Account A3189 against the Special Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 244-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME

RESOLVED, that the following vacant positions at the County Nursing Home are hereby to be filled, by this Legislature:

1. Quality Assurance Program Coordinator Position; (1)
2. PPT Institutional Aide Positions; (5)
3. Nurse-In-Charge Position. (1)

Adopted. 7 ayes 0 nays; 0 absent.

RESOLUTION NO. 245-591

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY COMMENT PERIOD RE SECOND EIGHT-YEAR REVIEW OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 2

RESOLVED, that this Legislature does hereby authorize the publication of notice of 30-Day Comment Period with reference to Orleans County Agricultural District No. 2 (portions of the Towns of Albion, Barre, Clarendon and Shelby) pursuant to a second 8-year review; said period to begin May 29, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 246-591

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO STOP DWI COMMITTEE

RESOLVED, that this Legislature does hereby approve the appointment of the following to membership on the Stop DWI Committee:

<u>NAME</u>	<u>REPRESENTS</u>	<u>TERM EXPIRES</u>
Dan Albanese 438 West Avenue Albion, N.Y. 14411	Restaurant	12/31/92
George Bane 79 N. Main Street Lyndonville, N.Y. 14098	Town of Yates	12/31/92
Roger Maxon 16431 4th Section Rd. Holley, N.Y. 14470	Town Justices	12/31/92
Chris Gers Park Ridge Chem.Dep. 168 S. Main St. Albion, N.Y. 14411	Chemical Dependence	12/31/92
Xavier Riley 40 Braley St. Albion, N.Y. 14411	Youth	12/31/92
Frank Berger, Chairman Albion, N.Y. 14411	Legislature	12/31/92
David Green Orleans County Jail Platt St. Albion, N.Y. 14411	Sheriff	12/31/92
Homer Phillips 600 S. Main Street Medina, N.Y. 14103	Medina Police Dept.	12/31/92
Conrad Cropsey Albion, N.Y. 14411	District Attorney	12/31/92
Dean Holland Central Hall 34 E. Park St. Albion, N.Y. 14411	Probation Director	12/31/92
Carol Lonnen	County Clerk	12/31/92

Court House Sq.
Albion, N.Y. 14411

Judge James Punch Orleans County Judge 12/31/92
County Court House
Court House Sq.
Albion, N.Y. 14411

Sgt. Wilkinson NYS Police 12/31/92
New York State Police
Route 31, West
Albion, N.Y. 14411

Marcia Tuohey Legislator 12/31/92
Legislature Chambers
Court House Sq.
Albion, N.Y. 14411

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 247-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT BETWEEN TENNEY LAUNDRY SERVICES, INC. AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve an agreement between Tenney Laundry Services, Inc. d/b/a/Ebling Laundry, 200 Ellicott Street, Batavia, New York 14020 providing linen services during the calendar year 1991, at the prices stipulated and set forth in the attached proposal.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 248-591

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIMS FROM ACCOUNT H5120.2-BRIDGES

RESOLVED, that the County Treasurer is hereby authorized to pay the following capital project claims from Highway Account H5120.2-Bridges:

1. Silverline Construction, Inc., Newtown Road, Burdett, N.Y. 14818 - final payment for

construction of Murdock Road Bridge over Johnson Creek.....\$12,563.00;

2. Silverline Construction, Inc., Newtown Road, Burdett, N.Y. 14818 - final payment for construction of Horan Road Bridge over Oak Orchard Creek.....\$11,447.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 249-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION EXTENDING TAX MAP MAINTENANCE AGREEMENT WITH LAND DATA ASSOCIATES, INC.

WHEREAS, the current agreement expires June 1, 1991; and

WHEREAS, the contractor is not interested in a long-term renewal;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby approves extension of the current agreement with the same terms and conditions, until December 31, 1991; with the understanding that the agreement can be cancelled by either party upon a 30-day written notice, and with the further condition that Land Data Associates, Inc. agrees to complete all changes which have been sent to them prior to any notice of cancellation.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 250-591

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 7 AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 7 (Towns of Shelby, Ridgeway and Village of Medina) was certified on August 28, 1982; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requires existing Agricultural Districts to be reviewed every eight years; and

WHEREAS, that review has been completed with reports of recommendations from the County Agricultural Districting Advisory Committee and County Planning Board; and

WHEREAS, proper notice was conducted and a public hearing was held on May 1, 1991;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County Agricultural District No. 7 be approved, with modifications, as follows:

1. Include tax parcels 78.00-1-8, 78.00-3-5 and 79.00-3-33.2 as requested by the owner;
2. Adjust the district boundary to include tax parcels 78.00-3-43.1, 78.00-3-43.2, 90.00-1-37.2, 90.00-1-76, 90.00-1-36, 90.00-1-37.1, 90.00-1-38, 90.00-1-75, 90.00-1-75.12, 90.00-1-75.2 and 90.00-1-76.2;
3. Adjust the district boundary to include complete parcels by eliminating setback corridors and bisected parcels along State Routes 31, 31A and 63 as more fully described on the map of the district and boundary description;
4. Exclude tax parcels 101.00-1-9.2, 79.00-3-60, 79.84-1-46, 101.00-1-9.1 and 101.00-1-72 as requested at the above-noted public hearing;

and be it

FURTHER RESOLVED, that the revised district map and boundary description be filed with the Orleans County Clerk, the Towns of Shelby and Ridgeway, the Village of Medina, and the Commissioner of Agriculture and Markets.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 251-591

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION ESTABLISHING THE COUNTY AS LEAD AGENCY;
DETERMINATION OF SIGNIFICANCE AND ISSUING A NEGATIVE
DECLARATION ON PROPOSED COUNTY SOLID WASTE DISPOSAL AND
CURBSIDE RECYCLING PROGRAM

WHEREAS, Legislature Resolution No. 157-391 directed the preparation and distribution of notices to

all involved agencies to establish a Lead Agency for the County Solid waste Disposal and Curbside Recycling Program; and

WHEREAS, pursuant to such notices, no objections were received that the County should establish itself as Lead Agency; and

WHEREAS, the County has considered and reviewed all information necessary for the determinations herein;

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature hereby establishes itself as Lead Agency for the purpose of fulfilling the requirements of the State Environmental Quality Review Act (SEQRA); and be it

FURTHER RESOLVED, that this County Legislature, as Lead Agency, hereby determines that the proposed program will have no significant adverse environmental impacts; and be it

FURTHER RESOLVED, that as a consequence of such determination, the County hereby issues a Negative Declaration to be filed in accordance with the requirements of SEQRA.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 252-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ADOPTING COUNTY OF ORLEANS "DRUG FREE WORKPLACE POLICY STATEMENT"

RESOLVED, that this Legislature does hereby adopt the following policy statement as its official "County of Orleans Drug Free Workplace Policy Statement", effective immediately:

COUNTY OF ORLEANS DRUG FREE WORKPLACE - POLICY STATEMENT

As a condition of receiving federal funds pursuant to the Drug Free Workplace Act of 1988, the County of Orleans has established a policy of maintaining a drug free workplace. Every employee of the County shall be given a copy of this policy. The following statement specifies the County's Drug Free Workplace Policy and your responsibilities as a County employee:

1. All employees are hereby notified that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance as defined in the Drug Free Workplace Act of 1988 is prohibited in the County of Orleans workplace(s).
2. As a condition of employment under federally funded programs, each employee will:
 - a. Abide by the terms of this Statement; and
 - b. Notify the County of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction.
3. The County may impose penalties on employees for drug abuse violations occurring in the workplace. These may include disciplinary actions as allowed under any applicable collective bargaining agreements or personnel policies of the County of Orleans up to, and including, termination. As an alternative, the County may require the employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State or Local Health, Law Enforcement or other appropriate agency.
4. The County shall, within 30 days of receiving notice that an employee has been convicted of a violation of a criminal drug statute occurring in the workplace, take one of the actions against the employee as stated in Item No. 3 above.
5. Employees seeking information about the dangers of drug abuse in the workplace and/or the availability of drug counseling, rehabilitation and employee assistance programs are directed to contact the County's E.A.P. office directly.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 253-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING OFFICE FOR AGING TO SUBMIT CAREGIVER GRANT APPLICATION

RESOLVED, that this Legislature does hereby approve submission, by the Office for the Aging, of a competitive grant application to the New York State Office for the Aging for 100% funding to develop and operate a Caregiver's Resource Center for the period

July 1, 1991 - March 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 254-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING INCREASE IN RATES FOR PRIVATE
PAY RESIDENTS AT ORLEANS COUNTY NURSING HOME

RESOLVED, that pursuant to the request of the Administrator of the Orleans County Nursing Home, the rates for Private Pay residents at the Orleans County Nursing Home be increased effective July 1, 1991, as follows:

C-Wing: From \$80.00 per day;
 To \$91.00 per day.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 255-591

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH
DEPARTMENT AND NEW YORK STATE DEPARTMENT OF HEALTH FOR
INFANT HEALTH ASSESSMENT PROGRAM

RESOLVED, that this Legislature does hereby approve the Agreement between the New York State Department of Health and the Orleans County Health Department for the Infant Health Assessment Program; said program to be in effect 01 October 1990 to 30 September 1991. Total cost is \$5855, to be reimbursed by the State at 100%; thus, no cost to be County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew the next resolution on the agenda entitled RESOLUTION AUTHORIZING PURCHASE OF VERTICAL WINDOW BLINDS FOR MENTAL HEALTH DEPARTMENT

RESOLUTION NO. 256-591

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Highway Fund, Job Development Agency, and Self-Insurance have been audited by this Legislature on May 14, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the Clerk, Highway Superintendent, Director of Job Development Agency and Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 257-591

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING TEMPORARY FULL-TIME FOOD SERVICE HELPER POSITION AT COUNTY NURSING HOME

WHEREAS, one of the present Food Service Helper employees has been injured and will be unable to work for approximately three months;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create one (1) Temporary Full-time Food Service Helper position at Grade 1, Step 1 of the CSEA Classification/Salary Schedule; said position to become effective immediately and to continue for three months, terminating August 26, 1991; and be it

FURTHER RESOLVED, that the Administrator of the County Nursing Home is authorized to fill the newly created position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 258-591

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE PLACEMENT OF AN HISTORICAL MARKER ON THE COURT HOUSE LAWN

WHEREAS, the Orleans County Historical Association has made arrangements (at no cost to the County) for the placement of a new historical marker commemorating the construction of the Orleans County Court House; and

WHEREAS, the Orleans County Historical Association has requested permission to erect this historical marker on the front lawn of the Court House;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby give permission to the Orleans County Historical Association to place said historical marker on the front lawn of the Court House, just east of the north walk.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 259-591

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION IN SUPPORT SENATE BILL S.5089 CALLING FOR THE ELIMINATION OF THE NEW YORK STATE CONSUMER PROTECTION BOARD

WHEREAS, Senator John B. Daly has introduced legislation in the form of Senate Bill S.5089 which would eliminate the Consumer Protection Board, with a total saving of \$3.6 million to the taxpayers of New York State; and

WHEREAS, seven hundred and sixty thousand dollars of the total saving would be freed from the state general fund, with \$2.9 million of the saving being returned to utility consumers who pay this amount in the form of a hidden tax on their monthly utility bills; and

WHEREAS, the Consumer Protection Board has no regulatory or enforcement powers, and has not met since 1975; and

WHEREAS, this Legislature agrees with Senator Daly, that the Consumer Protection Board is not a priority board;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby support Senate bill S.5089 which provides for the elimination of the Consumer Protection Board.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Billings announced that the next Genesee Regional Fingerlakes Planning Board Council will be held on June 13th on the "Spirit of Rochester" at 11:00 a.m.

Motion by Legislator McCarthy, second by Legislator Bower, to adjourn the meeting. Motion carried.

Meeting adjourned at 5:25 p.m.

LEGISLATURE MEETING

June 12, 1991

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all legislators were present.

The Clerk presented the following communications: notification of the Inter-county meeting scheduled for June 20th at the Apple Grove Inn - Orleans County is host county; a letter from NYS DEC regarding their proposed amendment to Freshwater Wetlands Mapping and Classification Regulations; the annual report from the Orleans County Mental Health Department;

An invitation from Sheret Post No. 35 - American Legion to attend their "Homecoming Tribute" to the Persian Gulf vets scheduled for 12:30 p.m., June 15th on the Court House Steps; a letter from the Kendall Town Board appointing Paul Gray to the County Planning Board as their representative; copies of resolutions from the Cortland County Legislature regarding their support for "PINS" (Persons in Need of Supervision) legislation, Parental Financial Obligation legislation, Increase in Age of Compulsory Education legislation;

A letter from NYS Ag & Markets stating they had conducted a field review on January 23rd on Orleans Agricultural District No. 1; February 25, 1991 minutes from Orleans County Fire Advisory Board meeting; April 25, 1991 minutes from Western Regional OTB Corporation; a letter of acknowledgment from Senator Daly regarding the County's resolutions on State support for the Orleans County Soil and Water Conservation District and support for a motorcycle safety fund; a request from Torrey Farms, Inc. requesting that certain parcels of their land be included in Orleans Agricultural District No. 2;

A letter from the Barre Town Board stating that they do not wish to sign a Municipal Cooperation Agreement for County-wide curbside pick-up, and recycling; a letter from the Barre Town Board stating they do not intend to participate in the proposed County-wide Solid Waste Curbside Pick-up and Recycling Plan at this time;

A letter from the Ridgeway Town Board stating they had adopted a resolution stating the Town of Ridgeway is in favor that the County retain the position of Orleans County Real Property Tax Director as full-time

for at least one year; a letter from the Ridgeway Town Board stating they were in favor of the Trash Collection and Recycling bid as presented by the County's C.A.O. Stan Dudek at their meeting.

A letter from John Fox, Supervisor, Town of Shelby, stating the Shelby Town Board is in favor of the County's efforts to secure a solid waste contract for the entire County.

Report from Standing Committees: Legislator Tuohy attended the Barre Town Board meeting, where the solid waste situation was discussed on June 3rd; attended the EAP meeting on June 4th, as well as the Safety Committee meeting at 10:00 and the Clarendon Town Board meeting on solid waste at 7:30 p.m.; met with the solid waste contractor regarding any problems that might arise;

Legislators Bennett and Swiercznski attended their regular department head meetings, with Legislator Swiercznski attending the Gaines Town Board meeting;

Legislator McCarthy attended his regular meetings. Legislator McCarthy reported that one of the employees of the contractor doing the paving on County Line Road suffered a heart attack and died, despite CPR given by two County employees. Mr. McCarthy also reported that the County bridge on Oak Orchard River Road had been reinspected, and the weight restriction was being lifted, with repair costs being \$1,000 to install guard rails; also that the Eagle Harbor Road bridge south of Waterport was reinspected, and the cost for repairs is approximately one-third of the initial estimate. Mr. McCarthy reported that if telephone panel in the jail does not have to be moved, it would save the County \$36,000 - noting that it was something that should be considered. Mr. McCarthy also attended a Senior Citizen meeting in Medina, as well as several municipal meetings dealing with the County's solid waste plan, and said there was concern among the senior citizens about the cost of the plan on those individuals who are on fixed incomes.

Legislator Berger attended the Yates Solid Waste hearing on May 23rd; the STOP DWI meeting and Medina meeting on May 28th; the dedication of the historical marker in Knowlesville honoring the farmer who first settled in the community; the Safety Meeting on the afternoon of June 4th, as well as the E911 meeting in the evening - the fire chiefs marked out the ends of their districts, and the beginning of the neighboring fire department; the Medical Scholarship meeting on June 5th; did the auditing during the afternoon of June 11th and attended the Soil and Water Meeting in the

evening. Legislator Berger said he had written to and had received a letter from Senator Daly regarding the costs involved in order for a DWI offender to get their license back, due to the fact that the offender is required to attend a course at a community college (Orleans County does not have its own community college, and, therefore, the County's offender has to attend a community college in another county - usually Genesee Community College). Mr. Berger said he did not feel the County should have to pay 1/3 of the cost for a County resident and 1/3 of the cost for a State resident. Senator Daly felt that the DWI offender should pay for 1/3 of the cost. Mr. Berger had written to Assemblyman Hawley to see if he could do something about this in the Assembly. Both Senator Daly and Assemblyman Hawley were surprised of the County's responsibility in this situation.

Legislator Bower attended his usual department head meetings, as well as the Village of Lyndonville meeting on Monday evening and the Carlton meeting on Tuesday.

County Attorney Norris Webster spoke of a purchase offer on property in Knowlesville. The United Methodist Church of Knowlesville wishes to purchase a parcel of land that is the old trolley right-of-way. Mr. Webster said he had contacted the three other property owners around this parcel, and had received letters from them indicating that they had no objection to the transfer of this property to the church. Legislator McCarthy said he had checked with a realtor regarding the value of the parcel in question, and that it has limited retail value. Legislator Bennett suggested that the Church write a letter to the Legislature requesting to purchase this parcel for the sum of \$150.00. Chairman Billings agreed, stating that if there are no objections, then the board can act upon the purchase offer at a later meeting.

During the open discussion portion of the meeting, Mr. Elton Hellert, a lakefront property owner in the Town of Yates (Lane 8), was given privilege of the floor. Mr. Hellert was concerned about having to pay then entire amount for garbage pick-up, when he was only a seasonal resident at the lake during the summer months. Mr. Hellert noted that he, and many others, were also paying the same amount at their residences located elsewhere in the County, and in some instances paying for the same service in a different county. One property owner asked how to get out of paying the garbage fee. Another property owner noted that there were laws in certain townships that restrict the time for staying at the lake. This individual stated he had tried to get the designation changed, but the reason

that he was given for not doing it, was that there were no emergency services during the winter - the road to his cottage was just a right-of-way.

Mr. Dan Gnoza, a resident of Amherst, owner of a seasonal cottage in the Town of Yates, noted that everyone already pays for garbage pick-up at their home - that they do not need the service the County will be providing at their cottages. Mr. Gnoza also felt there should have been better notification of the meeting being held today. Legislator McCarthy said that Mr. Hellert had said he owned a cottage in Yates, and he did not want to pay the proposed \$177.00 fee for garbage pick-up. Mr. McCarthy asked Mr. Hellert to attend the meeting and express his views.

Legislator Berger, said he had seen Mr. Hellert the previous morning, and asked if he had attended the solid waste meeting held May 15th in the Court House or the Town of Yates meeting held on May 23rd. Mr. Berger said, "I have been down some of the roads - I suggest letting them make their own arrangements and get a dumpster. We went through this about five years ago. Again, we are requested by the towns and villages. The County has asked towns to get back to us by June 7th, in order (for the County) to get back to the bidder by June 15th."

Mr. Peter Stelianou of Lyndonville said he had property in the Town of Cuba, and they always sent him notices whenever the town is planning to do something that would involve him simply because he owns property in the Town of Cuba.

When asked Ms Boudlaw asked if in essence the Legislature was saying there is nothing it could do, that the people would have to go back to the township. Chairman Billings said, "No. The decision is here - how to bill, and other pertinent details involving the proposal."

Mr. Duggan, who owns lakefront property in Town of Yates, noted that cottage owners are not in residence for six months of the year, and asked if the Board would consider breaking the payment down to cover a three-month time period cottage owners are in residence. Mr. Duggan said he would be agreeable to that proposal.

With regard to the billing, Mr. Billing explained that if a property owner has two houses on one property, then he (the property owner) will be billed twice.

The following resolutions were presented:

RESOLUTION NO. 260-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, the Highway Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 2569 through 2709, and _____ through _____ be paid, and that the Clerk of the Legislature, the County Highway Superintendent, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 261-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING EXTENSION OF DOMESTIC VIOLENCE (EMERGENCY) GRANT

BE IT RESOLVED, that the Orleans County Legislature hereby approves the extension of the Domestic Violence Regulator Compliance Grant (Contract No. C004435), approved by Resolution No. 316-690 and amended by Resolution No. 339-690 ("Time of Performance": June 18, 1990 through July 17, 1991), to "Time of Performance": June 18, 1990 through August 31, 1991 to allow the Probation Department to maximize use of the total grant.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 262-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN THE COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacant positions:

1. Baker position (1);
2. Cook position (1);
3. Temp. FT Institutional Aide position (1);
4. PPT Institutional Aide positions (3).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 263-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING VARIOUS AGREEMENTS FOR THE COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the following agreements for the Orleans County Nursing Home:

1. Rev. Mary Jane Saunders providing for Chaplain's services, effective May 1, 1991 to May 1, 1992, at an annual cost of \$900.00; said payments to be made in monthly installments;
2. Medina Memorial Hospital providing for Long Term Home Health Care for residents at the Orleans County Nursing Home, effective June 1, 1991 to May 31, 1992;
3. Medina Memorial Hospital providing for laboratory and radiology services for Orleans County Nursing Home residents; effective June 1, 1991 to May 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew the next resolution appointing a permanent Director of the Orleans County Health Department from the Agenda.

Legislator Bennett, with second by Legislator McCarthy, introduced a resolution authorizing the Public Health Director to attend the National Association of County Health Officials Annual Conference in Salt Lake City, Utah. During discussion, Legislator Tuohy, with second by Legislator Berger, moved to amend the resolution, to allow the Public

Health Director to attend the Conference at his own expense. Upon vote, the amendment failed; 3 ayes; 4 nays, Legislators Bennett, Bower, McCarthy and Swiercznski. Legislator Bower, with second by Legislator Swiercznski, moved to table the proposed resolution. Motion carried.

RESOLUTION NO. 264-691

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ALLOWING BURNELL BINGAMAN TO CARRY OVER UNUSED ANNUAL LEAVE DAYS

WHEREAS, Burnell Bingaman has 32 unused annual leave days, of which only five (5) can be carried over beyond his anniversary date of August 1, 1991 under the terms of the Management Compensation Plan; and

WHEREAS, Mr. Bingaman has not taken annual leave days in order to provide management supervision in the absence of David Stevenson, Assistance Buildings and Grounds Superintendent; and

WHEREAS, Mr. Bingaman is willing to forego taking such annual leave days until his next employment year in order to accommodate the management needs of the Department, it being anticipated that Mr. Stevenson will be able to return to work in the fall of 1991; and

WHEREAS, the Legislature has requested Mr. Bingaman to delay taking additional annual leave until after his anniversary date of August 1, 1991 because of the special circumstances presented by the absence of Mr. Stevenson and the need for the management services of this department head until Mr. Stevenson's return;

NOW, THEREFORE, BE IT RESOLVED, that Burnell Bingaman be allowed to carry over his abovementioned unused annual leave days until his August 1, 1992 anniversary date.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 265-691

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CONFIRMING LEGISLATIVE ELECTION DISTRICTS

AFTER CONSIDERATION OF 1990 CENSUS DATA

WHEREAS, the Orleans County Legislature consists of seven (7) members with three (3) elected at-large and four (4) elected from separate Legislative Election Districts; and

WHEREAS, the legislative Election Districts are drawn on Town boundary lines as follows:

Legislative District 1

Town of Clarendon
Town of Barre
Town of Shelby

Legislative District 2

Town of Ridgeway
Town of Yates

Legislative District 3

Town of Albion
Town of Gaines

Legislative District 4

Town of Murray
Town of Kendall
Town of Carlton;

and

WHEREAS, at the time of the approval by the Supreme Court of the State of New York of the above Legislative Districts after the 1980 Census, the adjusted population of the districts was as follows:

Legislative District 1	9,420
Legislative District 2	9,720
Legislative District 3	8,851
Legislative District 4	9,960

with the total being 37,951 and the average population per Legislator 9,488; and

WHEREAS, the deviation for each District at that time was:

Legislative District 1	-0.7%
Legislative District 2	+2.4%
Legislative District 3	-6.7%
Legislative District 4	+4.9%

with an overall deviation of 11.6%; and

WHEREAS, an examination and analysis of the 1990 Decennial Census Data reveals the following adjusted

populations, average population per Legislator, deviations and overall deviation for the said Legislative Election Districts:

	<u>Adjusted Population</u>	<u>Deviation</u>
Legislative Dist. 1	10,158	+1.76%
Legislative Dist. 2	9,838	-1.45%
Legislative Dist. 3	9,437	-5.47%
Legislative Dist. 4	10,498	+5.16%

Average population per Legislator 9,983 and overall deviation of 10.63%; and

WHEREAS, the overall deviation using the 1990 Census figures is 10.63%, somewhat less than the overall deviation found in the Court approved plan using the 1980 Census figures; and

WHEREAS, various Court decisions have held that deviations of under 10% are de minimus and that districting plans having such de minimus deviations are prima facie constitutionally valid and that deviations of up to 11.9% are justified by the need to respect the boundaries of towns within a county;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby find and determine that in light of the foregoing, no change or adjustment in the said Legislative Election Districts as above described and as established in Local Law No. 2 of the Year 1982 is necessary or desirable.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 266-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE SHERIFF TO ENTER INTO AN AGREEMENT WITH OAK ORCHARD COMMUNITY HEALTH CENTER FOR GYNECOLOGY CARE FOR FEMALE INMATES

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to enter into an agreement with the Oak Orchard Health Center to provide gynecology care for female inmates by an Oak Orchard provider at the Albion Office; and be it

FURTHER RESOLVED, compensation for these services will be billed at the current Medicaid rate.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 267-691

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING A RED CROSS BLOOD DONOR PROGRAM
AT THE COUNTY ADMINISTRATION BUILDING CONFERENCE ROOMS
ON JULY 17, 1991

WHEREAS, the County Employees Assistance Program has expressed a willingness to sponsor a blood donor drive in conjunction with the American Red Cross and the Orleans County Health Department on July 17, 1991 in the Conference Rooms of the Orleans County Administration Building;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Employee Assistance Program of Orleans County to sponsor such a blood donor drive in conjunction with the American Red Cross and the Orleans County Health Department on July 17, 1991 between the hours of 9:00 a.m. and 3:00 p.m. in the Conference Rooms of the County Administration Building; and be it

FURTHER RESOLVED, that any County employee who wishes to participate in this blood donor drive may do so upon receiving permission from the Head of his or her Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 268-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY
PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the reappointment of the following, to the Orleans County Planning Board:

<u>NAME</u>	<u>REPRESENTS</u>	<u>TERM EXPIRES</u>
Paul Gray 1735 Norway Road Kendall, N.Y. 14476	Town of Kendall	12/31/93

Mark Watts Village of Medina 12/31/92
11051 W. Center St. (alternate)
Medina, N.Y.
14103

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 269-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING OUTREACH WORKER POSITION IN OFFICE
FOR THE AGING

RESOLVED, that the position of Outreach Worker is hereby created in the Office for the Aging at Grade 4, Step 1; to be funded 100% under a State Office for Aging grant to conduct SSI outreach activities for the period July 1, 1991 through June 30, 1992; and be it

FURTHER RESOLVED, that the Director of the County Office of the Aging is hereby authorized to fill the newly created position, after a contract is signed, and funds are received from the State.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 270-691

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO
BID REPLACEMENT OF SLADE ROAD BRIDGE

RESOLVED, that this Legislature authorizes the Orleans County Superintendent of Highways to bid for the replacement of Slade Road Bridge (BIN #3318890) over Oak Orchard Creek.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 271-691

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN REAL PROPERTY

TAX OFFICE AND NYS DIVISION OF EQUALIZATION & ASSESSMENT REGARDING REASSESSMENT UPDATE

RESOLVED, that this Legislature does hereby approve the agreement between the County Real Property Tax Office and the NYS Division of Equalization and Assessment in which the County agrees to coordinate the reassessment update project (scheduled for completion in 1992), as well as defines the responsibilities involved for each Town, the NYS Div. of Equalization & Assessment, and the County in order for the project to be successfully completed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 272-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT LEGAL ASSISTANT POSITION IN SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant legal assistant position in that Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 273-691

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO MEDICAL SCHOLARSHIP COMMITTEE

RESOLVED, that this Legislature does hereby approve the appointment of Mr. James Wesp of Medina, New York to the Medical Scholarship Committee, to complete the term of Mr. Richard Bloom, who has resigned from the Committee; said term to end December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 274-691

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

**RESOLUTION APPROVING THE TRANSFER OF FUNDS IN 1991
MENTAL HEALTH DEPARTMENT BUDGET ACCOUNTS**

WHEREAS, the contract between Orleans County and John G. Amos, Ph.D. was amended to include a \$300.00 payment for each week served as Interim Director (Resolution No. 221-591);

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby authorize the transfer of \$3000.00 from Mental Health Budget Account 4310.1 Personal Services to 4310.418 Other Contractual in order to accommodate this additional expenditure.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 275-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

**RESOLUTION APPROVING LEASE AGREEMENT WITH BRYCE MARINE
FOR ORLEANS COUNTY SHERIFFS DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the Sheriff of Orleans County to enter into a lease agreement with Bryce Marine for the use of a 16 ft. Sylvan boat with an 85 HP motor to be used on Lake Alice; and be it

FURTHER RESOLVED, this lease shall run from June 6, 1991 through September 9, 1991 at a total cost of \$1,200.00 (actual value of the boat is \$6,000.00).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 276-691

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

**RESOLUTION TO FILL VACANCIES IN MENTAL HEALTH
DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the Director of the Mental Health Department to fill the following vacancies:

1. Leisure Time Activities Director (1);

2. Mental Health Therapy Aide (1);

3. Typist (1).

Adopted. 7 ayes; 0 nays 0 absent.

Legislator Swiercznski, with second by Legislator Tuohy, moved to waive the rules, and allow for the introduction of, and to allow for the vote on, the following resolutions. Motion carried. The following resolutions were then introduced:

RESOLUTION NO. 277-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A STATE GRANT-IN-AID FOR RESOURCE RECOVERY AND/OR SOURCE SEPARATION/RECYCLING EQUIPMENT FOR A MUNICIPAL SOLID WASTE MANAGEMENT PROJECT AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE

WHEREAS, the State of New York provides financial aid for resource recovery equipment, source separation equipment, or both, for the implementation of small-scale, low-technology approaches to resource recovery; 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 Orleans County Legislature:

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 Orleans County

Legislature 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 its portion of the cost of said Solid Waste Management Project.
4. That the MUNICIPALITY or MUNICIPALITIES set forth their respective responsibilities by attached joint resolution relative to a joint Solid Waste Recovery and Management Project.
5. That five (5) Certified Copies of this resolution be prepared and sent to the NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, ALBANY, NEW YORK, 12233-4015, together with a complete application.
6. That this resolution shall take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 278-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING APPLICATION FOR FUNDING UNDER THE LOCAL PUBLIC EDUCATION AND INFORMATION PROGRAM

WHEREAS, the GLOW Region Solid Waste Management Committee is sponsoring a Local Public Education and Information Program to help municipalities to inform and educate the public on recycling programs and issues; and

WHEREAS, the source of these funds is the state sponsored Local Resource, Reuse and Recovery Program for which Orleans County has already contributed its portion of program costs and no further county costs are anticipated; and

WHEREAS, Orleans County is undertaking a countywide curbside recycling program which includes a public education and information element;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes application for funding

under the Local Public Education and Information Program, with no direct county cost; and be it

FURTHER RESOLVED, that this authorization also applies to application for any subsequent funding under the same program and conditions should the local need arise.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 279-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SUPPORTING NEW YORK STATE SENATE BILL S.6095 AND ASSEMBLY BILL A.8498 REGARDING MEDICAID AND WELFARE REFORM AND SENATE BILL S.6008 REGARDING MANDATE RELIEF IN GENERAL TO LOCALITIES

WHEREAS, Senate Bill S.6095 and Assembly Bill A.8498, co-sponsored by Senator John B. Daly and Assemblyman Tallon, creates systems of "manage care" for Medicaid recipients by designating doctors and medical providers who are approved by the Medicaid Program, similar to the procedure used by Health Management Organizations (HMO's) in the private insurance field; and

WHEREAS, the aforementioned bills provide for a 30-day residency requirement before an individual can receive NYS Public Welfare Aid and also requires able-bodied public welfare recipients to find employment after receiving 90 days of public assistance; and

WHEREAS, said bills also provide other cost containment features such as a guarantee for the Department of Social Services to obtain bank data on financial resources of welfare applicants, provides an evaluation program for costly home health personal care programs and extends Medicaid utilization thresholds to ADC and SSI assistance programs; and

WHEREAS, Senate Bill S.6008 focuses on mandate relief for localities by providing, for example, the prompt payment of state aid or assessment of interest penalties, the revision of road maintenance standards and bid ceilings for highway and bridge projects, and by permitting school districts to lease rather than having to build new buildings for short-term uses and also allows them flexibility on mandates on instructional programs;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby support Senate Bill S.6095 and Assembly Bill A.8498 calling for Medicaid and Public Welfare Reform and urges its passage by the Assembly; and be it

FURTHER RESOLVED, that the Orleans County legislature is in support of Senate Bill S.6008 regarding relief from state mandates for localities and urges that the Assembly pass a similar bill which will ensure mandate relief to localities, which is so desperately needed; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Senator John B. Daly; Assemblyman R. Stephen Hawley; Assemblyman Francis J. Pordum, Chairman of the Local Government Committee; the Resolutions Committee of NYSAC and to the Inter-County Association of Western New York.

Adopted. 7 ayes 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Swiercznski, moved a resolution approving the appointment of David Schubel of Medina, to the HSA of Western New York Board of Directors. During discussion, Legislator Bennett moved to amend, by appointing Margaret Varga, in place of Mr. Schubel. Legislator Bennett's motion failed, due to the lack of a second. The following resolution was then adopted:

RESOLUTION NO. 280-691

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO HSA BOARD OF DIRECTORS

RESOLVED, that this Legislature does hereby approve the appointment of David Schubel, Medina, New York to the HSA of Western New York Board of Directors, replacing Sharon Midea of Albion who resigned her position; said term to end March 31, 1993.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Berger brought up the local law adopted by Cayuga County requiring a 90 day residency requirement before an individual can receive certain services from the County Social Services Department. The Board decided not to adopt a similar local law

and/or resolution.

Legislator Swiercznski, with second by Legislator Berger, moved to recess the meeting, subject to recall by the Chairman. Motion carried.

Meeting recessed at 6:00 p.m.

RECONVENED LEGISLATURE MEETING
June 19, 1991

Chairman Billings reconvened the meeting at 5:00 p.m. All legislators were in attendance.

County Attorney presented a local law entitled "Solid Waste Disposal and Sanitary Landfill Law of the County of Orleans" which had been prepared by Harter, Seacrest.

The following resolution was then presented:

RESOLUTION NO. 281-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION INTRODUCING LOCAL LAW NO. 2 OF THE YEAR 1991 ENTITLED "SOLID WASTE DISPOSAL AND SANITARY LANDFILL LAW OF THE COUNTY OF ORLEANS"

RESOLVED, that Local Law No. 2 of the year 1991 entitled "Solid Waste Disposal and Sanitary Landfill Law of the County of Orleans" be, and the same hereby is introduced; and be it

FURTHER RESOLVED, that a public hearing be held on such Local Law on July 10, 1991 at 6:30 o'clock p.m. at the Legislature's Chambers, Courthouse Square, Albion, New York, and that the Clerk of the Legislature give public notice thereof as required by law; and be it

FURTHER RESOLVED, that the Planning Department prepare an environmental assessment form with regard to the enactment of this Local Law and take all necessary steps for the County to become the lead agency for the purpose of the State Environmental Quality Review Act.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Bennett, with second by Legislator Tuohey, to appeal the "Townsend Decision". Motion carried. 7 ayes; 0 nays; 0 absent.

Legislator Bennett invited the members of the Board to attend the interviews for the Mental Health Department Director position, noting that the Committee had narrowed the field down to two candidates - the

interviews were set for 7:00 p.m.

Legislator McCarthy said he felt the County was "way ahead of the garbage situation". Mr. McCarthy noted that when he discussed this with legislators from other counties at the NYS Supervisors and County Legislators Association Conference, they were all surprised at the price the county received on its bid - they felt it was a very good price.

Legislator McCarthy, with second by Legislator Berger, moved to adjourn. Motion carried.

Meeting adjourned at 5:40 p.m.

LEGISLATURE MEETING
June 26, 1991

The meeting was called to order by the Chairman at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: a request and a check in the amount of \$150.00, from the Knowlesville United Methodist Church of Knowlesville for the purchase of a parcel of land adjoining the church property (resolution is on the agenda to approve the purchase); announced that a copy of the Inter-county Association minutes from the May 16th meeting is on file; a request from Betty and Paul Plowe, to add a parcel of land to Orleans Agricultural District No. 2 (Barre Ag District); a letter from O. Joyce White urging the Board to adopt the early retirement plan for Orleans County; announced that a copy of the May 23rd County Planning Board minutes is on file, also a copy of the minutes of the June 11th Soil and Water Conservation District Board meeting.

Report of Standing Committees: Legislator Tuohey attended the Supervisors' Meeting at the Village Inn on June 18th. On June 19th, at 8:00 a.m. Mrs. Tuohey attended the Cooperative Extension Leadership meeting, the Probation Department meeting at 2:30 p.m., the Special Board Meeting at 5:00 p.m.; attended the Inter-county Meeting at the Apple Grove Inn on June 20th, as well as the Assessors Meeting at the Town of Albion.

Legislator Bennett reported attend his usual meetings; also said he had been asked by the parents in the Girls Soft Ball League to use the field next to the Civil Defense Center. Mr. Bennett was advised to check with the County Attorney regarding the County's liability if the League was to use the field, also to check with Dick Clark and Legislator McCarthy.

Legislators Swiercznski and McCarthy attended their usual meetings. Legislator McCarthy reported he had met with Mr. Bingaman, Buildings and Grounds Superintendent, regarding "money-saving" changes in the County Jail's renovation project. The County might be able to save approximately \$36,000.00 if the telephone panel does not have to be moved. Legislator McCarthy said he would report back to the Board with a more detailed recommendation.

Legislator Berger reported attending the meeting with the School Board Chairmen on June 12th; the Regional Fingerlakes Planning Council meeting and the Town of Yates Board meeting on June 13th; the Strawberry Festival on June 15th; the Finance Committee meeting on June 17th; the E911 Meeting in Buffalo and Special Board meeting on June 19th; the Inter-county Association meeting at the Apple Grove on June 20th (Orleans County was host county); reported a drainage problem in hamlet of Knowlesville, which he and Gerald Scharping investigated; did the auditing on June 25th.

Legislator Bower attended his regular meetings, as well as the meeting in Holley regarding the County's Solid Waste Plan and felt that it was very well accepted.

A gentlemen spoke to the Board about the high water level in the lake, and said he had attended a meeting in Rochester regarding the situation. The Authority said they were not going to release more water because they felt the current level was needed for navigation purposes, and for power - there seemed to be no concern regarding the lakefront damage the high water level was causing.

County Attorney Norris Webster said he had spoken with the contractor regarding a possibility to have an arrangement for residents the County defines as seasonal. Mr. Webster said the County will have to decide how this will be done, most likely using the tax rolls. He noted that not all residents placed and designated on tax rolls as seasonal, are in actuality seasonal.

Mr. Harry Anderson and Don Enderby both emphatically informed the Board that they did not want the County's Solid Waste Plan, nor did they need it. Several seasonal residents from the Town of Yates spoke regarding to the plowing of roads in the winter, and asked how trash pick-up/recycling could be carried on if the roads were not plowed. Jack Zimmerman of Medina asked if the contractor would be amenable to a fifty percent (50%) adjustment, or possibly only bill for one-quarter of the year. Legislator Tuohey said that it had been proposed to the contractor to charge lakefront seasonal residents for six months, instead of twelve. The contractor is looking into that. Concern was expressed by Mary Penter, of the possibility of trash left by weekend people, being scattered, because the pickup would not occur until the end of the week. Legislator Berger explained that the contractor has said he will arrange his routes so that lakefront properties will be picked up on Monday.

County Attorney Norris Webster explained that the County is operating under the State; that after September 30, 1991, every County (in New York State) shall have their plan and shall be taking care of their garbage and recycling. Orleans County is to be the Lead Agency. We have attempted to address this as a County so that we will be in line with the State law; so that Orleans County will be in compliance with the State law.

Chairman Billings said, "We will listen to everybody and take what you say into consideration. We appreciate your coming out."

Legislator Bennett, with second by Legislator Swiercznski, moved to waive the rules to allow the addition of six more resolutions to the agenda. Motion carried.

The following resolutions were presented:

RESOLUTION NO. 282-691

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF RIDGEWAY

WHEREAS, the parcel in question (Tax Map No. 70.02-3-3.9) is of an unusual shape so that it is not usable as a building lot, and, therefore, the property is of only nominal value;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature sell and convey unto the Knowlesville United Methodist Church of Knowlesville, New York, for the sum of \$150.00, a parcel of land formerly a former trolley right-of-Way, and designated as Tax Map No. 70.02-3-3.9, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L3, T15, R3, 66.00 x 247.17'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the previous resolution, Pastor Ron Schompert of the Knowlesville United Methodist Church said, "Thank you very much for this consideration."

RESOLUTION NO. 283-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancies:

1. PPT Institutional Aide (1)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 284-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING REAPPOINTMENTS TO THE GENESEE, LIVINGSTON, ORLEANS AND WYOMING PRIVATE INDUSTRY COUNCIL (GLOW)

WHEREAS, the Chief Elected Officials of Genesee, Livingston, Orleans and Wyoming counties have the responsibility of appointing members to the Private Industry Council; and

WHEREAS, the Chairman of this Legislature has identified two seats on the council representing Orleans County that will be expiring on June 30, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Chairman's appointments to the G.L.O.W. Private Industry Council, as follows:

1. Kenneth Krozel to be reappointed to a three-year term from July 1, 1991 through June 30, 1994;
2. David Christopher to be reappointed to a three-year term from July 1, 1991 through June 30, 1994;

and be it

FURTHER RESOLVED, that this Legislature approve the reappointment of Thomas Zanghi as an At-large member of the G.L.O.W. Council, representing organized labor to a three-year term, beginning July 1, 1991

through June 30, 1994; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the appointment of Kathleen Marnell to a three-year term, as an At-large member of the G. L. O. W. Council, representing the NYS Department of Labor; said term to begin July 1, 1991 and expire June 30, 1984.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 285-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM

BE IT RESOLVED, that this Legislature hereby authorizes the continuation of the Alternatives to Incarceration Program for a 12 month period, commencing July 1, 1991 and terminating June 30, 1992 at a cost of \$50,626.00, with \$21,466.00 being reimbursed to the County, leaving a County cost of \$29,160.00; said program being provided by the present staff within the Sheriff's Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 286-691

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENTS TO THE OAK ORCHARD WATERSHED PROTECTION DISTRICT ADMINISTRATION BOARD

RESOLVED, that this Legislature does hereby approve the following re-appointments to the Oak Orchard Watershed Protection District Administration Board:

<u>NAME</u>	<u>EXPIRATION DATE</u>
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Orren Roberts 10662 Freeman Road Medina, NY 14103	
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	12/31/93
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Ernest Smith Million Dollar Highway	
--	--

Albion, NY 14411

12/31/93

John Squires
235 Evergreen Road
Brockport, NY 14420

12/31/93

Carmen Pellegrino
Mansfield Road
Holley, NY 14470

12/31/93

Alvin Peglow
Angevine Road
Albion, NY 14411

12/31/93

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 287-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENT TO THE ORLEANS COUNTY
PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the appointment of Mr. Herman Lorenz, Powerline Road, Holley, New York to the Orleans County Planning Board as Alternate Representative for the Town of Clarendon; said term to end December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Swiercznski, introduced a resolution entitled RESOLUTION AUTHORIZING UNPAID LEAVE OF ABSENCE FOR SOCIAL SERVICES' DEPARTMENT EMPLOYEE. After some discussion, Legislator Bower moved to table the resolution until more information could be obtained. Legislator Swiercznski seconded the motion. Motion carried.

RESOLUTION NO. 288-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION IN SUPPORT OF SENATOR JOHN B. DALY'S
"MEMORANDUM OF SUPPORT" REGARDING AN AMENDMENT TO
SECTION 6310 OF THE STATE EDUCATION LAW

WHEREAS, State Education Law currently subjects certain Counties to being "charged-back" to help cover another county's costs for offering an alcohol and drug rehabilitation program; and

WHEREAS, counties that do not offer such courses in their community colleges or who do not have a community college within their boundaries, should not be penalized for their residents who take these courses due to an alcohol or drug-related traffic offense; and

WHEREAS, Senator Daly's "Memorandum of Support" amends Section 6310 of the State Education Law by adding a new subdivision (5-a), which provides that non-resident students who attend an alcohol and drug rehabilitation program under Section 1196 of the Vehicle and Traffic Law shall be responsible for defraying the costs of administering the Drinking/Driving Program currently in place in community colleges;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature is wholly in support of Senator Daly's "Memorandum of Support"; and be it

FURTHER RESOLVED, that this Legislature would, in fact, support an amendment in which the entire cost is borne by the student who is required to attend an alcohol and drug rehabilitation program under Section 1196 of the Vehicle and Traffic Law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 289-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING PHYSICIANS' ASSISTANT AGREEMENTS FOR THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the following Physicians' Assistant agreements for the Orleans County Nursing Home; total cost for said agreements is not to exceed \$12,480:

1. David M. Pike, Physician Assistant, providing services for the County Nursing Home Residents, compensated at the rate of \$30.00 per hour, total annual cost not to exceed \$6,240.00;
2. James Patterson, Physician Assistant, providing services for County Nursing Home Residents,

compensated at the rate of \$30.00 per hour, total annual cost not to exceed \$6,240.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 290-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING OFFICE FOR THE AGING APPLICATION FOR TITLE V EMPLOYMENT PROGRAM

RESOLVED, that the Orleans County Office for the Aging is authorized to submit an application to the NYS Office for the Aging for funding under the Title V Senior Community Services Employment Program which provides \$32,023.00 for training and job experience for five (5) slots of age 55 and over; said program to run from July 1, 1991 to June 30, 1992 at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Tuohy, introduced a resolution entitled RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT. After discussion, Legislator Bower, with second by Legislator McCarthy, moved to table the resolution, until more information is provided. Upon vote, motion carried; 4 ayes; 3 nays, Legislators Swiercznski, Tuohy and Berger; 0 absent. The motion was tabled.

RESOLUTION NO. 291-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Orleans County Department of Public Health, 14012 Route 31 West, Albion, NY for provision of nursing supervision of personal care aides

to eligible Title XIX recipients; to be effective January 1, 1991 through December 31, 1991.

- (2) St. Anne's Institute, 160 N. Main Avenue, Albany, NY for provision of foster care services; to be effective April 1, 1991 through March 31, 1992 at a cost of \$63,301 per child. County cost is \$21,522 per child.
- (3) Hillside Children's Center, 1183 Monroe Avenue, Rochester, NY for provision of foster care services; to be effective July 1, 1991 through June 30, 1992 at a cost of \$70,546 per child. County cost is \$23,985 per child.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 292-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SUPPORTING APPLICATION OF NYS DIVISION OF HOUSING AND COMMUNITY RENEWAL FOR TWENTY-FIVE SECTION 8 CERTIFICATE OR VOUCHER UNITS

BE IT RESOLVED, that this Legislature supports the application being prepared by DHCR for twenty-five Certificate or Voucher units for Orleans County; and be it

FURTHER RESOLVED, that the Chairman be authorized to send a letter to this effect to the Department of Housing and Community Renewal; and be it

FURTHER RESOLVED, that the majority of these units be distributed between One bedroom elderly, and Two bedroom family categories.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 293-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REFERRING ORLEANS COUNTY AGRICULTURAL DISTRICT #8 (ALSO KNOWN AS THE WEST RIDGEWAY AGRICULTURAL DISTRICT) TO THE ORLEANS COUNTY PLANNING BOARD AND THE ORLEANS COUNTY AGRICULTURAL DISTRICTING

ADVISORY COMMITTEE FOR REVIEW UPON THE EIGHTH
ANNIVERSARY OF ITS CREATION

WHEREAS, the thirty-day public review period for the eighth year review of Orleans County Agricultural District #8 (also known as the West Ridgeway Agricultural District) which includes portions of the Towns of Ridgeway, Yates, and the Village of Medina, has expired; and

WHEREAS, modification of said District is proposed to eliminate setbacks as required by New York State Department of Agriculture and Markets;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby refer Orleans County Agricultural District #8, together with proposed modifications, to the County Planning Board and Agricultural Districting Advisory Committee for their review and recommendations on or before August 22, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 294-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REFERRING ORLEANS AGRICULTURAL DISTRICT NO. 2 (TOWNS OF BARRE, CLARENDON, ALBION AND SHELBY) TO THE ORLEANS COUNTY PLANNING BOARD AND THE ORLEANS ACCOUNT AGRICULTURAL DISTRICTING ADVISORY COMMITTEE FOR REVIEW UPON THE SECOND EIGHTH YEAR ANNIVERSARY OF ITS CREATION

WHEREAS, the thirty-day public review period for the second eighth-year review of Orleans County Agricultural District No. 2 expires June 28, 1991; and

WHEREAS, several requests for modification of said District have been received;

NOW, THEREFORE, BE IT RESOLVED, that this legislature does hereby refer, effective on the date specified above, Orleans County Agricultural District No. 2, together with the modification requests, to the County Planning Board and Agricultural Districting Advisory Committee for their review and recommendations on or before August 22, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 295-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING AND CREATING POSITIONS IN THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does abolish the following positions in the Orleans County Nursing Home:

1. One (1) Full Time Food Service Helper position;
2. One (1) Temporary Full-time Food Service Helper position;

and be it

FURTHER RESOLVED, that the following Orleans County Nursing Home positions are hereby created, replacing the two abolished positions:

1. Two (2) Part-time Permanent Food Service Helper positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 296-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION COMMENDING THE VILLAGE OF LYNDONVILLE'S 4TH OF JULY CELEBRATION AND ITS "WELCOME HOME" TO THE VETERANS OF OPERATION DESERT STORM

WHEREAS, it is the custom of the Village of Lyndonville to have an annual 4th of July Celebration in honor of the birthday of our Country; and

WHEREAS, the Village of Lyndonville desires to have its annual 4th of July Celebration serve as a "Welcome Home" to all Orleans County military personnel who served in the Persian Gulf as part of "Operation Desert Storm"; and

WHEREAS, it is the intent of the Village to have these "Veterans of the Gulf" participate in the 4th of July parade, and in a special ceremony to dedicate a plaque in their honor at Veterans memorial Park;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby commend the Village of Lyndonville in its project, and urges that all Orleans County citizens attend and help "Welcome Home" our Persian Gulf Vets.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 297-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION HIRING NURSING CONSULTANT FOR ORLEANS COUNTY NURSING HOME

RESOLUTION, that this Legislature does hereby approve the Nursing Consultant Agreement between Elizabeth Wilder, R.N. and the Orleans County Nursing Home for a 60 day time period in the amount \$4800.00.

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 298-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING LEAVE OF ABSENCE FOR 8 MONTHS FOR BONNIE VAGG

RESOLVED, that this Legislature does hereby approve the request for Leave of Absence submitted by Bonnie Vagg covering the time period of July 1, 1991 until March 1, 1992; Ms Vagg will use said to attend Nursing School.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 299-691

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION AWARDDING BID FOR WASHER FOR USE AT ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby award the bid for a washer for use at the Orleans County Nursing Home, to Upstate laundry Equipment, 349 Basket

Road, Webster, New York in the amount of \$17,900.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 300-691

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, the Highway Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 2918 through 3044 be paid, and that the Clerk of the Legislature, the County Highway Superintendent, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 301-691

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CONFIRMING APPOINTMENT OF DONALD METZGER, M. S. W., AS DIRECTOR OF THE MENTAL HEALTH DEPARTMENT

WHEREAS, the Orleans County Community Services Board has selected Donald Metzger, M. S. W., to be the next Director of the Mental Health Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby confirm the appointment of Donald Metzger, M. S. W., to the position of Director of the Orleans County Mental Health Department, effective July 1, 1991; and be it

FURTHER RESOLVED, that the new Director will be placed in Grade 6, Step 4 of the Management Compensation Plan, with an annual salary of \$39,626.00; and be it

FURTHER RESOLVED, that the "Hours of Work" section

in the Management Compensation Plan is hereby amended by deleting the paragraph that contains the phrase "...the minimum work week for a full time Director of Mental Health shall be thirty (30) hours."

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 302-691

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT TO DONALD FREEMAN FOR DAMAGE TO EQUIPMENT

WHEREAS, the County has received a claim from Donald Freeman in the amount of \$345.35, for damages sustained to his equipment (combine) when it struck a County boundary marker; and

WHEREAS, said claim has been submitted to, and rejected by, the County's insurance carrier; and

WHEREAS, this Legislature believes it to be in the best interest of the County to resolve this long-standing issue;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the payment of \$345.35 to Donald Freeman, as full settlement in his claim against the County; such payment to be made from Account No. A1930.513 Judgments and Claims.

Adopted. 4 ayes; 2 nays, Legislators Berger and Tuohy; 1 abstention, Legislator Billings.

Legislator Bennett removed the resolution entitled RESOLUTION AUTHORIZING PUBLIC HEALTH DIRECTOR TO ATTEND NATIONAL ASSOCIATION OF COUNTY HEALTH OFFICIALS ANNUAL CONFERENCE IN SALT LAKE CITY, UTAH from the table. During discussion, Legislator Tuohy said, "Again, I do not believe it is in the best interest of the County, and I do not agree with paying this \$165.00 cost." Legislator Swiercznski said, "If it was under different circumstances, different times, I would probably support it. But, with the budget crunch, I do not feel I can support it." Legislator Bower commented, "I don't think, at this point in time, we can afford his absence from the Department - that bothers me more than the money." After discussion, the following resolution was voted on and defeated; 2 ayes, 5 nays, Legislators Billings, Berger, Bower, Tuohy and

Swiercznski, 0 absent:

RESOLUTION NO. 303-691

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PUBLIC HEALTH DIRECTOR TO ATTEND NATIONAL ASSOCIATION OF COUNTY HEALTH OFFICIALS ANNUAL CONFERENCE IN SALT LAKE CITY, UTAH

WHEREAS, the Orleans County Health Department has been a participant in the National Association of County Health Officials Primary Care Demonstration Project; and

WHEREAS, Andrew Lucyszyn, Orleans County Health Director has been invited to discuss the County's program at the Annual Conference scheduled for July 9, 1991 to July 12, 1991, with the only expense being a registration fee of \$165.00 (travel costs are paid for by the National Association of County Health Officials);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the public Health Director to attend the National Association of County Health Officials Annual Conference July 9 - 12, 1991 in Salt Lake City, Utah.

Defeated. 2 ayes, Legislators Bennett and McCarthy; 5 nays; Legislators Tuohey, Swiercznski, Bower, Berger and Billings; 0 absent.

Legislator Berger mentioned that there had been a question regarding the swimming ability of one of the deputies on Marine Patrol, and noted, that it had never been a requirement for the Marine Patrol. Legislator Berger said he hoped this would take care of the matter.

Legislator Bower said, "It bothers me about the beginning swimmers being in a boat and being told not to get out of the boat to get someone in the water. This type of policy bothers me - beginning swimmer on the boat."

With regard to a voucher submitted by Mental Health paying for a boat ride on the "Miss Apple Grove Inn" for certain clients, as part of their therapy program, Legislator Berger asked how the Board felt about paying the voucher. Legislator Tuohey said, "I think there should be a letter along with the payment

that we feel they are being a little too generous with the taxpayers dollars."

Legislator Tuohey asked how the Board felt about going to bid for the County's insurance coverage. After discussion, it was the consensus of opinion that the Chief Administrative Officer should advertise for bids for the County's insurance coverage.

County Attorney Norris Webster noted that he had changed the penalties on the late payment of solid waste disposal user fee, so that they are the same as the penalties for late taxes. Mr. Webster also advised the Board that they should be thinking about the charge for every parcel receiving solid waste disposal and recycling services. At this point, Legislator Tuohey said she proposed to give the towns (who are participating and, therefore, collecting) \$1.00 for each parcel receiving the service in their town and/or village.

Motion by Legislator Swiercznski, with second by Legislator McCarthy, to adjourn. Motion carried.

Meeting adjourned at 5:00 p.m.

LEGISLATURE MEETING
July 10, 1991

The Chairman called the meeting to order at 4:35 p.m. After the pledge to the flag, the Clerk called the roll, and all legislators were present.

The Clerk presented the following communications: letters from Harold F. Hazel and the Ognibene family asking to have certain parcels of their land included in the Barre Ag District; a planning meeting scheduled for July 15 at the Cooperative Extension office for R.C. & D.; copies of resolutions adopted by the Inter-County Association; notification of the next Inter-county Association meeting to be held July 18th at the Lakeside County Club in Penn Yan, New York; a letter from Assemblyman Hawley acknowledging receipt of Resolution No. 279-691 in support of medicaid and welfare reform and mandate relief in general business; a letter from Ozzie Martin regarding Legislator Berger's statement in the JOURNAL about the Sheriff's boat patrol and water safety procedures.

Report of Standing Committees: Legislator Tuohey attended a DWI Meeting on June 27th; a Finance Committee meeting with the County Treasurer on July 2nd; attended regular committee meetings, as well as the Clarendon Town Board meeting. Mrs. Tuohey reported the Town was still going their own route with regard to Solid Waste. Their Solid Waste Committee has to be in operation by June of 1992.

Legislators Bennett and Swiercznski reported attending their usual meetings with department heads. Legislator Swiercznski requested that resolutions honoring the late Avis Downey, Director of the County's Real Property Tax Service office and Harold Hill, former Town of Barre Supervisor and member of the Orleans County Board of Supervisors and a County Elections' Commissioner be prepared and sent to their families. Also requested a moment of silence be observed in their memory.

Legislators McCarthy and Bower reported attending their usual meeting with department heads.

Legislator Berger attended the STOP DWI meeting on June 27th as well as the Alternatives to Incarceration Committee meeting; attended the Finance Committee meeting with the County Treasurer on July 2nd and the Town of Ridgeway Board meeting; attended the Village of

Lyndonville Board meeting on July 8th and the Soil and Water meeting on July 9th.

Legislator Berger, with second by Legislator Bower, moved to add the following resolutions to the meeting agenda:

1. Appointing permanent Director of Orleans County Health Department;
2. To fill vacancy in Orleans County Sheriff's Department
3. Approving agreements with various municipalities within Orleans County and the County of Orleans;
4. Authorizing payment of claims against the County;
5. Honoring the late Harold G. Hill former member of the Orleans County Board of Supervisors and Orleans County Board of Elections;
6. Honoring the late Avis H. Downey, Director of the Orleans County Real Property Tax Service Department.

Motion carried.

The following resolutions were presented:

RESOLUTION NO. 304-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION ASSIGNING RESPONSIBILITY OF THE COUNTY SOLID WASTE PROGRAM

WHEREAS, the Orleans County Legislature has approved a County-wide Refuse Collection and Recycling Program;

NOW, THEREFORE, BE IT RESOLVED, that the administrative responsibility of said Program shall be assigned to the Chief Administrative Officer.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 305-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING PUBLIC HEARING DATES FOR LOCAL LAW NO. 3-INTRO OF THE YEAR 1991 AND LOCAL LAW NO. 4-INTRO OF THE YEAR 1991 REGARDING COUNTY SOLID WASTE REFUSE COLLECTION AND RECYCLING PROGRAM

WHEREAS, Local Laws No. 3 and No. 4-Intro of the year 1991 were duly introduced at a regular meeting of the Orleans County Legislature held on July 10, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a public hearing on Local Law No. 3-Intro of the year 1991 entitled "A Local Law Establishing Mandatory Recycling" be scheduled for July 24, 1991 at 6:00 p.m. at which time all interested persons and parties will be heard; and be it

FURTHER RESOLVED, that immediately following the public hearing on Local Law No. 3-Intro, a public hearing on Local Law No. 4-Intro of the year 1991 entitled "A Local Law Establishing Charges for Solid Waste Collection" will be held, at which time all interested persons and parties will be heard; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby authorized to publish notice of said public hearings in the official county newspapers.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 306-791

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AWARDING THE BID FOR REPLACEMENT OF THE SLADE ROAD BRIDGE (BIN NO. 3318890)

BE IT RESOLVED, that this Legislature does hereby award Keeler Construction Company, Inc., 13519 West Lee Road, Albion, New York 14411 the contract for the replacement of the Slade Road Bridge over Oak Orchard Creek (BIN No. 3318890), in the amount of \$220,906.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Tuohy, moved a resolution to award the Solid Waste Program bid to C.I.D. During discussion of the resolution, Legislator Bennett, with second by Legislator Berger, moved to amend the resolution to include a listing of the various municipalities who had agreed to participate in the County's program. Upon

vote, motion carried. 6 ayes; 1 nay, Legislator Billings; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 307-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AWARDDING BID FOR THE COUNTY-WIDE REFUSE COLLECTION AND RECYCLING PROGRAM

WHEREAS, the County has received bids for the collection and disposal of refuse, garbage and recyclables; and

WHEREAS, the bids contained certain alternatives and options; and

WHEREAS, C.I.D. Refuse Service, Inc., was the lowest responsible bidder meeting the specifications under the Base Bid Alternative;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a contract for the Collection and Disposal of Refuse, Garbage and Recyclables with C.I.D. Refuse Service, Inc., under the Base Bid Alternative with recyclables separated into four containers exercising Service Option 3 with the contractor to provide and deliver recycling containers at a cost of \$54,612.00 and supply replacements for \$5.00 per container; and be it

FURTHER RESOLVED, that Service Option 1 and 2 not be exercised at this time; and be it

FURTHER RESOLVED, that such contract shall provide that curbside collection shall be provided in mobile home parks only when authorized by the County and when the owner of such park requests same in writing agreeing to pay to the County the full cost thereof for all units in the park, such service to be implemented either at the initial inception of the contract service or at the beginning of any option year; and be it

FURTHER RESOLVED, that such contract provide for seasonal dwellings to receive six (6) month service from May 1 through October 31 at a unit charge of one-half (1/2) of the regular unit charge; ie., \$88.50 for the initial contract period, such service to commence May 1, 1992; and be it

FURTHER RESOLVED, that Orleans County municipalities participating in this Program are as

follows: the Towns of Gaines, Carlton, Kendall, Murray, Ridgeway, Shelby and Yates and the Villages of Albion, Holley, Lyndonville and Medina; and be it

FURTHER RESOLVED, that this authorization is granted subject to the approval of the County Attorney as to the form and content of the agreement, and of the insurance certificates and bonds to be provided by C.I.D. and the execution by C.I.D. of a Specification Interpretation Agreement as prepared by the County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

After awarding the Solid Waste Program bid, Legislator Swiercznski said, "I feel we are ahead of Western New York and the rest of the state, and that we have approached it (the solid waste/recycling problem) in a very businesslike manner."

RESOLUTION NO. 308-791

By Legislator Berger, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AMENDING 1991 STOP DWI BUDGET

WHEREAS, the STOP-DWI Committee unanimously recommended to the Legislature that some of these funds be spent for DWI purposes as listed below:

1. 1 KR-10 SP Radar Unit - (Kustom Electronics, Inc.) at a cost of \$1195.00 for the NYS Police (Unit must fit NYS Police vehicle);
2. 6 ALCO Sensors - (Intoximeters) at a cost of \$415.00 each for the NYS Police, Orleans County Sheriff's Dept. (2), Medina Police Dept. and Albion Police Dept. (2) for a total cost of \$2490.00;
3. 1 Smith & Wesson 900A Breathalyzer - \$2240.00 for the NYS Police;
4. 2 Smith & Wesson Mark 11A Simulators 110VAC - at a cost of \$315.00 each for the NYS Police and Albion Police Department at a total cost of \$630.00;
5. 1 Xerox Copier - at a cost of \$1,000.00 for the Orleans County Sheriff's Dept.
6. 2 Xerox FAX Machines - at a cost of \$1200.00 for the Medina Police Dept. and the Albion Police

Dept. for a total cost of \$2400.00;

7. 1 Xerox Typewriter - at a cost of \$800.00 for the Medina Police Dept.;
8. 2 Swintec Typewriters - at a cost of \$240.00 for the Albion Police Dept. and the Holley Police Dept. for a total cost of \$480.00;
9. 2 MAG Flashlights and Chargers - at a cost of \$200.00 for the Albion Police Dept.;
10. 2 Motorola Portable Radios - at a cost of \$2400.00 for the Holley Police Dept.;
11. Increase STOP-DWI overtime patrols effective July 1, 1991 through December 31, 1991 by a total of 4 hrs. per week for Albion, Holley, Medina Police and the Orleans County Sheriff's Dept. at a total cost not to exceed \$7,000.00;
12. Increase the New York State approved allowable cost for DWI-Probation Officer from \$11,000.00 to \$20,841.00;
13. Establish allowable cost of \$3,000.00 for Office of District Attorney to help defray clerical cost in conjunction with the STOP-DWI Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the County Treasurer to set up appropriations against the STOP-DWI Reserve Account, as follows:

A3315.220	\$4,680.00	STOP-DWI Office Equip.
A3315.250	9,155.00	STOP-DWI Other Equip.
A3315.418	5,250.00	STOP-DWI Other Cont.
A3110.100	1,750.00	Sheriff Personal Svcs.
A1165.100	3,000.00	D. A. Personal Svcs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 309-791

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT BETWEEN ROBERT ROY, REGISTERED PHYSICAL THERAPIST AND THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve an agreement between Robert Roy, Registered

Physical Therapist and the County Health Department for physical therapy services at a cost of \$35.00 per visit; said cost to be reimbursed through Medicare, Medicaid, Other Third Party Insurance.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 310-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING LEASE AGREEMENT BETWEEN COUNTY AND CROSSROADS ABSTRACT COMPANY IN ORLEANS COUNTY CLERK'S OFFICE

RESOLVED, that the lease agreement between the County and Crossroads Land Office, Inc. for space in the County Clerk's Office is approved at an annual rental charge of \$1400.00 for the period commencing July 1, 1991 through June 30, 1992 at which time the other lease agreements expire and will be renewed; and be it

FURTHER RESOLVED, that the Chairman and County Clerk are authorized execute the lease agreement on behalf of the County of Orleans.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 311-791

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL VACANCY IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the administrator of the County Nursing Home to fill the following vacant positions:

1. (4) Permanent PT Institutional Aide positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 312-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS, INC.

RESOLVED, that this Legislature does hereby approve the Software Subscription Service Agreement with KVS Information Systems, Inc., Amherst, New York providing for Software Trouble Report Service, Enhancement Service and Conformance with Regulatory Authorities for the Computer in the Treasurer's Office; and be it

FURTHER RESOLVED, that this agreement shall extend for a period of one (1) year from the date of August 1, 1991; cost for said agreement to be \$2,062.50.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 313-791

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING UNPAID LEAVE OF ABSENCE FOR SOCIAL SERVICES' DEPARTMENT EMPLOYEE

RESOLVED, that this Legislature does hereby approve an unpaid leave of absence for Sandra Gapa, Caseworker, in the Orleans County Social Services Department; said unpaid leave of absence to begin at the expiration date of Ms Gapa's current sick leave (approximately September 1, 1991) and to terminate December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 314-791

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT

WHEREAS, there is an additional amount of \$3,844.21 representing unexpended funds in the Special Reserve Account as of December 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the County

Treasurer is hereby authorized to set up \$3,844.21 in Special Investigation Account A3189 against the Special Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 315-791

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING PERMANENT DIRECTOR OF ORLEANS COUNTY HEALTH DEPARTMENT

WHEREAS, the County has received certification from Civil Service that Andrew Lucyszyn is eligible for permanent appointment to the position of Public Health Director;

NOW, THEREFORE, BE IT RESOLVED, that Andrew Lucyszyn is hereby appointed to the permanent position of Public Health Director by this Legislature; said appointment is retroactive to May 22, 1991 and subject to the 26 week probationary period as defined in the Management Compensation Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

After introducing the following resolution, Legislator Berger explained that the Sheriff was informed of this person's resignations only this week, and would like to be able to find a replacement as soon as possible.

RESOLUTION NO. 316-791

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO FILL VACANCY IN ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of the following vacancy in the Orleans County Sheriff's Department:

1. (1) Clerk position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 317-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS MUNICIPALITIES WITHIN ORLEANS COUNTY AND THE COUNTY OF ORLEANS

WHEREAS, the County received bids for the curbside collection and disposal of solid waste and recyclables on a county-wide basis (the Program); and

WHEREAS, the Towns of Gaines, Yates, Shelby, Ridgeway, Kendall, Murray, Carlton and the Villages of Medina, Albion, Holley and Lyndonville have indicated their desire to participate in the Program by official resolution of their respective governing boards and by executing Municipal Cooperation Agreements providing for such participation; and

WHEREAS, the County desires to have the participation and cooperation of the said Towns and Villages in the Program;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of this Legislature be, and he hereby is authorized to execute the Municipal Cooperation Agreement with the said Towns and Villages on behalf of the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 318-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 3058 through 3189 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 319-791

By Legislator Swiercznski, who moved the adoption.

Unanimous second.

RESOLUTION HONORING THE LATE HAROLD G. HILL FORMER MEMBER OF THE ORLEANS COUNTY BOARD OF SUPERVISORS AND ORLEANS COUNTY BOARD OF ELECTIONS

WHEREAS, this Legislature has recently learned of the death of Harold G. Hill of Albion, New York, who passed away on Monday, July 1, 1991 after a long illness; and

WHEREAS, Harold G. Hill served as Supervisor for the Town of Barre from 1950 through 1961, and as such, represented the Town of Barre on the Orleans County Board of Supervisors, for the same period of time; and

WHEREAS, Harold G. Hill, during his tenure on the Board of Supervisors was one of the Board members instrumental in facilitating the groundwork and subsequent construction of the Orleans County Home and Infirmary located on Route 31, west of the Village of Albion, thus helping to provide a modern facility for the elderly and the indigent citizens of Orleans County; and

WHEREAS, Harold G. Hill once more returned to public service upon his appointment as Election Commissioner, representing the Republican Party on the Orleans County Board of Elections, serving in that capacity from 1972 through 1980;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt this resolution to honor the late Harold G. Hill for the many years of service he gave to the citizens of the Town of Barre serving as their Supervisor, and for the service rendered by him to the County as a whole during his twelve years on the Orleans County Board of Supervisors and his nine years on the Orleans County Board of Elections; and be it

FURTHER RESOLVED, that this Legislature does hereby extend to the family of Harold G. Hill its sincere condolences on his passing.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 320-791

By Legislator Tuohey, who moved the adoption.

Unanimous second.

RESOLUTION HONORING THE LATE AVIS H. DOWNEY, DIRECTOR
OF ORLEANS COUNTY REAL PROPERTY TAX SERVICE DEPARTMENT

WHEREAS, this Legislature has recently learned of the death of Avis H. Downey of Albion, New York, who passed away early Friday morning, June 28, 1991, after a lengthy illness; and

WHEREAS, Avis H. Downey was employed in the Orleans County Real Property Tax Service Department beginning her years of service as a part-time temporary employee on August 1, 1965, and continuing in that department eventually becoming a full-time employee, and on June 5, 1981, being appointed Director of the Orleans County Real Property Tax Service Department, serving in that capacity until her death; and

WHEREAS, Avis H. Downey, through her dedication to her work and through her helpfulness to the assessors for whom she served as liaison with the New York State Division of Equalization and Assessment office in Batavia, New York, earned the respect of all who knew and worked with her;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt this resolution to honor the late Avis H. Downey for her dedication and loyalty to the County of Orleans and to this Board during her years of service in the Real Property Tax Service Department and as its Director; and be it

FURTHER RESOLVED, that this Legislature does hereby extend to the family of Avis H. Downey its sincere sympathy upon her passing.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Billings asked everyone to stand and called for a moment of silence in memory of Mrs. Avis H. Downey, Director of the Orleans County Real Tax Property Service Department who passed away June 28, 1991 and for Mr. Harold G. Hill, former member of the Board of Supervisors and Elections Commissioner who passed away July 9, 1991.

Motion by Legislator Swiercznski, with second by Legislator McCarthy, to recess the meeting, subject to recall by the Chairman. Motion carried.

Meeting recessed at 5:15 p.m.

LEGISLATURE MEETING
July 24, 1991

The meeting was called to order by the Chairman at 5:18 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: A letter from the Carlton Town Clerk stating the Town of Carlton has opted to go along with the County-wide Solid Waste Program; a letter from M & T Trust Company of Buffalo, New York stating that they will issue a Letter of Credit for C.I.D. Refuse Service, Inc., and that a credit facility has been approved and is available; a letter from the Assessor for the Towns of Carlton and Gaines requesting that the County use the State Equalization Rates in the preparation of the County/Town tax rates;

A letter from the National Maritime Historical Society regarding this summer's tour of the 72 foot long, 90-year-old tug URGER, during July and August along the NYS Barge Canal System. The tug will be open to the public, and will be in Albion on August 22nd and in Medina on August 23rd; minutes of the May 23rd meeting of the Western Regional OTB meeting; a notice from the County Planning Board, that their July 25th meeting will be held at 7:30 p.m. on Conference Room C in the County Administration Building;

A notice from the District Attorney stating he would be in Court on July 31st and, therefore, will be unable to attend the Department Head meeting scheduled at 3:00 p.m.; notice from NYS Department of Agriculture and Markets that Orleans Agricultural District No. in the Town of Clarendon has been certified as eligible for districting as modified and approved by the County's resolution No. 163-391; a letter from State Senator Serphin R. Maltese, acknowledging receipt of the County's resolution in support of S.5089, which eliminates the Senate Consumer Protection Committee.

Report of Standing Committees: Legislator Tuohey attended the 8:00 a.m. DWI Meeting on July 11th - the committee thanked the Legislature for all the monies received; attended the luncheon for John Daly on July 15th, as well as the Fire Chiefs; Association Meeting in Morton, with Legislator Berger; attended the Cooperative Extension Leadership meeting on July 17th, and the Probation Department meeting at 2:30 p.m.; attended the Assessors Association Meeting on July

18th - the assessors had asked if the County was going to use the State Equalization Rates this year. They were in favor of it, at least until the update is completed. Legislator Tuohey suggested that each assessor have their Town Board send a letter to the Legislature requesting the use of State Equalization Rates; Mrs. Tuohey did the audition of Tuesday, July 23rd.

Legislators Bennett and Swiercznski reported attending their regular meetings. Legislator Swiercznski also stated he would be attending the GLOW meeting on July 25th.

Legislator McCarthy reported attending his usual departmental meetings. He also stated he had discussed with the State auditor the County's policy of selling gas to non-governmental agencies - C.O.V.A., Rides Unlimited, the School Buses, etc. The Auditor decided in turn to talk with the County Attorney. Mr. Webster said he had discussed this area with him (the auditor), and the auditor had requested the Board's comments in this area.

Legislator Berger attended the R.C. & D. Meeting on July 15th, as well as Senator Daly's luncheon and the Fire Chiefs' Association Meeting in Morton; attended the Probation Department meeting on July 17th; attended the Inter-county Association meeting in Penn Yan on July 18th; attended the Village of Medina board meeting on July 23rd and the 15th birthday party of McDonald's in Medina.

Legislator Bower reported attending his usual departmental meetings.

Legislator McCarthy, with second by Legislator Berger, moved to waive the rules to add the following resolutions to the agenda:

1. Resolution appointing Acting Director of Real Property Tax Service Department;
2. Resolution authorizing transfer of funds to CAO's 1991 Budget Account;
3. Resolution creating three temporary full-time motor equipment operator positions for Oak Orchard Small Watershed Protection District;
4. Resolution authorizing the sale of County-owned property in the Town of Albion;
5. Resolution authorizing the sale of County-owned property in the Town of Gaines;
6. Resolution authorizing reinstatement of sick time for Assistant Superintendent of Buildings and Grounds;
7. Resolution authorizing the Buildings and Grounds

Department to submit an application for a Niagara Mohawk Rebate;

8. Resolution terminating negotiations and/or any contractual agreements between the County of Orleans and Great Lakes Coach Lines, Inc./Eastman Coach Lines, Inc.
9. Resolution authorizing to HSA of Western New York.

The motion carried, and the foregoing resolutions were added to the agenda.

Legislator McCarthy introduced Mr. Brian Kozody, the new reporter from the Medina Daily Journal Register.

The following resolutions were presented:

RESOLUTION NO. 321-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO CREATE AND FILL A CLERK POSITION IN RECORDS MANAGEMENT DEPARTMENT

WHEREAS, the County has received a Records Management Grant in the amount of \$29,420; and

WHEREAS, said grant provides revenue for the salary and fringe benefits for a Clerk position;

NOW, THEREFORE, BE IT RESOLVED, that the Legislature does hereby create a Clerk position in the Records Management Department (Grade 3, Step 1 of the CSEA Salary Schedule) at an annual salary of \$13650; said position to expire June 30, 1992 or when grant monies are expended, whichever occurs first; and be it

FURTHER RESOLVED, that the Records Management Officer is hereby given permission to fill said position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 322-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP BUDGET MONIES FOR RECORD MANAGEMENT GRANT

WHEREAS, the County has received notice that a Records Management Grant in the amount of \$29,240 has been approved; and

WHEREAS, it has been determined that \$18,332.00 will be expended in 1991;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies as follows:

APPROPRIATION ACCOUNTS:

A1460.1	Personal Services	\$ 6,975.00
A1460.2	Equipment	5,422.00
A1460.462	Travel	50.00
A1460.418	Other Contractual	<u>5,885.00</u>
	TOTAL	\$18,332.00

REVENUE ACCOUNT:

A3060	Records Mgmt State Aid	\$18,332.00.
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Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 323-791

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF'S DEPARTMENT AND MONROE COUNTY SHERIFF'S DEPARTMENT FOR SECURITY SERVICES AT ROCHESTER PSYCHIATRIC CENTER FORENSIC UNIT FOR MENTALLY ILL INMATES

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Sheriff's Department and the Monroe County Sheriff's Department for security services at the Rochester Psychiatric Center Forensic Unit for mentally ill inmates, with the agreement to be in effect from January 1, 1991 to December 31, 1992, with the understanding that this agreement may be renewed by the mutual consent of both parties for an additional two (2) year period; cost for said agreement to be \$110.00 per day per inmate.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 324-791

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PURCHASE FOR MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the purchase of one (1) Sanyo 2550 Recorder at a cost of \$243.95; said purchase is necessary to replace the ten-year old recorder formerly used by Dr. Chenelly, and presently in need of repairs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 325-791

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCY IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancy in the County Nursing Home:

1. (1) PFT LPN position;

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 326-791

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ABOLISHING/CREATING POSITION IN COUNTY HEALTH DEPARTMENT

WHEREAS, Resolution No. 210-491 approved the creation and filling of a part-time Typist position, at thirty hours (30 hrs.) per week in the County Health Department; and

WHEREAS, the County Health Department has determined the need for a full-time Typist in said department; and

WHEREAS, an additional full-time Typist position was included in the County Health Department's 1991 budget;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish the part-time Typist position created by Resolution No. 210-491, and in its place creates one (1) full-time Typist position (35 hrs. per week), at Grade 3, Step 1 of the CSEA salary schedule; said position to be reimbursed at a minimum of 40% through State Aid Funding; and be it

FURTHER RESOLVED, that the Director of the Health Department is hereby authorized to fill said position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 327-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered _____ through _____ be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, the County Highway Superintendent, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 328-791

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING ADDITIONAL APPOINTMENT TO ALTERNATIVES TO INCARCERATION BOARD

BE IT RESOLVED, that this Legislature does hereby authorize the addition of the Public Defender to the Alternatives to Incarceration Board, and does hereby appoint Orleans County Public Defender Duane Johnson to a term on said Board, to expire December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 329-791

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE SHERIFF TO ADVERTISE FOR BIDS FOR RENOVATION WORK AT THE JAIL

WHEREAS, MRB Group has prepared specifications necessary for the renovation of the County Jail, and this Board has reviewed said specifications with MRB and the Sheriff and found them to be satisfactory;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Sheriff to advertise for bids for renovations at the County Jail as mandated by the State.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 330-791

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY NURSING HOME AND MARY HUDSON, OCCUPATIONAL THERAPIST

RESOLVED, that this Legislature does hereby authorize the County Nursing Home to contract with Mary Hudson, Occupational Therapist, 89 Westminster Road, Rochester, New York 14607, to provide occupational therapy services for Nursing Home residents as mandated by the NYS Health Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 331-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ESTABLISHING ADMINISTRATIVE FEE FOR ORLEANS COUNTY SOLID WASTE COLLECTION, DISPOSAL AND RECYCLING PROGRAM

WHEREAS, the County is implementing the solid

waste collection and disposal program and needs to establish fees and charges for such program, including the administration thereof; and

WHEREAS, the towns will be providing administrative assistance for the program through their town tax collectors, assessors and other officers in connection with the preparation of lists of eligible tax map parcels and in the collection of the fees and charges and other matters; and

WHEREAS, the towns should be compensated for such assistance;

NOW, THEREFORE, BE IT RESOLVED, that the annual administration fee to be added to the cost of solid waste collection, disposal and recycling be established at \$2.00 per unit; and be it

FURTHER RESOLVED, that of the \$2.00 per unit administrative fee, based on the number of eligible units in the Town, \$1.00 thereof shall be paid to the respective participating towns and \$1.00 shall be retained by the County, as collected.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 332-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ESTABLISHING A SOLID WASTE FUND IN THE 1991 COUNTY BUDGET

WHEREAS, the County has implemented a solid waste disposal and recycling program which will begin effective October 1, 1991; and

WHEREAS, funds have been approved by the GLOW organization for a Public Information Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby establish the Solid Waste Fund for the aforementioned program, and authorizes the County Treasurer to set up new budget accounts in the 1991 County Budget for said Solid Waste Fund, as follows:

Solid Waste Fund

Revenue Account:

CL3989 Public Information Grant

\$10,000.00

Solid Waste Fund

Appropriation Account:

CL8160.411 Office Supplies	\$ 450.00
CL8160.418 Other Contractual	4,250.00
CL8160.441 Printing	1,300.00
CL8160.416 Postage	<u>4,000.00</u>
TOTAL	\$10,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 333-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ESTABLISHING COUNTY AS LEAD AGENCY PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT REGARDING ADOPTION OF A COUNTY SOLID WASTE DISPOSAL AND SANITARY LANDFILL LAW

WHEREAS, this Legislature proposes a County Solid Waste Disposal and Sanitary Landfill Law to regulate the operation of sanitary landfills within the county; and

WHEREAS, this Legislature determines this to be an unlisted action pursuant to 6 NYCRR Part 617 implementing the State Environmental Quality Review Act (SEQRA); and

WHEREAS, this Legislature desires to be established as Lead Agency pursuant to 6 NYCRR 617.6; and

WHEREAS, the Legislature is the only agency with jurisdiction over the adoption of the local law; and

WHEREAS, the County Legislature has considered and reviewed all information for the determinations herein;

NOW, THEREFORE, BE IT RESOLVED, that this County Legislature hereby establishes itself as Lead Agency pursuant to 6 NYCRR 617.6 (a)(1); and be it

FURTHER RESOLVED, that this County Legislature, as Lead Agency, hereby determines that the proposed law will have no significant adverse environmental impacts; and be it

FURTHER RESOLVED, that as a consequence of such determination, the County hereby issues a Negative Declaration to be filed in accordance with the requirements of SEQRA.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 334-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AMENDED GENERAL CHARTER OF POLICY
OF THE ORLEANS COUNTY MEDICAL SCHOLARSHIP BOARD

BE IT RESOLVED, that this Legislature does hereby approve the "Amended General Charter of Policy of the Orleans County Medical Scholarship Board", which reads as follows (added sections are underlined):

AMENDED GENERAL CHARTER OF POLICY
ORLEANS COUNTY MEDICAL SCHOLARSHIP BOARD

WHEREAS, Chapter 964 of the Laws of Nineteen Hundred Sixty-Three did add a new section 610-a to the Education Law authorizing County scholarships for professional education in medicine; and

WHEREAS, by Resolution No. 126, adopted on September 8, 1966, the Orleans County Board of Supervisors found a need for continuous medical services in this County and did thereby create the Orleans County Medical Scholarship Board to implement such chapter for this County; and

WHEREAS, such Medical Scholarship Board has heretofore appointed and organized and wished to establish a given policy of guidance in its workings in order to carry out the intent of such resolution and such chapter,

NOW, THEREFORE, the Orleans County Medical Scholarship Board does hereby determine the following to be its policies to amend its General Chapter of Policy as follows:

1. That the scope of such Board is limited to the authority granted in such resolution and chapter and that its sole purpose is to determine methods which best implement the same with regard to Orleans County; and that the contents of such resolution and chapter are incorporated hereby by reference.

2. That all requests for appropriation made to the Orleans County Legislature shall be based on due regard for the need and demand for scholarship grants, as hereinafter outlined, for the academic year commencing during the county fiscal year. That the

public's money shall be so granted as prudently as possible; and that this Board shall estimate its need for appropriation as closely as possible for the following academic year and present the same to the Legislature for timely consideration in connection with the budget adopted for each fiscal year.

3. That such scholarships shall be granted only to residents of New York State who will qualify under Chapter 964, Laws of New York, 1963, who have satisfactorily completed a premedical course in college, who have been admitted to a duly approved medical school in this state, as defined in such chapter, and who also are determined by this Board, in its discretion, to be recipients of such scholarships. That in exercising such discretion, this Board shall consider;

(a) the general willingness of the recipient to practice medicine in Orleans County as a general practitioner and/or family doctor, and particularly to serve a general area of the County found by this Board to be in need of medical service;

(b) the financial need of the recipient for such a scholarship and the amount thereof; and

(c) that normally preference shall be given to Orleans County residents.

4. That upon awarding any such scholarships, the Board shall determine the amount of the same, provided, however, that the maximum award for any one recipient shall not exceed \$18,000.00 nor shall any award exceed \$4,500.00 to any one recipient for any one scholastic year. The \$18,000.00 maximum may be awarded in the discretion of the Board over four years of medical school or over a longer time including medical school, internship and post-graduate study. The amount of the award and the duration of the award shall be in the discretion of the Medical Scholarship Board after considering the financial need of the recipient measured as to his own available resources, the probable cost of the school or hospital selected, and reduced by any other scholarships available to the recipient. It will be the policy of the Board to grant a scholarship or scholarships, annually to a qualified recipient, or recipients, for the period necessary to complete his medical training and internship subject to the standards set forth above.

5. That the recipient of any such County medical scholarship shall agree, in writing, to devote his/her full time to the practicing of medicine in a mutually agreed upon area within the County, where it is

determined that there is need for medical service, for a period immediately following his/her licensing and/or internship as a physician equal to the one year for each \$3,000.00 assistance received by the recipient that he/she receives financial assistance from this Board. This Board and the recipient, with approval of the Orleans County Legislature, may by mutual consent alter these terms for cause or reason found to be good and sufficient by this Board. Such causes or reasons may include, but are not limited to:

- (a) A recipient who does not complete his/her course of study for any reason;
- (b) A recipient who, upon licensing is found to have abilities which should not be restrained by such an Agreement;
- (c) A change or shift in areas in need of medical service;
- (d) A recipient who desires to enroll in postgraduate studies may be allowed to commence his Orleans County Practice following the completion of postgraduate work.

That the recipient of any such scholarship from this County shall so contract with this Board and such contract shall provide that if the recipient does not perform the same, that he/she shall repay to this Board the amounts of all advances including the payment of interest at a rate determined by the Orleans County Legislature Board not to exceed 15% per annum computed from the date of such failure, refusal or grant inception. Any amounts so repaid shall be available for future scholarship grants.

6. That nothing herein contained shall act as an automatic grant of scholarship to any person who desires to study medicine, but that such grant shall be considered in connection with the probable need for adding or replacing general practitioners within the County. That this Board shall study and determine, in its best judgment, from time to time such needs of the County, measured with the number of applicants and the funds available for this program.

7. That this Board may grant any such scholarship only within the funds appropriated for the same by the Orleans County Legislature. It may also conditionally grant any such scholarship to a person, while completing the final year of a proper premedical course, within the amount of its appropriation, so that such student may be assured and plan for the continuance of his/her medical education.

8. That no person shall be granted or refused a

scholarship solely on the basis of sex, race, color or religion.

9. Board Organization.

- (a) The Board shall consist of nine (9) members with terms as set forth in Resolution No. 126, adopted by the Board of Supervisors on September 8, 1966.
- (b) Officers of the Board shall be a Chairman, a Vice-Chairman and a Secretary. These officers shall be elected by the Board from its body annually. The Chairman shall call such special meetings as he deems necessary, shall preside at all meetings and shall act as the executive officer of the Board. The Vice-Chairman shall act as Chairman in his absence, or at his request. The Secretary shall keep accurate records of all proceedings and meetings of the Board and be responsible for all correspondence necessary in the conduct of the Board's affairs.
- (c) That all agreements made on the part of this Board shall be signed by the Chairman or Vice-Chairman and attested to by the Secretary. That these same persons shall also make all necessary changes and required reports and requests to the Orleans County Legislature on behalf of this Board and all necessary certifications to the County Treasurer for the payment of funds to the recipients of scholarships.
- (d) Regular meetings of the Board shall be held at a time and place to be agreed upon by the Board and special meetings may be called at the pleasure of the Chairman or upon 5-days notice, at the written request of three members. The Chairman shall cancel any regular meetings should the need for the same not exist, causing timely notice to all Board members.

10. Surveys.

- (a) It shall be the responsibility of the members of the Board, who are physicians, to keep the Board informed on medical needs of the County, and with pertinent facts regarding the practice of medicine as needed by the Board in its work.

- (b) It shall be the responsibility of the members of the Board engaged in education to keep accurate information regarding the interest of qualified students of the County in medicine, and to keep the schools of the County advised of the opportunities for students qualified to enter medicine.

11. Relationship with County Legislature.

It shall be the responsibility of the Chairman of the Legislature, acting as a member of the Board to appoint two (2) liaison members between the Board and the County Legislature.

12. Publicity.

The Chairman of the Medical Scholarship Board shall annually appoint one or more members to prepare and distribute such accounts of the actions of the Board as necessary to further the work of the Board.

13. That those general policies may be amended by the Scholarship Board from time to time, in order to implement the purposes of such resolution and such chapter, or any additions or amendments to the same, and as this Board continues to analyze the problems of furnishing medical services to the people of Orleans County. No such amendment or change, however, shall affect any contract theretofore entered into without the mutual consent of the recipient.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 335-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING ACTING DIRECTOR OF REAL PROPERTY TAX SERVICE DEPARTMENT

WHEREAS, the position of Director of Real Property Tax Services is vacant due to the death of its Director, Mrs. Avis Downey;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby appoint Danise Austin to serve

as Acting Director of the Real Property Tax Service Department, at Grade 3, Step 1 with an annual salary of \$21,494.00; said appointment to become effective immediately and to continue until a permanent Director is appointed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 336-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO CHIEF ADMINISTRATIVE OFFICER'S 1991 BUDGET ACCOUNT

WHEREAS, the State of New York has established a new fee of \$100.00 per year to provide state bid information; and

WHEREAS, it is important to have information regarding commodity contracts; and

WHEREAS, no monies were appropriated for this purpose;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a transfer of \$100.00 from Contingent Account A1990 to Account A1020.418 C.A.O. Other Contractual, to cover cost of subscribing to this service.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 337-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CREATING THREE TEMPORARY FULL-TIME MOTOR EQUIPMENT OPERATOR POSITIONS FOR OAK ORCHARD SMALL WATERSHED PROTECTION DISTRICT

RESOLVED, that this Legislature does hereby create three (3) temporary, full-time Motor Equipment Operator positions for the Oak Orchard Small Watershed Protection District commencing July 29, 1991 and continuing for three months thereafter; each position shall be for a 40-hour week, at an hourly rate of \$8.00; and be it.

FURTHER RESOLVED, that the Oak Orchard Small Watershed Protection District Board is hereby authorized to fill these newly created positions, at no cost to Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 338-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF ALBION

RESOLVED, that this Legislature sell and convey unto Joseph T. Bedard as survivor of Joseph T. Bedard and Viola M. Bedard, 13583 Phipps Road, Albion, New York 14411, for the sum of \$1,920.62, which includes the 1991 taxes, Parcel No. 13, Tax Map No. 72.00-3-13 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 56, being formerly assessed to Joseph T. Bedard and Viola M. Bedard, 13583 Phipps Road, Albion, New York 14411, bounded and described as follows: In the Town of Albion, Orleans County, New York, being known as L25, T15, R2, 13582 Phipps Road, 1.00 acre; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 339-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF GAINES

RESOLVED, that this Legislature sell and convey unto the Estate of Madeline Wallace, 104 Gordon Road, Spencerport, New York 14559, for the sum of \$6,496.71, which includes the 1991 taxes, Parcel No. 73, Tax Map No. 41.00-1-35 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of

Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 59, being formerly assessed to Heirs of Madeline Wallace, Helen Ekey, 104 Gordon Road, Spencerport, New York 14559, bounded and described as follows: In the Town of Gaines, Orleans County, New York, being known as L24, T15, R1, 14979 Ridge Road, 5.30 acres; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 340-791

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING REINSTATEMENT OF SICK TIME FOR ASSISTANT SUPERINTENDENT OF BUILDINGS AND GROUNDS

WHEREAS, the Assistant Superintendent of Buildings and Grounds, David Stevenson, performed certain critical administrative tasks during his period of disability, totalling fifty-two (52) hours;

NOW, THEREFORE, BE IT RESOLVED, that the Personnel Office is hereby directed to reinstate fifty-two (52) hours of sick time to his sick leave bank; and be it

FURTHER RESOLVED, that any amount of leave which has not been used by his October 18th anniversary date, shall be carried over for use in the next year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 341-791

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE BUILDINGS AND GROUNDS DEPARTMENT TO SUBMIT AN APPLICATION FOR A NIAGARA MOHAWK REBATE

WHEREAS, Niagara Mohawk has a rebate program to encourage customers to replace lighting fixtures with energy efficient models; and

WHEREAS, the payback period for the County's investment is projected to be about 10 months, after

which the County will reduce its annual electric cost by \$6,200.00;

NOW, THEREFORE, BE IT RESOLVED, that the Buildings and Grounds Department is hereby authorized to submit an application to the Niagara Mohawk Rebate program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 342-791

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TERMINATING NEGOTIATIONS AND/OR ANY CONTRACTUAL AGREEMENTS BETWEEN THE COUNTY OF ORLEANS AND GREAT LAKES COACH LINES, INC./EASTMAN COACH LINES, INC.

WHEREAS, the County of Orleans and Great Lakes Coach Lines were parties to an agreement in connection with the mass transportation operating assistance program which expired on December 31, 1989; and

WHEREAS, no successor agreement for transportation services has been executed by the County with either Great Lakes Coach Lines or its apparent successor, Eastman Coach Lines; and

WHEREAS, such information has not been forthcoming and it appears that the above providers owe the County two local match payments which have not been paid; and

WHEREAS, the Planning Office has reminded the above mentioned providers of these and other pre-conditions for County sponsorship which remain unmet;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature direct the Planning Office and the County Attorney to notify Great Lakes Coach Lines, Inc. and Eastman Coach Lines, Inc. that all further negotiations with them are being immediately terminated and that any informal contractual relationship that may be found to exist as a result of the termination of transportation services be formally terminated immediately; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes and directs the Legislature Chairman to notify the New York State Department of Transportation Federal Section 18 Program to cancel applications for 1989, 1990 and 1991 funding assistance to Great lakes and Eastman Coach Lines, and to request an allocation

for a possible 1991 application.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 343-791

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT TO HEALTH SYSTEMS AGENCY
OF WESTERN NEW YORK

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$1,000.00, as appropriated in the 1991 County Budget, to the Health Systems Agency of Western New York; said amount to be paid upon the submission of a County voucher to the Legislature, through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Bennett, moved to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 5:55 p.m.

RECONVENED LEGISLATURE MEETING
July 31, 1991

Chairman Lyndon Billings reconvened the meeting at 4:35 p.m. All legislators were present.

The following resolution was presented:

RESOLUTION NO. 344-791

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING MAXIMUM OF TEN DAYS UNPAID LEAVE
FOR COUNTY EMPLOYEES WITH CERTAIN RESTRICTIONS

WHEREAS, this Legislature is considering ways to further reduce County expenditures for the remainder of 1991; and

WHEREAS, the proposal has been made that the Legislature allow County employees to take unpaid leave, for up to a maximum of ten days, without losing the ability to continue to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and

WHEREAS, said leave is to be granted at the discretion of the department head;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a maximum of ten days unpaid leave for County employees, without said employees losing their ability to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and be it

FURTHER RESOLVED, that this authorization for unpaid leave shall terminate December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey requested input from the Board in regard to information to be included in the Budget Officer's letter regarding the preparation of the 1992 County Budget. After discussion, it was the consensus of the Board, that the following information should be incorporated in the Budget Officer's letter:

1. Contractual portion of the Budget:

Department Heads should "Hold the Line" - the contractual budget should remain the same as for the 1991. The only exceptions will be in areas where the Department Head knows definitely that the State is going to mandate an increase in certain programs. In that case, actual state mandated increases should be included in the department's budget.

2. Personal Services:

- a). No Upgrades.
- b). No salary increases for those who have reached the top step in their grade. The only increases will be a step increase as stipulated in the union contracts currently in place in the County.

Legislator Berger read a letter addressed to the County C.D. Director Dick Clark regarding the State Outreach Training Program. The Program is sponsored through the NYS Department of State and the Office of Fire Prevention and Control (OFPC), and due to State budget cuts, the Dept. of State and the OFPC made the decision to reduce the training hour allocation of the Program, and to reduce the number of State Fire Instructors throughout the State. Orleans County, instead of having two such instructors, would have only one instructor. Mr. Berger was very much in opposition to this reduction, and the following resolution was presented:

RESOLUTION NO. 345-791

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION IN SUPPORT OF RESTORATION OF FUNDING FOR THE DEPARTMENT OF STATE AND OFFICE OF FIRE PREVENTION AND CONTROL (OFPC) STATE OUTREACH TRAINING PROGRAM

WHEREAS, the enactment of the New York State budget for the current fiscal year forces reductions in the various branches of the State government; and

WHEREAS, the Department of State and the Office of Fire Prevention and Control (OFPC), in order to comply with the State budget, have made the decision to reduce the training hour allocation of the State Outreach Training Program and to reduce the number of State Fire Instructors throughout the State; and

WHEREAS, this reduction in training will impair the ability of fire departments to have individuals who are properly trained in the use of firefighting apparatus and in the most up-to-date firefighting methods; and

WHEREAS, this impairment will effect the safety of the firefighters themselves, and the safety of the people they are serving;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby support the restoration of funding for the Department of State and the Office of Fire Prevention and Control (OFPC) Outreach Training Program; and be it

FURTHER RESOLVED, that this Legislature does hereby urge the Department of State and the Office of Fire Prevention and Control (OFPC) to continue to maintain the State Outreach Training Program at its previous level, with the same number of State training hours for each County participating in said Program and to continue the policy of having a minimum of two (2) State Fire Instructors assigned per County.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Billings; 0 absent.

Legislator Bennett said he had spoken with Mr. Thomas Gebhardt who recently purchased the manse to the Pullman Church. Mr. Gebhardt was planning to put in a parking lot in back of the house, which would back up to the County's proposed parking lot for Central Hall. Mr. Gebhardt was interested in being able to use the entrance/exit to the County's parking lot. The matter was referred to Legislator McCarthy, chairman of the Buildings and Grounds Committee. Mr. McCarthy informed the Board that the Central Hall parking lot was to be paved this September.

Legislator Bennett also said he had spoken with the Dog Control Officer Geary Shenck who had decided to remain at the County Dog Pound on Wednesday afternoons, instead of being out on the road. Mr. Shenck asked that the Board be made aware of the change in his scheduling.

Legislator Berger, with second by Legislator Swiercznski, moved to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 5:00 p.m.

RECONVENED LEGISLATURE MEETING
August 2, 1991

Chairman Billings reconvened the meeting at 4:00 p.m. Five of the seven legislators were present, with Legislators Bennett and Tuohey, who were unable to attend, being absent.

The following resolution was presented:

RESOLUTION NO. 346-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION INTRODUCING LOCAL LAW NO. 5-INTRO OF THE YEAR 1991 ENTITLED "A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 178 LAWS OF 1991 FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF ORLEANS"

RESOLVED, that Local Law No. 5-Intro of the year 1991 entitled "A Local law Electing a Retirement Incentive Program as Authorized by Chapter 178 Laws of 1991 for the Eligible Employees of the County of Orleans" be, and the same hereby is introduced; and be it

FURTHER RESOLVED, that a public hearing be held on such Local Law on August 14, 1991 at 4:30 o'clock p.m. at the Legislature's Chambers, Courthouse Square, Albion, New York, and that the Clerk of the Legislature give public notice thereof as required by law.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bennett and Tuohey.

Legislator Swiercznski, with second by Legislator Berger, moved to waive the rules to allow for the introduction of the following resolution:

RESOLUTION NO. 347-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO FILL VACANCY IN MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Director of the Mental Health Department to fill the vacant typist position in said Department.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bennett and Tuohey.

Legislator McCarthy, with second by Legislator Swiercznski, moved to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 4:07 p.m.

LEGISLATURE MEETING

August 14, 1991

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: a letter from the Clarendon Supervisor, Harold Piedmont, asking that the Legislature consider appointing Dudley Mathes to the vacant member-at-large position on the County Planning Board;

Letters from Senator Daly and Assemblyman Hawley acknowledging receipt of the County's resolution protesting the State budget cut in the Office of Fire Prevention and Control State Outreach Training Program; minutes from the July 9th meeting of the Soil and Water Conservation District Advisory Board;

Letters from the Assessors from the Towns of Kendall and Barre, requesting that the County use State equalization rates in the computation of County taxes for 1992; a letter from the Ridgeway Town Board requesting that the County use an equalization rate of 100% in the computation of County taxes; a letter from Shelby Supervisor John Fox requesting the County to use State equalization rates in the computation of the County tax; a letter from the president of the Orleans County Assessors Association, along with a copy of a letter from the Livingston County Tax Director, commenting on the demands of the position as well as the importance of having the position filled by a full-time director.

A letter from Councilman John Becker requesting that the County review its thinking on the County's Solid Waste Recycling/Collection Program with regard to lakeshore residents; a letter from Town of Clarendon Supervisor Harold Piedmont asking permission to review the County's program before making a determination to either join with the County in the Program or proceed on their own;

A "thank you" for the donation in memory of Avis Downey, from the members of her family; a letter of acknowledgment from Senator Daly regarding the County's recent resolution in support of welfare and medicaid reform measures.

Report of Standing Committees: Legislator Tuohey attended regular committee meetings; on August 12th met with Probation Director regarding that Department's projected budget; met with Acting Real Property Tax Director; attended EAP Meeting and Safety Meeting on August 13th; attended the Shelby Town Board Meeting on August 13th. Mrs. Tuohey said there were questions regarding the County's recycling/collection program - they seemed anxious to get started. Mrs. Tuohey also attended a Self-Insurance Meeting.

Legislators Bennett and Swiercznski attended their usual committee meetings.

Legislator McCarthy informed the Board that there was a house on East Bank Street, owned by the County that should be torn down. With regard to the parking lot, south of Central Hall, Mr. McCarthy said it was proceeding very well, and said that the property owner just south of the parking lot, Louis Morris, was in favor of the installation of a retention wall. The County Attorney will contact Mr. Morris and talk further regarding this. Mr. McCarthy noted that two trees had been moved to the lawn in front of the County Clerk/Legislature Building, replacing two trees which were diseased, and had been removed. With regard to the proposed handicapped ramp on the south side of Central Hall, Mr. McCarthy said the decision had been made to use treated lumber for its construction, as well as for the steps which will be installed next to the ramp.

Legislature Berger attended - the Alternatives to Incarceration Meeting on July 26th; an emergency meeting of the Fire Advisory Board on July 29th; the special Conference Session and Meeting on the budget held on July 31st. Mr. Berger also attended - a meeting on the Local Law held on August 2nd, and worked at the Soil and Water booth at the 4-H Fair on August 2nd, and the Ridgeway Town Board meeting on August 6th. On August 7th, Mr. Berger visited the Niagara Falls Police Department with Sheriff Green regarding the E911 service; attended a meeting at the Sheriff's Department regarding E911, delivered proceedings to Medina, Ridgeway, Lyndonville and Yates Town and Village Clerks; attended the Safety Meeting on August 13th; attended the Soil & Water Conservation Board meeting on August 13th and participated in the County Extension tour from 8:45 a.m. to 12 noon and the Self Insurance meeting at 1:00 p.m. on August 14th.

A representative from Lomond Shores (along the shores of Lake Ontario, in the Town of Kendall), spoke to the Board with reference to year-round residents being treated the same as seasonal people in regard to

the County's solid waste recycling/collection program. It was felt by those who lived along the lake year-round, that it was unfair of the Board to provide only six-months of service, the same as seasonal residents. This leaves the remaining six months of the year that these residents have to contract individually with the County's waste collector/hauler.

The privilege of the floor was given to Wayne Hale, County Planning & Development Director, Kevin Voorhees of Barton Loguidice and Janice Cotino to discuss the County Solid Waste Recycling/Collection Program. Mr. Hale gave a report on his meeting with Grayton Company, the firm who will do the publicity and education work for the County's solid waste program, if the Board has no problem with this proposal. A resolution is on the agenda to approve the agreement.

The representatives from Barton & Loguidice spoke with regard to the County's position statement regarding GLOW's solid waste plans. There were few issues to focus on - there might be some questions when the other counties recommend. Legislator Swiercznski explained, "We are now exporting garbage, for the next five years. The statement was made what if we have to take care of our own further on down the line.....how it should be addressed in there (the plan) on that level. I think it should be in the plan. I feel someday this will be needed."

The question was raised as to whether a site should be sought in Orleans County or in the GLOW region. Legislator Bennett said, "...have to work as a GLOW unit. The GLOW counties should come up with a landfill. If not, have Orleans County look for a site of its own, after a three-year time period."

Mr. Hale stated that this was one of the items discussed at the DEC meeting. DEC said that long-term exportation of garbage would be discouraged. Every two years the plan is to be up-dated. Mr. Hale felt the County should not speculate on what the long-term DEC regulations will be on the exportation of garbage.

Mr. Voorhees explained that he has to make sure that this is what the County wants in the plan - a landfill to serve four (4) counties, a county-wide system. He felt that some counties may stop short of what Orleans is doing regarding licensing, etc. This information has to be submitted to the State in September - this plus the SEQR part of the plan. Mrs. Tuohey said there should be included provision for some towns to "opt out" of the plan, if they choose to do so. It should not be limited to the three towns that have currently decided to exclude themselves from the

County's plan. Mr. Voorhees assured the Board he could write the plan that way, to include those provisions. He was there to obtain the Board's consensus as to what he should put in the plan to submit to the State. He said he will write the position statement covering the County's recycling/collection program, as well as the option for towns to "opt out" of the program. Location for a proposed landfill site is not an issue to be answered at this point. The Legislative Board agreed to go along with Kevin's proposed position statement.

The following resolutions were presented:

RESOLUTION NO. 348-891

By Legislator Bower, who moved the adoption.

Unanimous second

RESOLUTION REAPPOINTING THE COMMISSIONER OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby reappoint Mrs. Patricia Hardenbrook, to the position of Commissioner of Social Services; said appointment to become effective October 9, 1991 and to continue for five years.

Adopted. 7 ayes; 0 nays 0 absent.

After the reappointment of Mrs. Hardenbrook to the Commissioner of Social Services position, Legislator Tuohey said, "I would like to compliment Mrs. Hardenbrook for the fine job she is doing."

RESOLUTION NO. 349-891

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 3385 through 3597 be paid, and that the Clerk of the Legislature, the Director of Job Development

Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 350-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ADOPTING LOCAL LAW NO. 2-INTRO OF THE YEAR 1991 ENTITLED "SOLID WASTE DISPOSAL AND SANITARY LANDFILL LAW OF THE COUNTY OF ORLEANS" AS LOCAL LAW NO. 2 OF THE YEAR 1991

WHEREAS, Local Law No. 2-Intro of the year 1991 was introduced at a Reconvened Meeting of the Legislature held on June 19, 1991; and

WHEREAS, a public hearing on said Local Law was held on July 10, 1991 at 6:30 p.m. at which time all interested parties were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does here adopt Local Law No. 2-Intro of the Year 1991 as Local Law No. 2 of the Year 1991, which reads as follows:

I. TITLE

This local law shall be known as the "Solid Waste Disposal and Sanitary Landfill Law of the County of Orleans".

II LEGISLATIVE FINDINGS AND PURPOSE OF LOCAL LAW

A. Waste disposal activities in Orleans County are increasing to such an extent that the quality of life of County residents is threatened.

B. Undesirable aspects of waste disposal include the proliferation on County highways of garbage truck traffic that is unsightly, noisy, malodorous, dangerous to pedestrians and other traffic, and damaging to roadways.

C. Furthermore, expansion of solid waste disposal activity within the county, including expanded acreage and increased height, is likely to be unsightly and to have

deleterious effects on property values associated with adjacent or nearby landfill operation and upon the tax bases of local municipalities.

- D. The need for landfill cover at sanitary landfills has also resulted in an undesirable proliferation of ponds throughout the County created by mining and removal of fill material.
- E. Solid waste landfills are by their very nature potentially dangerous to County residents and the surrounding natural environment and pose threats to water tables, nearby creeks and streams, and other bodies of water. Geology varies throughout Orleans County in such a way that the danger of contamination is also variable and unpredictable. The possibility of water table contamination is of especial concern in Orleans County since most County residents rely on private wells rather than on municipal water systems. Contamination of water supplies may be very expensive or impossible to remediate.
- F. Recycling of solid waste within Orleans County should be encouraged in the interests of conserving natural resources and reducing reliance on sanitary landfills for waste disposal. Recycling reduces demand for landfill space, reduces the level of landfill-related activities, and extends the usable lifetimes of landfills.
- G. Landfill space within Orleans County is being filled at such a rate that available space for waste generated by County residents is being limited.
- H. Private landfill operation in Orleans County unavoidable and adversely affects the community in a manner that imposes a burden on its citizens that outweighs the advantages of having local waste disposal available and the economic benefits of having such facilities as ongoing business concerns and employers.
- I. The operation of sanitary landfills in a community is a subject of legitimate interest and concern to its residents, making it desirable that County residents have access to as much accurate, current information

about the scope and effect of landfill operations, and the interaction of landfill operators with government, as possible.

- J. Solid waste regulation under the New York Environmental Conservation Law (ECL) is inadequate to relieve the Legislature's concerns.
- K. The Legislature intends by this Local Law to regulate the operation of sanitary landfills within Orleans County in order to promote a clean, wholesome, prosperous, and attractive environment for the community, and to ensure the availability of solid waste disposal for County residents now and in the future.
- L. The Legislature recognizes, furthermore, that the easy availability of solid waste disposal in landfills makes recycling less attractive. The legislature intends that this Local Law shall indirectly make recycling economically more attractive, in accordance with the State Solid Waste Management Policy (N.Y. Env. Cons. Law Sec. 27-0106).
- M. The County intends, furthermore, to reduce the risk of pollution from solid waste disposal operations and to minimize the level of other undesirable aspects of landfill operation by restricting their scope and size.
- N. The Legislature intends through this Local law to exercise its police power under the Municipal Home Rule Law for the physical and mental well-being, safety, and health of its citizens. In so doing, the Legislature expressly intends to regulate and restrict sanitary landfill operations within the County that might otherwise be permitted under the ECL.

III. DEFINITIONS

The following definitions shall apply to this Local Law:

- A. Person: any individual, public or private corporation, governmental subdivision or agency, partnership, joint venture, or other legal entity.

- B. Sanitary Landfill: any disposal area for solid wastes in or upon the ground. The meaning of this term shall include any landfill within the meaning of 6 NYCRR Part 360-1 and shall include any facility or operation for which the New York State Department of Environmental Conservation has issued a permit for landfill operation or for which an application is pending.
- C. Sanitary Landfill Operation: the conduct of the business of accepting, depositing, moving, and covering solid waste at a sanitary landfill.
- D. Operator: any person engaging in sanitary landfill operation.
- E. Solid Waste: any discarded materials, substances or objects, including garbage, refuse, sludge, and industrial or commercial waste, including without limitation all items defined as "solid waste" under 6 NYCRR Part 360-1.
- F. DEC: The New York Department of Environmental Conservation.

IV. EXEMPTIONS

This Local Law does not apply to disposal of manure in normal farming operations; landspreading of seepage by state-permitted haulers; recycling operations or facilities such as junkyards, citizen recycling programs, municipal recycling operations, or salvage dealers; or landfilling activities consisting solely of clean earth, rock, or gravel fill.

V. PERMIT REQUIREMENT

- A. No person shall operate a sanitary landfill within the municipal borders of the County of Orleans after the effective date of this local Law unless he has applied for and obtained a permit for such operation from the County.
- B. The Clerk of the Legislature shall prescribe and make available an appropriate form of application. All applications shall be submitted to the Clerk of the Legislature, who shall promptly refer them to the County

Legislature, which shall have the power and authority to review and grant or deny such permits on the basis of the specific standards and criteria set forth herein.

C. In approving any permit application, the Legislature may attach such reasonable conditions as it shall deem necessary and advisable in the public interest in furtherance of the purposes of this Local Law, including but not limited to access by representatives of the County for inspection, monitoring, or testing, and closure and post-closure plans.

D. Each application shall state:

1. the full name of the person seeking a permit and whether that person is an individual, corporation, partnership, joint venture, or other legal entity; if the applicant is not an individual, the application shall set forth the names of all parent corporations, shareholders, partners, joint venturers, or other beneficial owners of the entity seeking a permit, unless the applicant is a publicly held corporation, and the names of all officers of an applicant that is a corporation, and officers and shareholders of any parent corporations;

2. the precise boundaries of the property on which landfill operations are or will be conducted, the names of all owners of interests in the property, and the nature of those interests;

3. the proposed maximum daily, monthly, quarterly, and annual rates of solid waste disposal at the proposed sanitary landfill (measured in tons);

4. the specific anticipated sources of solid waste to be disposed of at the sanitary landfill during the term of the permit;

5. the specific anticipated sources of fill material to be used at the sanitary landfill during the term of the permit.

E. Each application shall include analyses of the following impacts of the proposed operations and shall set forth any measures of the applicant proposes to employ to ameliorate them:

1. visual impacts;
2. noise;
3. odor;
4. traffic;
5. offset mining activities and related hauling activities;
6. surface water and groundwater resources; and
7. property values.

To the extent these matters are fully discussed in an completed environmental impact statement, the application may incorporate those discussions by reference. The application shall also include a discussion of any plans by the operator for rehabilitation of the site or portions of the site after closure.

- F. Each application shall be accompanied by (1) topographical maps, certified by a licensed surveyor, that show both the existing and the proposed vertical and area limits of the landfill site and the dimensions or outline of existing and proposed liners; and (2) a copy of the applicant's application to DEC and all accompanying materials.

- G. Preconditions to permit issuance.

1. An application for a permit or renewal permit shall be approved by the Legislature if it finds that the landfill operations or mining activities contemplated thereby would not (a) result in a violation of any provisions of this Local Law, and in particular, the limitations set forth in paragraph VI below, or (b) result in violations of provisions of any other applicable County, town or village law or regulation (including without limitation any zoning restrictions that affect mining activities).

2. For a period of 10 years after the effective date of revocation of a permit by the legislature as provided in this Local Law, no new permit shall be issued to the holder of that permit or to any related person. For purposes of this provision, the term "related person" shall include, without limitation, any member of the immediate family of an individual whose permit has been revoked; any corporation or other entity in which he or any entity controlled by him has

any beneficial interest; any subsidiary, parent corporation, or other corporation related to a corporation whose permit has been revoked; or any corporation or other entity whose beneficial owners include any persons who were beneficial owners of a corporation or other entity whose permit has been revoked, or members of the immediate family of such beneficial owners.

3. No permit renewal shall be issued unless the applicant has held at least one public information meeting to discuss its application and to respond to questions and issues raised by the residents and other interested persons. At least one such meeting shall be held in the town or towns in which landfill operations are to be conducted. The meeting shall be held after an application is filed but before the Legislature acts upon it. The applicant shall prepare a written summary of all questions asked at any meeting and the applicant's responses; the summary shall become part of his application. The applicant shall publish a notice of the meeting and its purpose in local print and broadcast media at least 7 days prior to the meeting.

4. Moreover, no permit or renewal permit shall be issued unless the applicant shall have tendered the permit and application fees required under this Local Law.

H. In approving any permit application, the Legislature shall specify the effective date and the term of the permit. No permit or renewal permit shall be issued for a term of more than two years from its effective date; the legislature may in its discretion issue a permit or renewal permit for a term of less than two years.

I. No person holding a permit under this Local Law shall continue to operate a sanitary landfill within the municipal borders of the County of Orleans after the expiration of his permit unless he has applied for and obtained a renewal permit from the County. Applications for renewal permits shall be made and considered in the same manner and subject to the same criteria as an application for an original permit.

- J. Upon the sale or other transfer of ownership of a permitted sanitary landfill, or upon any sale of stock or interest in a corporation, partnership, joint venture, or other entity holding a permit, the term of the permit shall automatically terminate. Permits shall not be transferable.
- K. Each permit or renewal application shall be accompanied by a nonrefundable application fee of \$25,000 which shall defray the administrative and technical costs of its review and of participation by the County in environmental review proceedings.
- L. Before any permit is issued under this Local Law, and on or before each anniversary of its effective date, each permit holder shall pay to the County of Orleans an annual permit fee in the amount of \$1,000.00 which shall defray the cost of reviewing and maintaining records concerning the facility.

VI. SPECIFIC RESTRICTIONS ON LANDFILLING ACTIVITIES

A. Prohibition on Hazardous Waste

No commercial hazardous waste treatment, storage, or disposal facility shall be located, built, operated, or expanded within the County of Orleans.

B. Height Restriction

No person shall conduct sanitary landfill operations in such a manner that the height of the resulting landfill, after completion of operations and after the application of cover, exceeds the lesser of the final elevation contained in the application submitted by the applicant and approved by the Legislature in granting the permit, or 50 feet above the mean elevation of the property prior to the commencement of landfill operations, whichever is less.

C. Tonnage Limitation

1. No person shall dispose of or allow disposal of solid waste at a sanitary landfill in excess of the proposed monthly, quarterly, and annual tonnage amounts stated in the operator's approved application.

2. In any event, no landfill operator shall accept, dispose of, or allow disposal of more than 70,000 tons of solid waste per quarter, or 228,000 tons per calendar year.

3. For the calendar year in which this Local Law is enacted, amounts of solid waste disposed of prior to the effective date of this provision shall be disregarded. However, the permissible tonnage for the balance of such year shall be reduced by the ratio of days remaining in the year to the total number of days in the year.

4. Unless otherwise prescribed by the Legislature, tonnage shall be determined by incoming scale weights certified by a weighmaster.

D. County-wide Tonnage Restriction

No more than 70,000 tons of solid waste per quarter or 228,000 tons of solid waste per year, in the aggregate, shall be disposed of at sanitary landfills within the County of Orleans. Any other provision of this Local Law notwithstanding, the Legislature shall not issue a permit if the quarterly or annual tonnage proposed in a permit application, aggregated with the quarterly or annual tonnage stated in the applications for all other permits that have been issued, would exceed 70,000 tons of solid waste per quarter or 228,000 tons of solid waste per year.

E. Sources of Waste

Solid waste generated from outside the borders of Orleans County may not exceed 85 percent of all solid waste, measured in tons, accepted or disposed of at any sanitary landfill during any month.

F. Hours of Operation

An operator may accept delivery of waste or cover only during the hours of 7 a.m. to 5 p.m. Monday through Friday, except that an operator may accept delivery of waste from residents of Orleans County during the hours of 7 a.m. to 12 noon on Saturdays. In weeks where waste disposal has not taken place because of a weekday holiday, however, an operator may accept delivery of waste or cover during the hours of 7 a.m. to 5 p.m. on

Saturdays. Landfill operations other than accepting delivery of waste or cover are permitted only during the hours of 7 a.m. to 8 p.m. Monday through Friday.

VII. REPORTING AND PUBLIC INFORMATION

A. Every operator shall file with the County, on or before the 10th day of each month, a report on such forms as the Clerk of the Legislature shall designate, setting forth:

1. the total tonnage of solid waste disposed of at the sanitary landfill in the previous calendar month;

2. the specific sources of all waste disposed of at the sanitary landfill during the previous calendar month and the number of tons from each source, together with a statement as to the percentages of waste, measured in tons, disposed of at the sanitary landfill that was generated from outside Orleans County during the previous calendar month;

3. the total tonnage of solid waste disposed of at the landfill during the current calendar year;

4. the number of truck trips (broken down by disposal trucks and cover soil trucks) into the landfill during each day of the previous calendar month.

B. The accuracy of all information filed pursuant to subdivision A shall be certified under oath by the operator or, if the operator is not an individual, a partner or officer.

C. An operator shall upon request from the County supply or provide access to any additional information reasonably necessary to verify the accuracy of reports filed pursuant to subdivision A. An operator shall upon request afford representatives of the County access to any portion of the facility to enable the County to verify reports or compliance with any law or conditions of any permit.

D. Within three days after receiving or sending any reports, permit applications, or

correspondence to or from DEC concerning the operation or permit status of the sanitary landfill or related off-site mining activities, every operator shall file copies of any such reports, applications, or correspondence with the Clerk of the Legislature.

E. Reporting concerning fill material extraction activities:

1. Before undertaking any activities at any site in Orleans County for the purpose of acquiring, extracting, mining, and removing fill material for waste cover or liner construction at a sanitary landfill, an operator shall file with the County a report that sets forth:

a. A description of the site from which fill material is to be taken, including the property address, the name of its owner, and a map or survey of the property showing the site; and

b. An estimate of the cubic yards of fill material expected to be taken from the site, the period of time over which fill material will be taken, and the number of truck trips that will be made from the site to the sanitary landfill; and

c. If the operator is not the owner of the site, a statement of the financial arrangements by which the operator is acquiring the right to take fill material from the site, including copies of any written agreements with the owner.

2. When an operator has completed fill removal activities at any site, the operator shall file a report that sets forth the total volume of fill material taken from the site and the number of truck trips actually required to remove it.

F. The Clerk of the Legislature shall maintain all filed reports and correspondence, as well as all permits issued under this Local Law and the applications for those permits, at the office of the Clerk and shall permit any such documents and materials to be reviewed, inspected, and copies by any person at

reasonable hours.

VIII. RULES AND REGULATIONS

The Legislature may by resolution authorize the Director of Planning and Development for the County of Orleans or other official or department to promulgate rules and regulations reasonably necessary to carry out, further, and implement the provisions of this Local Law.

IX. EFFECTIVE DATE

This Local Law shall become effective when it is filed with the Secretary of State pursuant to the Municipal Home Rule Law.

X. ENFORCEMENT

A. The Legislature shall be entitled to suspend for a stated period, modify by imposing or altering conditions or imposing limitations on operations, or revoke any permit, in its discretion, upon 10 days' notice to the permit holder;

1. in the event that a permittee violates this Local Law or any regulation promulgated under it;

2. upon a violation of any condition imposed by the Legislature in issuing a permit;

3. in the event that any person operates a permitted landfill in a manner other than as described or represented in his application for a permit under this Local Law;

4. in the event that a permit was obtained by misrepresentation or material omission of relevant facts, or a permit application is found to have contained misrepresentations or material omissions of relevant facts; or

5. in case of any material misstatement of information in reports filed by the operator under subsection VII(A) of this Local Law.

B. Upon a showing of a violation of this Local Law by any person, or upon a showing of any of the foregoing grounds for suspension, modification, or revocation of a permit, the County shall also be entitled to obtain an

injunction in any court of competent jurisdiction against such person prohibiting further violations. On an application by the County for preliminary injunctive relief in such a proceeding, the County shall not be required to show irreparable harm or to pose security in any form.

C. An injunction order may provide, among other things:

1. that any solid waste disposed of in violation of this Local Law be removed from the County;

2. that any land on which solid waste has been illegally disposed of be restored as nearly as possible to its former condition by the removal of any waste illegally disposed of and by such other restorative measures as are available; and

3. that the operator remedy any adverse effects of the violation on surrounding or adjacent properties or resources, including without limitation water bodies, wetlands, and groundwaters.

D. For any violation of Section V(A) of this Local Law (operation of sanitary landfill without a valid permit) a violator shall be subject to a civil penalty of \$10,000.00 per day; each day during which a violation is ongoing shall constitute a separate violation. For any violation of section VI(C) of this Local Law (Tonnage Limitations), a violator shall be subject to a civil penalty of \$100.00 for each ton of solid waste in excess of permitted limits. This section shall not be construed to render any persons liable for civil penalties other than operators, as defined in this Local Law, and other persons engaged in the business of collection or disposal of solid waste for profit. The County shall be entitled to recover civil penalties in an action at law in any court of competent jurisdiction.

E. Upon an action for injunctive relief, or for a civil penalty hereunder, the County shall be entitled to a further award and judgment for its costs, expenses, disbursements, and reasonable attorneys' fees in connection with the action or proceeding.

XI. MISCELLANEOUS

- A. This Local Law shall be deemed to supersede and repeal any other County ordinances and Local Laws to the extent inconsistent with them.
- B. If any part of this Local Law shall be judicially declared to be invalid, void, unconstitutional, or unenforceable, or if the County should be enjoined from enforcing any part of this Local Law for any reason, all unaffected provisions shall survive such declaration or order, and this Local Law shall remain in full force and effect as if the invalidated portions had not been enacted.
- C. Nothing herein shall be deemed to be a waiver of or restriction upon any rights or powers available to the County of Orleans under state law or equity to further regulate the subject matter of this Local Law.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

During discussion of the previous resolution, Legislator Bennett commented, "The County is usurping the powers of the towns. I still think it's their right to do it." Legislator Swiercznski commented, "The County has at least made an attempt to control the problem by adopting this Local Law."

RESOLUTION NO. 351-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADOPTING LOCAL LAW NO. 3-INTRO OF THE YEAR 1991 ENTITLED "A LOCAL LAW ESTABLISHING MANDATORY RECYCLING" AS LOCAL LAW NO. 3 OF THE YEAR 1991

WHEREAS, Local Law No. 3-Intro of the year 1991 was introduced at a regular Meeting of the Legislature held on July 10, 1991; and

WHEREAS, a public hearing on said local law was held on July 24, 1991 at 6:00 p.m. at which time all interested parties were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 3-Intro of

the year 1991 as Local law No. 3 of the Year 1991, which reads as follows:

BE IT ENACTED by the Legislature of the County of Orleans as follows:

SECTION 1. PURPOSE.

It shall be the purpose of this Local Law to require and facilitate the maximum recycling practicable on the part of each and every household, business and institution within Orleans County. It shall further be the purpose of this Local Law to establish, implement and enforce minimum recycling related practices and procedures to be applicable to all WASTE GENERATORS within the County. This Local Law is enacted pursuant to the authority and direction of Section 120-aa of the New York General Municipal Law and Section 226-b of the New York County Law.

SECTION 2. DEFINITIONS.

2.2 COUNTY RECYCLABLE MATERIALS: Shall mean and include the following:

- 2.1.1 PAPER, CLEAN AND UNSOILED, including:
 - a) newsprint, newspapers, news advertisements, supplements, comic and enclosures;
 - b) corrugated boxes and similar corrugated materials.
- 2.1.2 CLEAR GLASS food and beverage containers with lids removed.
- 2.1.3 METALS limited to bimetal cans, tin plated steel cans, aluminum containers, and aluminum household items.
- 2.1.4 PLASTIC CONTAINERS normally found in the household Type 1 (PETE) and Type 2 (HDEE) plastic containers.

2.2 CURBSIDE COLLECTION: The collection of County Recyclable Materials by use of collection receptacles including, but not limited to RECYCLING CONTAINERS, for residential, commercial, and institutional WASTE GENERATORS and the regular periodic transfer of the contents of such receptacles by a RECYCLABLES COLLECTOR at the location of the WASTE GENERATOR.

2.3 DROP OFF CENTER: A private or publicly operated facility designated by the Orleans County Legislature

to which a person can deliver their COUNTY RECYCLABLE MATERIAL for sorting.

2.4 ELIGIBLE UNIT: A household or other property designated by the County as eligible for CURBSIDE COLLECTION and which is required to utilize County RECYCLING CONTAINERS.

2.5 MATERIALS RECOVERY FACILITY: A private or public facility designated by the Orleans County Legislature for receiving and processing recyclable materials into marketable commodities.

2.6 RECYCLABLES: Those materials able to be practically separated from non-recyclable waste for which reuse markets can be accessed for less than the cost of disposal.

2.7 RECYCLABLES COLLECTOR: Any person or business licensed by Orleans County for the purpose of collecting RECYCLABLES from WASTE GENERATORS for delivery to a recycling facility.

2.8 RECYCLING CONTAINER: The bin or other container supplied by the County of Orleans or its designee for the use by ELIGIBLE UNIT within the County. Such containers shall be used exclusively for the storage of COUNTY RECYCLABLE MATERIALS. Such containers shall, at all times, remain the property of the County of Orleans or its designee.

2.9 SOLID WASTE: Shall mean all putrescible and nonputrescible solid waste, including, but not limited to, materials or substances discarded or rejected as being spent, useless, worthless, or in excess to the owners at the time of such discard or rejection, or are being accumulated, stored, or physically, chemically or biologically treated prior to being discarded or rejected, having served their intended use, or as industrial, commercial and agricultural waste, sludges from air or water pollution control facilities or water supply treatment facilities, rubbish, ashes, contained gaseous material, incinerator residue, demolition and construction debris and offal, but not including sewage and other highly diluted water-carried materials or substances and those in gaseous form, special nuclear or by-product as amended, or waste which appears on the list or satisfies the characteristics of hazardous waste promulgated by the Commissioner of the Department of Environmental Conservation.

2.10 SOURCE SEPARATION: The segregation of disposable materials into RECYCLABLE MATERIALS and non-recyclable waste.

2.11 WASTE GENERATOR: Any person or legal entity which produces waste requiring off-site disposal.

2.12 WASTE HAULER: Any person or business which is licensed by Orleans County for the purpose of collecting solid waste from WASTE GENERATORS for disposal at a permitted solid waste facility or a municipal department or other governmental division responsible for collection of solid waste from some or all WASTE GENERATORS in the municipality for disposal at a permitted solid waste facility. A WASTE HAULER may also be a RECYCLABLES COLLECTOR.

SECTION 3. GENERAL PROVISIONS.

3.1 Every WASTE GENERATOR in Orleans County shall SOURCE SEPARATE COUNTY RECYCLABLE MATERIALS from other RECYCLABLES and non-recyclable SOLID WASTE. WASTE GENERATORS, other than ELIGIBLE UNITS, shall deliver COUNTY RECYCLABLE MATERIALS, or cause COUNTY RECYCLABLE MATERIALS to be delivered, to a DROP OFF CENTER or MATERIALS RECOVER FACILITY.

3.1.1 Every owner of a property other than ELIGIBLE UNITS occupied by one or more WASTE GENERATORS shall provide or require that the occupying WASTE GENERATORS provide a recycling receptacle for COUNTY RECYCLABLE MATERIALS.

3.2 ELIGIBLE UNITS shall make SOURCE SEPARATED COUNTY RECYCLABLE MATERIAL available for curbside collection in single or multiple RECYCLING CONTAINERS by a RECYCLABLES COLLECTOR separate from non-recyclable waste on a schedule established by the RECYCLABLES COLLECTOR or deliver or cause to be delivered SOURCE SEPARATED COUNTY RECYCLABLE MATERIAL to a DROP OFF CENTER or MATERIALS RECOVERY FACILITY.

3.3 It shall be a violation for a WASTE GENERATOR OR A RECYCLABLES COLLECTOR to attempt to dispose of COUNTY RECYCLABLE MATERIALS as waste.

3.4 All COUNTY RECYCLABLE MATERIALS when placed for CURBSIDE COLLECTION shall become the property of the County of Orleans and it shall be a violation for anyone, except a licensed RECYCLABLE COLLECTOR to pickup, remove, take or possess such COUNTY RECYCLABLE MATERIALS.

3.5 It shall be unlawful for any person, whether acting as owner, lessee, agent, tenant or otherwise, to throw, cast, deposit or place, or to cause, permit to

run, drop, remain or to be thrown, cast or deposited, scattered or spilled by the wind, any SOLID WASTE, including as a passenger in, owner of or driver of any cart, truck, automobile, boat, bicycle or any other vehicle, in or on any public highway, street, alley, sidewalk, part or public building or in any running water, body of water, land adjoining any highway or street or in or on any other land, public or private, in the County except at such places designated or lawfully established by the New York State Department of Environmental Conservation or the County Department of Health; provided, however, that SOLID WASTE may be temporarily kept in reasonable quantities in suitable cans, bags, vessels, tanks, dumpsters, and/or containers which are watertight with tightly fitting covers, but only in such manner as to prevent same from being scattered, dropped or spilled by the wind. Nothing in the subsection shall be construed as to prohibit the depositing of animal manure or fertilizers upon property for the purpose of cultivation or improvement.

3.6 There shall be no Open Dumps in the County. This shall not be construed as to prohibit disposal areas located within the property boundaries of a farm for SOLID WASTE generated from that farm as otherwise permitted by law except in cases creating a public health nuisance.

SECTION 4. CONTAINERS.

4.1 OWNERSHIP AND USE: RECYCLING CONTAINERS shall, at all times, remain the property of Orleans County or its designee and are provided for the use and convenience of ELIGIBLE UNITS in complying with this Local law. It shall be a violation for any person to: (1) remove a RECYCLING CONTAINER from the County; (2) willfully destroy a RECYCLING CONTAINER; (3) dispose of a RECYCLING CONTAINER other than by returning such container to the County or its designee at a designated location; (4) use such container for other than the temporary storage of COUNTY RECYCLABLE MATERIALS.

4.2 TRANSFER OF RECYCLING CONTAINERS: RECYCLING CONTAINERS shall be distributed and maintained on the basis of Dwelling Units. When an ELIGIBLE UNIT moves from a Dwelling Unit, it shall leave its RECYCLING CONTAINER for the subsequent occupant of the Dwelling Unit or alternatively return the RECYCLING CONTAINER to the County or its designee at a designated location. Any ELIGIBLE UNIT moving into a Dwelling Unit which does not have a RECYCLING CONTAINER shall, within two (2) weeks of taking possession of the Dwelling Unit, obtain a container from the County or its designee at a

designated location. Failure to comply with this provision shall be a violation.

4.3 The Orleans County Legislature may, by resolution, after a public hearing, issue and promulgate rules, regulations and official orders regarding the size and type of containers allowed for the collection of SOLID WASTE other than COUNTY RECYCLABLE MATERIALS, the schedule for such collection and for CURBSIDE COLLECTION, the manner in which SOLID WASTE not capable of being placed in a container will be collected, a rejection procedure and all like matters having to do with the implementation of SOLID WASTE COLLECTION AND disposal and CURBSIDE COLLECTION by the County.

SECTION 5. LICENSES.

5.1 No WASTE HAULER or RECYCLABLES COLLECTOR, except a Town or Village, shall collect or transport SOLID WASTE and/or RECYCLABLES in Orleans County without obtaining a Waste Permit issued by the County, which permit shall authorize the holder to collect and transport SOLID WASTE or to collect and transport RECYCLABLES or to collect and transport both SOLID WASTE and RECYCLABLES as specified in the Waste Permit. A Waste Permit may limit the area of the County in which it shall be valid. An individual transporting solid waste and/or recyclables generated on premises occupied by such individual shall be exempt from this license requirement.

5.2 Applications for a Waste Permit or a renewal thereof shall be made and verified to the County on forms provided by the County, accompanied by a fee of One Hundred Dollars (\$100.00) and a Certificate of Insurance showing coverage for the operations of the applicant of at least \$500,000.00 per accident or occurrence.

5.3 Waste Permits shall expire on the next June 30 following the date of issue and shall not be transferrable. Any Waste Permit may be revoked or suspended for a violation of any provision of this Local Law or any applicable law, rule, regulation or code applicable to Solid Waste or recyclable collection, transportation of disposal by the holder thereof.

5.4 Any Waste Permit issued pursuant to this Local Law shall be in the nature of a privilege subject to the terms and conditions set forth in this Local law and shall not be deemed to create a property interest with respect to the Waste Permit in the holder.

SECTION 6. ENFORCEMENT.

6.1 Failure of a WASTE GENERATOR to comply with those provisions of this Local Law designated as violations shall carry a fine of Fifteen Dollars (\$15.00) for the first violation; Thirty Dollars (\$30.00) for the second; Fifty Dollars (\$50.00) for the third, and One Hundred Dollars (\$100.00) for each subsequent violation.

6.2 During any twelve (12) consecutive months, the failure of a RECYCLABLES COLLECTOR to comply with Section 3.3 hereof shall carry a fine of Two Hundred Fifty Dollars (\$250.00) for the first violation; Five Hundred Dollars (\$500.00) for the second violation and One Thousand Dollars (\$1,000.00) for each subsequent violation.

6.3 Any other violation of this Local Law shall be punishable by a fine not exceeding Two Hundred Fifty Dollars (\$250.00) or by imprisonment for a term not exceeding fifteen (15) days or by both such fine and imprisonment.

6.4 Upon a showing of a violation of this Local Law by any person, the County shall be entitled to obtain an injunction in any court of competent jurisdiction against such person prohibiting further violations.

6.5 On an application by the County for preliminary injunctive relief in such a proceeding, the County shall not be required to show irreparable harm or to post security in any form. On a hearing or trial with respect to the County's entitlement to a permanent injunction, the County shall not be obligated to show a likelihood that the defendant will commit further violations.

6.6 Upon obtaining any permanent injunction under this Local Law, the County Shall be entitled to a further award and judgment for its costs, expenses, disbursement, and reasonable attorneys' fees in connection with the action or proceeding.

6.7 One hundred percent (100%) of the fines collected in the enforcement of this Local Law shall be retained by the County.

SECTION 7. SEVERABILITY

If any part of this local law, as originally enacted or as amended from time to time, is found to be illegal, or its application to any Person or circumstance is held invalid, the remainder and the application of its

provisions to Persons or circumstances other than those to which it is held invalid, shall not be affected thereby and shall remain in full force and effect.

SECTION 7. EFFECTIVE DATE.

This Local Law shall become effective on October 1st, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 352-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ADOPTING LOCAL LAW NO. 4 OF THE YEAR 1991 ENTITLED "A LOCAL LAW ESTABLISHING CHARGES FOR SOLID WASTE COLLECTION" AS LOCAL LAW NO. 4 OF THE YEAR 1991

WHEREAS, Local Law No. 4-Intro of the year 1991 was introduced at a regular meeting of the Legislature held on July 10, 1991; and

WHEREAS, a public hearing on said Local Law was held on July 24, 1991 at 6:25 p.m. at which time all interested parties were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 4-Intro of the Year 1991 as Local Law No. 4 of the Year 1991, which reads as follows:

BE IT ENACTED by the Legislature of the County of Orleans as follows:

SECTION I.

The Orleans County Legislature, in accordance with County Law, Section 226-b.(2), shall be Resolution, from time to time, after a public hearing, establish, amend and modify schedules of charges, rates or fees to be charged for solid waste collection as provided by the County of Orleans Solid Waste Collection and Recycling Program.

SECTION II.

Each tax map parcel within the County of Orleans, as designated by the Legislature to be eligible for solid

waste collection, shall be subject to such charges, rates or fees. The Orleans County Treasurer is hereby authorized to place the charge, rate or fee so established by the Legislature for each said eligible parcel as a separate item on the real property tax bill levying the County tax for each such parcel. The County Treasurer may also collect such charges, rates or fees by a separate billing to each eligible tax map parcel. Such charges, rates or fees shall be due and payable as of the date of mailing of such tax bill or separate bill which is hereby fixed as the first day for payment of such charges.

SECTION III.

The County Treasurer shall collect and receive such charges, rates or fees in accordance with County Law, Section 266. Unpaid charges, rates or fees shall be a lien upon the real property subject to such charge as and from the first day fixed for payment of such charges.

SECTION IV.

Such charges, rates or fees remaining unpaid for thirty (30) days after the first day for payment thereof shall be subject to and shall have added thereto penalties and interest equal to those imposed and charged for the late payment of real property taxes as provided in the Real Property Tax law of the State of New York until such charges, rates or fees are paid or until the charge is levied by the Orleans County Legislature in accordance with the provisions of County Law Section 266.

SECTION V.

Appeals from any determination made under this Local law shall be taken to the Orleans County Legislature by filing with the Clerk of the Legislature, a written request for an appeal hearing within twenty (20) days of the adverse determination. Such request for hearing shall specify the questioned determination, the date thereof and the basis upon which the appeal is taken stating specific reasons and facts which support the appeal. The appellant will be provided an opportunity to be heard by the Legislature and may submit evidence for consideration by the Legislature. The Legislature will issue a written decision on any such appeal.

SECTION VI.

This Local law shall take effect immediately upon filing in the Office of the Secretary of State.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 353-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITION IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby abolish two (2) part-time Registered Nurse positions and one (1) part-time LPN position in the Orleans County Nursing Home, and in their place, does hereby create one (1) full-time Registered Nurse position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 354-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY NURSING HOME AND CONSOLIDATED FUEL CORPORATION

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Nursing Home and Consolidated Fuel Corporation, P.O. Box 500, Lawrence, Pennsylvania 15055 providing for the transportation/procurement of natural gas; said agreement to be in effect for a period of one year commencing September 1, 1991 and ending August 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 355-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY NURSING HOME AND ERIE COUNTY BOCES FOR LICENSED PRACTICAL NURSE TRAINING OF FOUR INSTITUTIONAL AIDES AT

COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Nursing Home and Erie County BOCES providing for Licensed Practical Nurses training for four (4) Institutional Aides at the Orleans County Nursing Home; tuition costs and replacement worker costs to be added to the daily Medicaid rate at the County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 356-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING COUNTY NURSING HOME PAYMENT TO THE
NYS DEPARTMENT OF HEALTH

WHEREAS, the Omnibus Revenue Raising Bill of 1989 states that applications requiring review by the State Hospital Review and Planning Council shall pay a fee based on the total capital value of the project;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to pay the mandated sum of \$19,673.34 as payment for the review completed by the State Hospital Review and Planning Council on behalf of the Nursing Home.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 357-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING DATES FOR PUBLIC HEARINGS ON
AGRICULTURAL DISTRICT NO. 8 (ENCOMPASSING PORTIONS OF
THE TOWNS OF RIDGEWAY AND YATES) AND AGRICULTURAL
DISTRICT NO. 2 (ENCOMPASSING PORTIONS OF THE TOWNS OF
ALBION, BARRE, CLARENDON AND SHELBY)

RESOLVED, that the public hearing for the eighth year review of Orleans Agricultural District No. 8, encompassing portions of the Towns of Ridgeway and Yates, will be held in the Ridgeway Town Hall, 410 West Avenue, Medina, New York on Wednesday evening, September 11, 1991 at 7:30 p.m.; and be it

FURTHER RESOLVED, that the public hearing for the eighth year review of Orleans Agricultural District No. 2; encompassing portions of the Towns of Albion, Barre, Clarendon and Shelby, will be held in the Barre Town Hall, 14317 West Barre Road, Town of Barre, Albion, New York, on Wednesday evening September 25, 1991 at 7:30 p.m.; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearings in the two official County newspapers.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 358-891

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ADJUSTING THE 1991 COUNTY HEALTH DEPARTMENT BUDGET

WHEREAS, the County Health Department has experienced unexpected changes in their 1991 revenue and appropriation accounts;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to adjust the 1991 County Health Department Budget as follows:

Revenue Accounts:

Increase A1602 Medicare	\$ 65,000.00
Increase A1603 Medicare	63,500.00
Decrease A3401 Public Health State Aid	<u>58,000.00</u>
	\$ 70,500.00

Appropriation Account:

Increase A4010.474 Genesee-Orleans Homemakers, Inc.	\$70,500.00
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Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 359-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING APPLICATION FOR 1991-1992 I LOVE

NEW YORK MATCHING FUNDS PROGRAM.

WHEREAS, the County of Orleans Tourism Promotion Agency is designated as the Official Tourism Promotion Agency representing the County in tourism promotion efforts; and

WHEREAS, Orleans County, in order to reserve its allocation of 1991-1992 I LOVE NEW YORK matching funds under Article 5-a of the Commerce Law must file its application for those funds by September 3, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes the application for \$115,000.00 in State Matching Funds.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 360-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO THE ORLEANS COUNTY PLANNING BOARD

RESOLVED, that the following is hereby appointed to the Orleans County Planning Board:

Name	Representative of	Term Expires
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Paul Hendel	East-at-Large	12/31/94
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Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

During discussion of the previous resolution, Chairman Billings noted that the "At-large" position on the County Planning Board is filled through the recommendation of the Legislature Chairman, with final approval by the Legislature. Legislator Bower commented, "I think Paul Hendel is a fine gentlemen, and I think an excellent member of the Planning Board. I want to bring up one thing, so that we will not be criticized. His father is on the Planning Board, and I think we should take this into consideration. We are talking about the same Board."

RESOLUTION NO. 361-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT WITH GRAYTON COMPANY TO ASSIST IN PUBLICIZING COUNTY CURBSIDE RECYCLING PROGRAM

RESOLVED, That this Legislature hereby approves an agreement with Grayton Company to assist in publicizing the County curbside recycling and solid waste program at a cost not to exceed \$10,000; said agreement to be in effect from September 1, 1991 through December 31, 1992; and be it

FURTHER RESOLVED, that the Orleans County Legislature Chairman is hereby authorized to sign this agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced, with second by Legislator Bennett, the resolution approving agreements with various agencies for the Department of Social Service. Commissioner of Social Services, Patricia Hardenbrook, was given privilege of the floor to explain the contract with Genesee Community College. There are currently nine County employees in the Social Services Department who attend Genesee Community College through a program offered by the State. The only County cost is the charge-back, which the County pays to GCC for each resident attending the College. Mrs. Hardenbrook explained that every County Dept. of Social Services has the ability to provide this program to its employees. CAO Stan Dudek commented that if the State was going to do this, then the County should not have to pay the charge-back. After further discussion, Legislator Swiercznski amended the resolution to read that GCC will have to pick up the charge-back costs to the County. The other Board members agreed to this and the following resolution was then adopted:

RESOLUTION NO. 362-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR THE DEPARTMENT OF SOCIAL SERVICES

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

- (1) Berkshire Farm Center, Canaan, NY for

provision of foster care services; to be effective July 1, 1991 through June 30, 1992 at a cost of \$60,143 per child. County cost is \$20,449 per child.

- (2) Just For You Childcare, 4821 South Holley Road, Holley, NY for provision of day care services; to be effective June 1, 1991 through May 31, 1992 at a cost of \$15.00 per day per child. County cost is \$2.00 per day per child.
- (3) Rides Unlimited of Niagara, Inc., 2393 Niagara Falls Boulevard, L.P.O. Box 222, Niagara Falls, NY for non-emergency medical transportation services to Medicaid patients; to be effective June 1, 1991 - May 31, 1992 at costs set forth in the agreement. County cost is 25% of the total cost.
- (4) Genesee Community College, 1 College Road, Batavia, NY for provision of an employee development program to enhance career, personal and professional growth, to be effective August 24, 1991-August 23, 1992 at a cost of \$13,497 (County cost is \$0.); said agreement is approved, provided the agreement is modified to read that the County of Orleans is not required to pay the "charge-back" (for these nine students involved in the program), that is usually submitted to the County for payment by GCC.
- (5) Toddler's Inn, 5 Brown Avenue, Medina, New York 14103 for provision of day care services to children between eight weeks and 14 years of age; said agreement to be in effect June 1, 1991 through May 31, 1992 at a total cost not to exceed \$10,000.00 (County Cost is \$1,250.00; cost per child per day is \$2.25).

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Berger, moved a resolution entitled RESOLUTION SETTING DATE FOR PUBLIC HEARING PERTAINING TO SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CARLTON. During discussion of the resolution, County Attorney Norris Webster explained that there is a provision in the Real Property Tax Law that says once a County has acquired property by tax deed it may advertise a public hearing to determine the amount for which the property can be sold. Mr. Webster stated that was his reason for drawing up the resolution as he did. Chairman Billings said, "I maintain there was an error. We are not selling the property back to them. An error was made either in the town or downstairs." After further discussion, the following resolution was then

presented:

RESOLUTION NO. 363-891

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION FORGIVING COUNTY TAXES DUE ON PROPERTY IN TOWN OF CARLTON

RESOLVED, that the taxes paid on the Earl and Kathleen Williams property in the Town of Carlton, Tax Map No. 38.01-1-15, formerly assessed to William and Brenda Sills shall be accepted as payment in full for the taxes due on the two parcels of property known as Tax Map No. 38.01-1-14 and Tax Map No. 38.-01-1-15; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to charge-back to the Lyndonville School District and to the town of Carlton, the amount of taxes on Tax Map No. 38.01-1-14 previously paid by the County for the years 1987 through 1990; and be it

FURTHER RESOLVED, that the County Treasurer is hereby directed and authorized to prepare a deed to Earl and Kathleen Williams for property designated as Tax Map No. 38.01-1-14.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 364-891

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECTS FROM HIGHWAY DEPARTMENT ACCOUNT H5120.2 BRIDGES

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the following claims from Highway Department Capital Project Account H5120.2 Bridges:

1. To Genesee LeRoy Stone Corp., 6896 Ellicott St., Pavilion, NY 14525 for Horan Road Bridge Project in the amount of.....\$5,103.94;
2. To Orleans County Highway Dept., 222 W. Academy St., Albion, NY 14411 1991 Budget Account D5120.418 County Bridges for Kent Rd. Bridge, Hindsburg Rd. Bridge, Horan Rd. Bridge and Murdock

Rd. Bridge Projects in the amount of..\$54,963.22.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 365-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancies:

1. One (1) PFT Institutional Aide position;
2. One (1) Administrative Secretary position.
3. One (1) Asst. Director of Nursing position.
4. One (1) PPT Institutional Aide position.
5. One (1) PPT Cleaner position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 366-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING RENEWAL OF ORLEANS AGRICULTURAL DISTRICT NO. 1 (ALSO KNOWN AS CLARENDON AGRICULTURAL DISTRICT) AS FINAL ACTION AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans Agricultural District No. 1 was revised and adopted as a plan by the County Legislature on March 27, 1991; and

WHEREAS, the Department of Agriculture and Markets accepted the plan without further modification and recertified the District on July 16, 1991; and

WHEREAS, the County Legislature can take final action in renewing the District as provided in Article 25AA, Section 303, Paragraph 6 of the Agriculture and Markets Law;

NOW, THEREFORE, BE IT RESOLVED, that Orleans Agricultural District No. 1 (also known as the Clarendon Ag District) containing portions of the Town of Clarendon, be approved for another eight years with modifications as follows:

1. Include tax parcels 120.00-1-10, 120.00-1-19.11, 120.00-1-22, 120.00-1-34 and 121.00-1-45 as requested by the owners during the 30-day comment period;

and be it

FURTHER RESOLVED, that the revised map be filed with the Orleans County Clerk, the town of Clarendon, and the Commissioner of Agriculture and Markets; and that the aforementioned be notified of the effective date of this District.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 367-891

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING PURCHASE OF TYPEWRITER FOR COUNTY TREASURER'S OFFICE

RESOLVED, that this Legislature does hereby authorize the County Treasurer's Office to purchase one (1) typewriter, at a total cost of not more than \$1,000.00 as budgeted; said purchase is necessary to replace one of the two typewriters that were purchased in 1973.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION SETTING UP NEW BUDGET MONIES IN MENTAL HEALTH DEPARTMENT 1991 BUDGET ACCOUNTS was tabled by Legislator Swiercznski.

RESOLUTION NO. 368-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CORRECTING BUDGET FOR ORLEANS COUNTY DIVISION FOR YOUTH ADMINISTRATION

WHEREAS, Orleans and Genesee County have agreed to consolidate the administration of their Youth Bureaus into a jointly operated Youth Bureau; and

WHEREAS, Orleans County Administrative costs have

been reduced and certain program have been discontinued;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to make the following budgetary changes in the Division for Youth Accounts:

1. To cover deficit in two line items:

Transfer:

From:	To:	Amount
A7312.100	A7312.418	\$21,113.45
A7312.422	A7312.431	\$ 253.94.

2. To reduce unspent appropriation and corresponding revenue accounts:

Reduce:

Revenue Acct. A3830	\$30,778.00
Appropriation Acct. A7312.1	\$30,778.00.

3. To transfer balance of appropriation (County Cost) to Contingency:

Transfer:

From	
A7312.100	\$11,708.19
.411	776.01
.419	3,772.14
.421	1,127.81
.422	46.06
.441	600.00
.456	3,142.00
.461	671.28
.462	3,132.10
.465	1,812.02
.467	937.84
.478	2,977.07
.481	<u>75.00</u>
Total	\$30,777.52

To:

A1990 Contingent Fund	\$30,777.52
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Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 369-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING SOLID WASTE CAPITAL RESERVE

FUNDS TO "UP-FRONT" NEW YORK STATE PUBLIC INFORMATION GRANT

WHEREAS, the County Solid waste Fund has been awarded \$10,000.00 from New York State through a Public Information Grant, and

WHEREAS, this grant is awarded after expenditures are made, and

WHEREAS, the Solid waste Fund has no cash to make expenditures;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$10,000.00 from the Solid Waste Capital Reserve account to the new Solid Waste Fund; said transfer is necessary to "up-front" this New York State Grant; and be it

FURTHER RESOLVED, that upon receiving the full grant, the sum of \$10,000.00 will be returned to the Solid Waste Capital Reserve account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 370-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTION LOCAL LAW NO. 5-INTRO OF THE YEAR 1991 ENTITLED "A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 178 LAWS OF 1991 FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF ORLEANS" AS LOCAL LAW NO. 5 OF THE YEAR 1991.

WHEREAS, there was introduced at a reconvened Orleans County Legislature meeting held on August 2, 1991 Local Law No. 5-Intro of the year 1991 entitled "A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 178 Laws of 1991 for the Eligible Employees of the County of Orleans"; and

WHEREAS, a public hearing was held in the Legislature Chambers, Courthouse Square, Albion, New York on August 14, 1991 at 4:30 p.m. at which time and place all interested persons were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local law No. 5-Intro of the Year 1991, as Local Law No. 5 of the Year 1991, which reads as follows:

BE IT ENACTED by the Legislature of the County of Orleans as follows:

SECTION 1. The County of Orleans Hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 178, Laws of 1991.

SECTION 2. The commencement date of the retirement incentive program shall be September 30, 1991.

SECTION 3. The open period during which eligible employees may retire and receive the additional retirement benefit shall be ninety (90) days in length.

SECTION 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be funded over a five (5) year period. The amount of the annual payment in each of the five (5) years shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the County of Orleans for each employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This act shall take effect September 1, 1991.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Tuohey; 0 absent.

RESOLUTION NO. 371-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ESTABLISHING CHARGES FOR SOLID WASTE COLLECTION

WHEREAS, the County is implementing a County-wide solid waste collection service, including recycling; and

WHEREAS, Local Law No. 4 of the Year 1991 has been duly enacted authorizing this Legislature to establish charges for such service in accordance with Section 226-b(2) and Section 266 of the County Law;

WHEREAS, the actual cost of providing the collection and recycling program is \$177.00 per unit, per year for costs incurred under the contract with C.I.D. Refuse, Inc., and \$2.00 per unit, per year for the costs of administration by the County and Towns;

and

WHEREAS, the collection and recycling program as so provided is hereby found and determined by this Legislature (1) to be the minimum program of services that could be provided to encourage and promote the State solid waste management policy found in ECL, Section 27-0106, and (2) to be necessary to promote the health, safety and welfare of the people of the County, it appearing from statistics collected by GLOW Solid Waste Consortium that the waste generated by an average household of four persons is between 133 and 182 pounds per week and increasing and the contract with C.I.D. Refuse, Inc. allows for six bags per week which, at an average of thirty pounds per bag, provides for one hundred eighty pounds per week; and

WHEREAS, the contract with C.I.D. Refuse, Inc., allows for eligible units and others to contract for additional SOLID WASTE collection and disposal services from the contractor for needs in excess of those minimum services provided in the program; and

WHEREAS, this resolution will provide for certain "seasonal" properties to receive half year services and pay one-half (1/2) of the full year rate;

NOW, THEREFORE, BE IT RESOLVED, that each tax map parcel in the Towns of Gaines, Yates, Shelby, Ridgeway, Kendall, Murray, Carlton and the Villages of Medina, Albion, Holley and Lyndonville in the categories of:

1. All residential parcels in categories 100 through 399 which actually contain a residential structure;
2. All Code 280 multiple residences, and all other parcels which contain more than one residential dwelling on one parcel shall be coded so that they may be billed for the actual number of residential structures on the parcel;
3. All commercial parcels in categories 400 through 499 except for vacant property;
4. All recreation and entertainment parcels in categories 500 through 599 except for vacant property;
5. All community service parcels in categories 600 through 699 except for vacant property, property in 612 Schools, 651 Highway Garages, 670 Correctional Facilities, and 695 Cemeteries;

are hereby designated as eligible for these services

and shall be subject to the charges hereinafter established and imposed; and be it

FURTHER RESOLVED, that inasmuch as exactly the same services will be provided to each tax map parcel, a charge of one unit of service shall be imposed upon each such tax map parcel except parcels which contain two or more separate residential structures which shall be charged one unit of service for each residential structure as each such structure shall be serviced and except that parcels designated by this Legislature as being seasonal home areas that meet all of the following requirements, to wit: (a) it must be located in an area where there is a substantial number of residential properties that are coded 260 seasonal; (b) it must not be directly accessible from a public highway; and (c) must be located on a road that is accessible for only part of the year; shall receive only six (6) months service and shall be charged for one-half unit of service; and be it

FURTHER RESOLVED, that until amended or modified, the charge for each unit of service shall be \$179.00, and the charge for each half unit of service shall be \$90.50; and be it

FURTHER RESOLVED, that a public hearing be held on the establishment of such charges and this Resolution on August 28, 1991 at the Orleans County Court House, Courthouse square, Albion, New York, at 6:00 o'clock p.m. and that the Clerk give public notice thereof in the official newspapers of the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 372-891

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING GUIDELINES FOR THE 1992 COUNTY BUDGET

RESOLVED, that this Legislature does hereby create the following guidelines to be used for the preparation of the 1992 County Budget:

- No New Positions and/or Upgrades.
- No New or Expanded Programs.
- Personal Services - Budget only step increase and longevity.

- Equipment - only equipment that is absolutely necessary and economically justifiable.
- Contractual - use last years' figures (after 2%) adjusted budget.
- Travel - same as 1991 budget after legislative budget cuts (50% and 2%).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 373-891

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FUNDS FOR MATERIALS USED FOR THE CONSTRUCTION OF THE CENTRAL HALL PARKING AREA

RESOLVED, that this Legislature does hereby authorize that the cost of the materials used for the construction of the Central Hall parking area shall be paid from Buildings and Grounds Account A1620.418 - Other Contractual; estimated cost to be between \$15,000.00 and \$20,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 374-891

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING SECRETARIAL SERVICES AGREEMENT WITH MILFORD L. PHINNEY AND COUNTY OF ORLEANS

WHEREAS, the Stop DWI Program has allocated \$3,000.00 to the District Attorney's Office for DWI prosecution; and

WHEREAS, the District Attorney, the County of Orleans and the Assistant District Attorney, Milford L. Phinney, have agreed that said monies should be used for additional contractual secretarial services for Milford L. Phinney, as DWI Prosecutor; and

WHEREAS, the Orleans County District Attorney and said Assist District Attorney have a proposed written agreement relative to such services;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman

of the Legislature, on behalf of the County of Orleans, is hereby authorized to execute such agreement providing for the expenditure of Stop DWI funds allocated to the District Attorney's Office for 1991 for secretarial service for the Assistant District Attorney in connection with DWI prosecution; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer \$3,000.00 from the District Attorney's Personal Services Account A1165.1 to Account A1165.418 to cover the expense of said secretarial services agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 375-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO FILL TWO VACANCIES IN JOB DEVELOPMENT AGENCY

RESOLVED, that this Legislature does hereby authorize the Director of the Job Development Agency to fill the two vacant positions in said Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 376-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION SETTING UP NEW BUDGET MONIES IN THE JOB DEVELOPMENT AGENCY 1991 BUDGET ACCOUNTS

WHEREAS, as per Resolution No. 228-591, the Job Development Agency, was approved to enter into an agreement with the Orleans-Niagara BOCES for a program for welfare mothers; and

WHEREAS, the funds for this program came through the NYS Department of Education; and

WHEREAS, as of July 15, 1991, the NYS Department of Education has approved this grant, Project No. 0298-91-0070;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up new budget

monies in the Special Grant Fund (JTPA) account as follows:

Revenue:

Acct. No. CD 3790	\$11,353.00
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Appropriation:

Acct. No. A6292	\$11,353.00.
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Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Swiercznski, with second by Legislator Bower, to recess the meeting, subject to recall by the Chairman. Motion carried.

Meeting recessed at 6:50 p.m.

LEGISLATURE MEETING
August 28, 1991

The meeting was called to order at 4:30 p.m. After the pledge to the flag the Clerk called the roll and all Legislators, with the exception of Legislator Tuohey, were present.

The Clerk presented the following communications: The County Planning Board's report on Orleans Ag District No. 2 (Barre Ag Dist.); May 20th minutes of the Orleans County Fire Advisory Board meeting; acknowledgment of the County's resolution on Mandate Reduction from NYSAC, also resolution No. 259-591; notice from Genesee-Orleans Youth Bureau re September 4th meeting; a letter from Senator Daly regarding the County's resolution to eliminate the Consumer Protection Board; a letter of acknowledgment from the NYS Department of Ag & Markets upon receipt of materials for the State Eight Year Review of Orleans Agricultural District No. 7; a copy of a letter from Shelby Town Supervisor John Fox to NYS DOT in Rochester regarding a traffic count at the intersection of the Medina Senior Highway School Driveway where it enters Route 31; notice of the September 12th meeting of the Intercounty Association of Western New York to be held at the Hillside Inn, in Wyoming, New York.

Report of Standing Committees: Legislators Bennett and Swiercznski reported attending their usual committee meetings.

Legislator McCarthy reported on the leak in one of the fuel tank lines at the County Highway Fuel Farm. Mr. McCarthy, the County Highway Superintendent Donald Cooley, and Assistant to the Superintendent David Albanese had met with the State DEC regarding the leak. Part of the problem was because of incorrect installation of the tanks/lines at the outset. The tanks did not leak, but one of the lines did. Mr. McCarthy said approximately 300 gallons of gas was lost. The tanks will be checked manually at the beginning of each work day and the results logged in a record book. (There is also a mechanical means in checking the level of the gas tanks.)

Legislator McCarthy reported that the parking lot at Central Hall is progressing. The County will pick up about 14 additional parking places, and if the Gebhardt parking area is used, that will add an additional six parking spaces. The Assistant

Buildings & Grounds Superintendent had received a quotation of \$858.00 for rental of equipment to install curbing at the parking lot, (A resolution authorizing this is on the agenda for the meeting.) With reference to the ramp at Central Hall, Mr. McCarthy explained that the proposed handicapped entrance would not be at the primary entrance (as required in the law) and the County does not have to have it immediately. Within two years, a handicapped ramp will be installed at the front entrance, and Mr. McCarthy said it would be less costly if it (the ramp) was installed now, rather than wait. Mr. McCarthy felt that the County should reply to Mr. Gebhardt regarding his offer to allow the County the use of the parking area behind his Main Street property.

Legislator Berger attended the Intercounty Meeting held in Onoville in Allegany County on August 15th; met on the gas leak on August 20th; attended the Jail bid opening on August 21st at 10:00 a.m., met with RAM Communications at 10:30 a.m. and with the Probation Department at 2:30 p.m.; visited the NYS Barge Canal Tug "Urger" in Medina on August 23rd; attended the Fire Advisory Board Meeting on August 26th; attended the STOP DWI Meeting at 8:00 a.m. on August 27th and met with Don Metzger, Director of the Mental Health Department at 10:30 a.m.

Legislator Bower reported attending his usual committee meetings.

Legislator McCarthy, with second by Legislator Berger, to add the following resolutions to the meeting agenda:

1. Resolution authorizing purchase for Buildings and Grounds Department;
2. Resolution authorizing rental of equipment by Buildings and Grounds Department;
3. Resolution authorizing purchase for Records Management Department;
4. Resolution approving purchase of computer system for Real Property Tax Office and authorizing transfer of funds;
5. Resolution Approving Contract between Orleans County Department of Social Services and Genesee Community College;
6. Resolution confirming charges for Solid Waste Collection and amending resolution No. 371-891 re "Establishing Charges for Solid Waste Collection";
7. Resolution approving pro-rated fee for 1991 Solid Waste Collection and Recycling Service.

Motion carried.

The following resolutions were presented:

RESOLUTION NO. 377-891

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 3611 through 3750 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 378-891

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING CONTRACT FOR REGISTERED DIETITIAN SERVICES BETWEEN OFFICE FOR AGING AND SUMNER, HANS & ASSOCIATES

RESOLVED, that this Legislature does hereby approve a contract between the Office for the Aging and Sumner, Hans & Associates, for an average of twelve (12) hours per week of registered dietitian services at \$21.00 per hours, for the period September 1, 1991 through August 31, 1992.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 379-891

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TRANSFER OF APPROPRIATED 1991 FUNDS

WHEREAS, at year end 1990, a serious shortage of funds was evident, as a result \$300,000 was borrowed from the Machinery Fund and \$200,000 from Road Fund, to be repaid with funds from the County's Tax Anticipation Note borrowing in January, 1991. Upon repayment of this short-term loan, the General Fund made an interest payment of \$2,268.03 from Appropriation A9795 for which no funds had been budgeted;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer \$2,268.03 from the Contingent Fund A1990 to Appropriation A9795 to cover the unplanned expense.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 380-891

By Legislator Berger, who moved the adoption

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASES IN THE STOP DWI BUDGET

RESOLVED, that this Legislature does hereby authorize the following equipment purchases:

Copier	\$1,750.00
Fax Machine (2)	\$2,004.00
Typewriter (1)	716.00
Typewriters (2)	462.98
Portable Radio	1,368.00
Radar Unit	1,245.00
Alco-Sensors (6)	2,304.00
Simulators (2)	567.00
Breathalyzer	2,015.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 381-891

By Legislator Bower, who moved the adoption

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE FILLING OF VACANCY IN THE NURSING HOME AND DOWNGRADING POSITION IN THE SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the filling of a vacant position in the County Nursing Home

1. PPT Institutional Aide Position
2. PPT LPN Position

FURTHER RESOLVED, that the Youth Diversion Coordinator Position in the Social Services Department is hereby downgraded to a Senior Caseworker Position to be placed in Grade 13 Step 1 of the C.S.E.A. Salary Schedule.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 382-891

By Legislator Berger, who moved the adoption

Seconded by Legislator McCarthy.

RESOLUTION CREATING AND FILLING POSITIONS IN PROBATION DEPARTMENT

RESOLVED, that this Legislature does hereby create the position of Probation Officer II, Grade 14, Step 4 of the C.S.E.A. Salary Schedule, and it is

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of the following vacant positions in the Probation Department:

Probation Officer II, Grade 14, Step 4, and
Probation Officer, Grade 13, Step 1 of the
C.S.E.A. Salary Schedule.

Defeated. 0 ayes; 6 nays, Legislators Bennett, Berger, Billings, Bower, McCarthy and Swiercznski; 1 absent, Legislator Tuohey.

The next two resolutions on the agenda entitled RESOLUTION APPROVING RENOVATION COSTS FOR THE DEPARTMENT OF MENTAL HEALTH and RESOLUTION APPROVING EQUIPMENT, SUPPLY, AND ANCILLARY PURCHASES FOR THE DEPARTMENT OF MENTAL HEALTH Were withdrawn by Legislator Bennett.

RESOLUTION NO. 383-891

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND THE NEW YORK STATE OFFICE OF MENTAL HEALTH TO DEPLOY STATE EMPLOYEES AT THE DEPARTMENT OF MENTAL HEALTH.

WHEREAS, due to the state budget crisis the Office of Mental Health has closed Gowanda Psychiatric Center, transferred patients, and changed catchment areas for acute psychiatric services; and

WHEREAS, as part of these changes, the Office of Mental Health has proposed that state items (positions) be deployed in the community to provide services; and

WHEREAS, the Department of Mental Health has requested that several clinical and case manager state staff positions be assigned to provide services to Orleans County residents through the auspices of the Mental Health Clinic and the Mental Health Case Management programs; and

WHEREAS, revenues generated by the state staff positions will be credited to and become the property of the Orleans County Department of Mental Health; and

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Department of Mental Health to enter into an agreement with the New York State Office of Mental Health to deploy state employees within programs operated by the Orleans County Department of Mental Health.

Defeated. 3 ayes; 3 nays, Legislators Billings, Bower and Swiercznski; 1 absent, Legislator Tuohy.

The next resolution on the agenda entitled RESOLUTION APPROVING THE CREATION OF TWO CLERICAL STAFF POSITIONS WITHIN THE DEPARTMENT OF MENTAL HEALTH was withdrawn by Legislator Bennett.

RESOLUTION NO. 384-891

By Legislator Bennett, who moved the adoption

Seconded by Legislator Berger.

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENTS FOR THE DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following student interns for the Department of Mental Health as follows:

Sharon Green as a Clinical Psychology student intern for 21 hours per week, for the time period September 1, 1991 to August 31, 1992

Albert Bellig as a Clinical Psychology student intern for 21 hours per week, for the time period September 1, 1991 to August 31, 1992.

Diane Spence, Kimberly Kamsoke, and Deborah Burke, as a Master's in Social Work student interns for 21 hours, 14 hours, and 14 hours respectively per week for the time period August 25, 1992 to May 15, 1992.

Antonia Gascon as a Bachelor's in Social Work student intern for 28 hours per week for the time period September 1, 1991 to December 31, 1991.

Patricia Kepner as a Bachelor's in Social Work student intern for 14 hours per week for the time period September 1, 1991 to May 15, 1992.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 385-891

By Legislator Bennett, who moved the adoption

Seconded by Legislator Berger.

RESOLUTION TO APPROVE THE PURCHASE OF COMPUTER EQUIPMENT FOR THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, the Department of Mental Health has completed the assessment of computer equipment to fully automate all clerical and billing functions; and

WHEREAS, the printer in current use by the clerical staff is on loan from the Data Processing Department and has been determined to be inoperable by that Department; and

WHEREAS, due to the increased complexity of the automated billing system, the need for timely processing of outstanding claims, and prompt receipt of incoming revenues, it has been determined that a terminal connected to the main billing computer is necessary for the increased efficiency of the billing department; and

WHEREAS, the above computer equipment components have been recommended for purchase by the Data Processing Department; and

WHEREAS, monies are available for these purchases in the Mental Health budgets 4310 and 4320, other equipment

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby authorize the purchase of computer equipment as follows:

Panasonic Printer	\$ 309
Motherboard	120
RAM	60
Case	100
Keyboard	65
Monitor & Video Card	370
Floppy Drive	<u>75</u>
TOTAL	\$1099

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 386-891

By Legislator Swiercznski, who moved the adoption

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF 1991 COUNTY SHARE TO GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE

WHEREAS, the GLOW Region Solid Waste Management Committee has requested by Resolution 91-05, \$30,000 representing Orleans County's share of 1991 administrative budget costs;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized and directed to pay the sum of \$30,000 to the GLOW Region Solid Waste Management Committee; said payment to be made from the Solid Waste Reserve Fund upon the submission of a County voucher through the regular auditing process.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 387-891

By Legislator Berger, who moved the adoption

Seconded by Legislator McCarthy.

RESOLUTION AWARDING BIDS FOR ORLEANS COUNTY JAIL RENOVATIONS

RESOLVED, that this Legislature does hereby award the following bids for the Orleans County Jail renovations:

1. General Construction
Iverson Construction Corp. \$147,680.00

- | | |
|---|-----------|
| 2. HVAC & Plumbing
Cassidy Mechanical | 30,609.00 |
| 3. Electrical
Colonna Electric | 10,900.00 |
| 4. Alternate #1 Fence
Iverson Construction Corp. | 8,700.00 |

and be it

FURTHER RESOLVED, cost for these renovations shall be \$197,889.00 per bids; and be it

FURTHER RESOLVED, that, at the request of John Billone Plumbing & Heating, said company is hereby authorized to withdraw its low bid in the amount of \$11,457.00 submitted on the HVAC & Plumbing contract without penalty, since the bid was submitted in error and did not include HVAC.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 388-891

By Legislator Berger, who moved the adoption

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP BUDGET MONIES FOR DOMESTIC VIOLENCE GRANT

WHEREAS, the Orleans County Legislature approved grant monies in the amount of \$26,231.00 available from the New York State Department of Social Services to be used for the Orleans County Probation Department's Domestic Violence program, contract year to commence January 1, 1991 and to end December 31, 1991; and

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature authorize the County Treasurer to set up new budget monies in Revenue A3312, Domestic Violence, and in appropriation A3140.100.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 389-891

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING GRANT AGREEMENT BETWEEN ORLEANS

COUNTY MEDICAL SCHOLARSHIP BOARD AND R. KEITH FELSTEAD

WHEREAS, the Orleans County Medical Scholarship Board will enter into an agreement with R. Keith Felstead, Recipient of grant monies for the pursuit of his medical school education in accordance with the general Chapter of Policy heretofore adopted by the Orleans County Medical Scholarship Board; and now, therefore be it

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Medical Scholarship Board and R. Keith Felstead, 2886 Lyndonville Road, Medina, New York.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 390-891

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADJUSTING SHERIFF DEPARTMENT BUDGET

WHEREAS, the Sheriff has accepted responsibility for the County's Stop D.W.I. Program; and

WHEREAS, certain Sheriff department expenditures have been transferred to the Stop D.W.I. program; and

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the transfer of \$10,933 from Personal Services Account A3110.1 and \$2,200 from Other Contractual Account 3110.418 to the Contingent Fund A1990.418.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

The resolution tabled at the August 14th meeting entitled RESOLUTION SETTING UP NEW BUDGET MONIES IN MENTAL HEALTH DEPARTMENT 1991 COUNTY BUDGET, and listed under "Unfinished Business" was withdrawn by Legislator Bennett.

RESOLUTION NO. 391-891

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PURCHASE FOR BUILDINGS AND

GROUNDS DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the purchase of two (2) 20-inch (20") Push Lawn Mowers at a total cost of \$305.95; said equipment to be purchased locally and to be paid from Buildings and Grounds Other Equipment Account A1620.250.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 392-891

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING RENTAL OF EQUIPMENT BY BUILDINGS AND GROUND'S DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the rental of equipment and supervision by the Buildings and Grounds Department, from J. & M. Concrete Curbing, Inc., 69 Taft Avenue, Lancaster, New York, to pour 132 ft. of concrete curbing at the Central Hall parking Area; cost for said project to be \$858.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 393-891

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PURCHASE FOR RECORDS MANAGEMENT DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the purchase of the following items for use in the Records Management Department:

1. Kenmore Dehumidifier.....\$305.00;
2. Humidity/Temperature Indicator.. 330.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Berger, with second by Legislator Swiercznski, moved a resolution authorizing the purchase of a computer system for the Real Property Tax Office, and transferring funds. During discussion,

Legislator Bennett, with second by Legislator Swiercznski moved to amend the resolution authorizing the transfer the funds for the computer system from the Contingent Fund A1990 rather than from the Real Property Tax Office Personal Services Account A1355.1. Upon vote, the amendment passed; 4 ayes; 2 nays, Legislators Billings and Bower; 1 absent, Legislator Tuohey. The following resolution was then adopted:

RESOLUTION NO. 394-891

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING PURCHASE OF COMPUTER SYSTEM FOR REAL PROPERTY TAX OFFICE AND AUTHORIZING TRANSFER OF FUNDS

WHEREAS, there is a need for the County to obtain computer information regarding the tax rolls for various purposes such as Agricultural Districts and the Solid Waste Program; and

WHEREAS, the State office charges \$500.00 for each update of this data; and

WHEREAS, this data would be provided to the County for an annual fee of \$250.00 if the Real Property Tax Office was computerized; and

WHEREAS, computerization of the Real Property Tax Office would be extremely valuable to the operation of the office; and

WHEREAS, the Department projects a \$5,000.00 savings in personal services' costs, if the director position is left vacant for the remainder of the year;

NOW, THEREFORE, BE IT RESOLVED, that the Acting Director is hereby authorized to purchase a computer and associated equipment for a price not to exceed \$5,000.00; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$5,000.00 from Contingent Account A1990 to Real Property Tax Office Equipment Account A1355.2 to cover this expense.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 395-891

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION RESCINDING SECTION NO. 4 OF RESOLUTION NO. 362-891 RE DEPARTMENT OF SOCIAL SERVICES CONTRACT WITH GENESEE COMMUNITY COLLEGE

RESOLVED, that this Legislature does hereby rescind Section No. 4 of Resolution No. 362-891 regarding the Department of Social Services contract with Genesee Community College; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the contract between the Orleans County Department of Social Services and Genesee Community College which provides for an employee development program to enhance career, personal and professional growth to be effective August 24, 1991 through August 23, 1991, at a maximum cost of \$13,491.00; and be it

FURTHER RESOLVED, that said contract is approved for all Department of Social Services employees presently attending GCC under this contract; no new enrollments are to be allowed; and be it

FURTHER RESOLVED, that the last sentence, on Page B-18, paragraph 2, under "RATE" of said contract changed to read as follows: "This amount may be increased or decreased if the Genesee Community College tuition rate changes."

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 396-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION CONFIRMING CHARGES FOR SOLID WASTE COLLECTION AND AMENDING RESOLUTION NO. 371-891 RE "ESTABLISHING CHARGES FOR SOLID WASTE COLLECTION"

WHEREAS, this Legislature adopted Resolution No. 371-891, "Establishing Charges for Solid Waste Collection, subject to a Public Hearing; and

WHEREAS, a Public Hearing was held by this Legislature on due public notice and all persons in attendance at such hearing having been heard;

NOW, THEREFORE, BE IT RESOLVED that the charges established by Resolution No. 371-891 be and the same are hereby confirmed and approved; and be it

FURTHER RESOLVED that the charges shall be prorated and apportioned for partial year service in accordance with the date of the commencement of service for the period from October 1, 1991 until December 31, 1991, and as regards Towns and Villages where service will be phased in after January 1, 1991; and be it

FURTHER RESOLVED, that paragraph No. 8 of Resolution No. 371-891 entitled "Resolution Establishing Charges for Solid Waste Collection" is hereby amended as follows:

Section (a) shall be amended to read "it must be located in an area where there is a majority of residential properties that are coded 260 seasonal";

Section (c), which reads "must be located on a road that is accessible for only part of the year" is hereby deleted.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 397-891

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING PRO-RATED FEE FOR 1991 SOLID WASTE COLLECTION AND RECYCLING SERVICES

WHEREAS, the Legislature has established an annual fee of \$177.00 for solid waste collection and recycling services; and

WHEREAS, said service is scheduled to begin on October 1, 1991 in those municipalities which have chosen to participate in the program and which have no existing agreement for solid waste collection and recycling services; and

WHEREAS, it is necessary to establish charges for the interim period;

NOW, THEREFORE, BE IT RESOLVED, that the pro-rated charge for this period shall be \$44.25 plus a \$2.00 administrative fee for a total of \$46.25; and be it

FURTHER RESOLVED, that since the County will be providing both billing and collection services, the entire administrative fee for the October billing will be credited to the County Solid Waste Fund.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

Motion by Legislator Bower, with second by Legislator Bennett to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 7:15 p.m.

LEGISLATURE MEETING
September 11, 1991

The Chairman called the meeting to order at 4:45 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: a letter from NYS Department of Social Services' Commissioner Cesar A. Perales acknowledging the Legislature's resolution reappointing Mrs. Hardenbrook to another term as Orleans County Commissioner of Social Services; a letter from Medina Memorial Hospital stating they will be vacating the Commissioner's House, as of September 30, 1991, and thanking the County for its support in helping the Hospital to maintain outpatient diagnostic and treatment services in the Albion area; a copy of the Orleans County Agriculture District Advisory Committee recommending continuation of Orleans Agricultural District No. 8, with modifications; a letter from the Governor's secretary acknowledging receive of Resolution No. 345-791 regarding the Office of Fire Prevention and Control Outreach Training Program cuts.

Report of Standing Committees: Legislator Tuohey attended the EAP Meeting at 9:30 on the 10th, as well as the Safety Committee Meeting at 10:30; attended the Clarendon Town Board Meeting on the 10th. Mrs. Tuohey informed the Board that the Town of Clarendon has voted to go with the County's solid waste recycling and collection program;

Legislator Bennett reported attending his usual committee meeting, as did Legislator Swiercznski. Mr. Swiercznski said he attended the Gaines Town Board Meeting, and noted that everyone was anxious concerning the County's solid waste recycling/collection program - they wanted more information. Mr. Swiercznski said he urged that the Town Clerk be sure and attend the press conference scheduled for Wednesday, September 18th regarding the program.

Legislator McCarthy reported attending his usual committee meetings. Mr. McCarthy said he had also spent two and a half days at the County Highway Department regarding the fuel leak at that site.

Legislator Berger attended the Solid Waste hearing on August 28th; on September 3rd, attended the Ridgeway Town Board meeting, as well as meeting with the Fire

Coordinator; met with the Probation Department on September 5th; was at the Legislature offices and the Village of Lyndonville meeting on September 9th; attended the Soil and Water meeting on September 10th; attended the "exit audit" with the State auditors at 9:30 this morning (Sept. 11th), as well as the Solid Waste meeting at 11:00 in the Treasurer's Office. Mr. Berger also met with the Sheriff and the County Fire Coordinator concerning the radio situation in the County.

Legislator Bower attended his usual departmental meetings. Mr. Bower said he and Mr. Swiercznski had met with several of their committees to resolve some of the issues of the upcoming 1992 County budget. Mr. Bower thanked Mrs. Hardenbrook, the County's Commissioner of Social Services, for the cooperation he received from her and her staff, under some "very trying circumstances".

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to add the following resolutions to the agenda:

1. Resolution authorizing payment of claims against the County;
2. Resolution authorizing the Orleans County Department of Social Services to fill vacant Caseworker position;
3. Resolution authorizing the Orleans County Department of Social Services to fill a temporary caseworker position;
4. Resolution authorizing the Assistant Superintendent of Buildings and Grounds to approve change orders for the Jail renovation project.

Upon vote, motion carried.

The resolution adopting the main components for inclusion in the Regional Solid Waste Management Plan was introduced by Legislator Swiercznski, with second by Legislator Bower. During discussion, Legislator Bennett said there should be provision in the plan to allow the towns not choosing to go with the County's curbside plan, the option of having a transfer station instead. County Attorney Norris Webster said that at the Village of Medina Board Meeting the previous meeting, the village engineer commented that the village was proposing a composting operation - sewage treatment plant waste, and wet garbage composting. The Village Board members wanted to be sure that this was part of the Regional GLOW Plan.

Legislators Swiercznski and Bower, each accepted these two proposals, and said the proposals should

become item No. 4 in the resolution. The following resolution was then adopted:

RESOLUTION NO. 398-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADOPTING MAIN COMPONENTS FOR INCLUSION IN REGIONAL SOLID WASTE MANAGEMENT PLAN

WHEREAS, a Solid Waste Management Plan ("the Plan") must be submitted to the New York State Department of Environmental Conservation ("DEC") for review and approval; and

WHEREAS, numerous public meetings have been held during the past year to discuss solid waste management issues related to the Plan; and

WHEREAS, this Legislature discussed the main components of its Solid Waste Management plan and informally directed Barton & Loguidice, P.C., to include said components in the Plan for submittal to the DEC;

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans hereby adopts the following components as part of its long term Solid Waste Management Plan:

1. Plan for development of a publicly owned sanitary landfill to serve no more than the four GLOW Counties; and
2. Issue a Request for Proposals from private companies to provide a waste processing system, including but not necessarily limited to mixed waste composting systems; and
3. Continue to provide a County-Wide curbside collection service for those municipalities who choose to participate in said program;
4. Provide an option enabling those municipalities who decide to provide a transfer station (instead of curbside service) and/or decide to have a municipal composting operation (as well as the curbside service), to proceed with these projects; and be it

FURTHER RESOLVED, that the components described herein shall be included in the Solid Waste Management Plan to be submitted to the DEC, with said Plan to be subject to further public review and comment.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 399-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE TO SIGN AND SUBMIT THE CONTRACT EXTENSION FOR THE COMPREHENSIVE SOLID WASTE PLANNING GRANT

WHEREAS, the Counties of Genesee, Livingston, Orleans & Wyoming entered into a contract with the State of New York to develop a Comprehensive Solid Waste Plan and;

WHEREAS, that contract establishes the terms of payment and reimbursement for the development of the Comprehensive Solid Waste Plan and;

WHEREAS, the contract termination date is October 31, 1991 and the State of New York will allow one contract extension and;

WHEREAS, based on a projected seven month state review period, the current projection for the payment of the final billing for the development of the Comprehensive Solid Waste Plan is August 1, 1992;

NOW, THEREFORE BE IT RESOLVED that Orleans County supports the Comprehensive Solid Waste Plan contract extension, and be it;

FURTHER RESOLVED, that this legislature hereby authorizes the Chairman of the GLOW Region Solid Waste Management Committee to sign and submit the documentation to extend the existing contract for the development of the Comprehensive Solid Waste Management Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 400-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING LEGISLATURE CHAIRMAN TO SIGN CONTRACTS FOR TOURISM TRAVEL SHOWS

WHEREAS, the Tourism Director will be participating in promotion of Orleans County at Travel and Trade Shows in 1992, under the "I LOVE NEW YORK" Matching Funds Program, as approved by the New York State Department of Economic Development;

NOW, THEREFORE BE IT RESOLVED, that the Orleans County Legislature Chairman is hereby authorized to sign the contracts or agreements to reserve space at the travel shows listed below for 1992;

Harrisburg - Eastern Sports, Boat,
Camping, Travel and Outdoors Show
February 8-17, 1992
Space Rental Cost.....850.00

Greater Detroit Sports Fishing Expo
March 5 through March 8, 1992
Space Rental Cost.....650.00

W. Springfield - Outdoors Northeast
Fishing and Hunting Sportsmen's Show
February 20-23, 1992
Space Rental Cost.....600.00

Greater Buffalo area
Sports and Travel Show
March 12-March 15, 1991.....525.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 401-991

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING PRE-SCHOOL TRANSPORTATION CONTRACT
WITH RIDES UNLIMITED OF NIAGARA AND THE COUNTY HEALTH
DEPARTMENT

WHEREAS, Orleans County has an Agreement for the provision of transportation for pre-school handicapped children for the period from approximately 01 September 1990 to 31 August 1992, and

WHEREAS, such Agreement further provided for price escalation/de-escalation after the first twelve (12) months based on increases or decreases in the CPI and such CPI has increased by 4.9%,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement with Rides Unlimited for a price increase of 4.9% for the

transportation of pre-school handicapped children. Said rates shall remain in effect for the balance of the contract term, 31 August 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 402-991

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN ORLEANS COUNTY NURSING HOME

RESOLVED, that the following vacancies in the Orleans County Nursing Home are hereby authorized to be filled:

1. One (1) PPT LPN position;
2. Two (2) PPT Institutional Aide positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 403-991

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING PURCHASE OF STORAGE BOXES FOR RECORDS MANAGEMENT DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the purchase of 1,000 Archival Boxes for use by the Records Management Department, at a cost of \$1,120.00, plus shipping and handling charges; said amount to be paid from Records Management Account A1460.418 Other Contractual.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 404-991

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF HIGHWAY DEPARTMENT CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature does hereby authorize the payment of the following capital project claims from Highway Account H5120.2 Bridges:

1. Barre Stone Products, Inc. 14120 W. Lee Road, Albion, N.Y. for Kent Road, Hindsburg Road and Horan Road bridge projects.....\$ 2,769.51
2. Erdman, Anthony, Associates, PO Box 39589, Rochester, N.Y. for Waterport Road, Slade Road and Knowlesville Road bridge projects
Invoice No. 09673.....\$ 6,460.00
3. Erdman, Anthony Associates, PO Box 39589, Rochester, N.Y. for Hindsburg Road bridge project,
Invoice No. 09481.....\$ 242.54
4. Erdman, Anthony Associates, PO Box 39589, Rochester, N.Y. for Waterport Road, Slade Road and Knowlesville Road bridge projects
Invoice No. 09482.....\$18,368.05
5. Keeler Construction Co., Inc. 13519 W. Lee Rd., Albion, N.Y. for replacement of Slade Road Bridge, payment of Estimate No. 1.....\$51,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger introduced a "Resolution to Fill Vacancy in Probation Department". There was no second, so the resolution failed.

RESOLUTION NO. 405-991

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT TO MEDICAL SCHOLARSHIP COMMITTEE

RESOLVED, that this Legislature does hereby approve the appointment of Raymond J. Ernenwein, 2106 Kendall Road, Kendall, New York to a term on the Medical Scholarship Committee; said term to end December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 406-991

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING REVISION OF 1991 COMPREHENSIVE YOUTH BUREAU PLAN

WHEREAS, the Orleans County Youth Board has recommended approval for the revisions to the 1991 programs listed on the attached program summary;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the programs listed on the attached program summary as the programs for the Orleans County Youth Board for the year 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 407-991

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 3762 through 3886 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 408-991

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES TO FILL VACANT CASEWORKER POSITION

WHEREAS, the Department of Social Services has promoted a Caseworker to Senior Caseworker, following a reclassification of the Youth Diversion Coordinator position, leaving the Department with a vacant Caseworker position;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the commissioner of Social Services to fill the vacant Caseworker position in that Department at Grade 11, Step 1, effective September 26, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew the next resolution from the agenda, entitled "Resolution Authorizing the Orleans County Department of Social Services to Fill a Temporary Caseworker Position."

RESOLUTION NO. 409-991

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE ASSISTANT SUPERINTENDENT OF BUILDINGS AND GROUNDS TO APPROVE CHANGE ORDERS FOR THE JAIL RENOVATION PROJECT

BE IT RESOLVED, that the Assistant Superintendent of Buildings and Grounds or his designee be and hereby is authorized to approve change orders on the Jail Renovation Project which do not exceed \$1,000.00 with the understanding that all change orders will be submitted for formal Legislature approval at the earliest possible date.

Adopted. 7 ayes; 0 nays; 0 absent.

The question of whether or not to go ahead with the painting of the radio tower at the C.D. Center was discussed. It was noted that if the County went with the new proposed radio system from RAM Communications, then the tower would not be used with that particular system. However, it was noted that since there is a genuine need for the tower to be painted, and used until the decision is finally made, it would be best to go ahead and paint the tower. It was the consensus of the Board to go ahead with the painting of the tower at the C.D. Center. The decision was made to request the date the project will be completed.

Legislator Bower said "I would like to complement the Highway Department for being safety conscious - all the men from the Superintendent on down, were wearing safety shoes."

Legislator Tuohey informed the Board that

interviews for the Real Property Tax Service Director position will be conducted on the 23rd, beginning at 1:00 p.m. in the Legislature Chambers. All the Legislators were invited to attend.

Motion by Legislator Bower, with second by Legislator McCarthy, to adjourn. Motion carried.

Meeting adjourned at 5:20 p.m.

LEGISLATURE MEETING
September 25, 1991

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk presented the following communications: A thank you note from the Deputy Clerk, Kathy Ahlberg, for the flowers sent after her surgery, signed Municipal Cooperation Agreement and corresponding resolutions passed by the Clarendon Town Board regarding their participation in the County Solid Waste Recycling Program, a letter of acknowledgment from Senator Ralph Marino for the County's resolution opposing cuts to the State Office of Fire Prevention & Control budget, a letter of resignation from the Community Action Committee Board of Directors from Robert Rice, minutes from the August meeting of the Soil & Water District Board, minutes from the July 25th meeting of the County Planning Board, a letter from the County Assessors' Association regarding the appointment of the Real Property Tax Director, notice of the October 2nd meeting of the County Youth Board, a request from the Town of Carlton that Orleans County use State equalization rates in compiling the 1992 County/Town taxes, a letter from the Village of Albion requesting exemption for the village's sludge land application program from Local Law No. 2 of 1991.

Report of Standing Committees: Legislator Tuohey reported her usual committee meetings. Mrs. Tuohey also attended a meeting with the Senior Citizens, noting that they were very concerned with the rise in taxes; attended the Fire Chiefs' meeting on Monday night; met with Mr. Metzger, Mental Health Director; attended the Supervisors' meeting, the Board of Health meeting, the Assessors meeting, and a DWI meeting.

Legislator Bennett reported attending his usual departmental meetings. Mr. Bennett also attended a Community Action Board meeting, and there was concern that members appointed to that Board by the Legislator, are delegated to represent a particular Legislator - a new State requirement.

Legislator Swiercznski reported his regular meetings and said he would be attending a GLOW meeting the following day.

Legislator McCarthy attended the NYSAC Conference

at the Concord Hotel. Mr. McCarthy said "I would like to go on record in congratulating Lyn (Billings) for the foresight to put together the Solid Waste Recycling Program. I would also like to congratulate Stan Dudek and Wayne Hale and thank them for all the work they did on the project. I talked with many people (at the Conference) and nobody has put together anything like this."

Legislator Billings responded by saying, "I appreciate that. I would like to thank everyone for their help with the project."

Legislator Berger attended the Intercounty Meeting September 9th, the Yates Town Board meeting September 12th, the Fire Chiefs meeting in Ridgeway September 16th, met with the Probation Director and attended the Solid Waste News Conference September 18th, attended STOP DWI meetings on September 19th and 24th, attended the interviews for the position of Real Property Tax Director on September 23rd, and attended the Village of Medina/CID meeting this morning.

Legislator Bower reported attending his regular departmental meetings.

The following resolutions were presented:

RESOLUTION NO. 410-991

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENTS TO OFFICE FOR AGING ADVISORY COUNCIL

RESOLVED, that this Legislature does hereby make the following appointments to the Office for the Aging Advisory Council:

<u>NAME</u>	<u>REPRESENTATIVE</u>	<u>EXPIRATION DATE</u>
Alice Andryewski 17 Lomond Shore Kendall, NY 14476	Sr. Citizen	8/31/94
Charles Owen Telegraph Medina, NY 14103	Sr. Citizen	8/31/94
Barbara Draper Dept. of Social Services		

14016 Route 31W Albion, NY 14411	Agency Category	8/31/94
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Frank Clow Roosevelt Highway Kendall, NY 14476	Sr. Citizen	8/31/94
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Earl Cole 33 Meadowbrook Dr. Albion, NY 14411	Sr. Citizen	8/31/94
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Lorraine Root 12595 West Lee Rd. Albion, NY 14411	General Public	8/31/94
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Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 411-991

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancies:

1. (1) PPT LPN position;
2. (3) PPT Institutional Aide position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 412-991

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING COMPUTER AND PRINTER PURCHASE FOR CIVIL DEFENSE OFFICE

RESOLVED, that this Legislature does hereby authorize the Office of Civil Defense to purchase the following equipment to be paid from Account 3640.470 Kodak Settlement:

1. Panasonic #1624 Printer\$ 920.94;
2. Herko 386/33 Computer\$2,952.80.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 413-991

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ACCEPTING THE PROPOSAL FROM JACK VENESKY,
C.P.A. RE COUNTY WIDE COST ALLOCATION PLAN

RESOLVED, that this Legislature does hereby accept the proposal from Jack Venesky, C.P.A., which will provide for the preparation of a 1991, 1992 and 1993 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 preparation of supporting documentation to recover the cost of Maintenance in Lieu of Rent for the application of County departments in the form of an annual Orleans County Buildings and Grounds Report; and be it

FURTHER RESOLVED, that this proposal shall be in effect during the calendar years 1992, 1993 and 1994 at the following annual costs:

<u>YEAR</u>	<u>ANNUAL COST</u>
1992	\$10,450.00
1993	\$10,800.00
1994	\$11,100.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 414-991

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH THE VILLAGE OF
MEDINA REGARDING THE 1991 ACTION IN REM TO FORECLOSE
DELINQUENT TAX LIENS

WHEREAS, the County of Orleans is presently conducting an Action of Foreclosure In Rem of certain taxes and/or tax liens owned by the County of Orleans and it appears that the Village of Medina in said County has and owns unpaid taxes and/or tax liens upon parcels of property included in said Action and located within the said Village of Medina; and

WHEREAS, the County and the said Village of Medina have signified a willingness to agree, pursuant to Section 1150 and Subdivision 3 of Section 1136 of the

Real Property Tax Law, that the parcels of property situated in and upon which the said Village of Medina has unpaid taxes and/or tax liens may be conveyed to the County of Orleans by the County Treasurer by such foreclosure action instead of the proceeding under Subdivision 2 of Section 1136 of the Real Property Tax Law; and

WHEREAS, the Orleans County Attorney has herewith presented to the County Legislature the proposed Agreement between the County and the Village of Medina in regard to the sale of such parcels located within the Village of Medina, and the distribution of the proceeds thereof, and has recommended the approval and execution of same on behalf of the County;

NOW, THEREFORE, BE IT RESOLVED, that the Agreement herewith presented between the County of Orleans and the Village of Medina be, and the same hereby is, approved by this Legislature and the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the said Agreement on behalf of the County of Orleans and to cause the same to be delivered to the Village of Medina.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 415-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING "LICENSE AGREEMENT" BETWEEN THE COUNTY AND BRUCE LANDIS D/B/A/ PHOTOS BY BRUCE

RESOLVED, that this Legislature does hereby approve the "License Agreement" between the County and Bruce Landis d/b/a Photos by Bruce, Route 104, Albion, New York 14411 to allow Mr. Landis to the reproduce in its entirety the County Tourism Posters created for the County by Carol Culhane on 10,000 postcards which will be produced and distributed by Mr. Landis, at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 416-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION FILING A NOTICE OF COMPLETION OF THE DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT ("DGEIS"); NOTICE OF COMPLETION AND REQUEST FOR COMMENTS ON THE DRAFT LOCAL SOLID WASTE MANAGEMENT PLAN ("DLSWMP"); AND NOTICE OF PUBLIC HEARINGS.

WHEREAS, pursuant to Resolution Nos. 230 and 231, 90-284 and 90-285, 407-890 and 408-890, and 90-208 and 90-217 Genesee, Livingston, Orleans, and Wyoming Counties (the "GLOW Counties"), for purposes of carrying-out the requirements of the State Environmental Quality Review Act ("SEQRA") and the Solid Waste Management Act of 1988, as amended, with respect to the proposed solid waste management plan, directed that a DGEIS and DLSWMP be prepared;

WHEREAS, the County of Orleans, as co-lead agency and as a member of the GLOW Counties, has reviewed the DGEIS and the DLSWMP and hereby determines that they are adequate for public review; and

WHEREAS, SEQRA requires that upon making such a determination with respect to the DGEIS, the County of Orleans, as co-lead agency and as a member of the GLOW Counties, shall prepare and file a notice of completion which notice must contain, among other things, a statement that comments are requested on the DGEIS and will be received and considered by the GLOW Counties;

WHEREAS, the County of Orleans, as co-lead agency and member of the GLOW Counties, is desirous that notice be published in local and regional newspapers of general circulation that a DLSWMP has been completed and that commensurate with comments to be received on the DGEIS, that comments be requested on the DLSWMP from all interested persons within or without the GLOW Counties region for consideration by the GLOW Counties;

WHEREAS, the County of Orleans, as co-lead agency and member of the GLOW Counties, is further desirous that public hearings be held on the DGEIS and DLSWMP; now,

THEREFORE BE IT, RESOLVED, that the County of Orleans, as co-lead agency and member of the GLOW Counties, hereby issues a notice of completion relative to the DGEIS, and directs that the GLOW Region Solid Waste Management Committee, as staff assistant to the co-lead agency, file and make available for copying the DGEIS and its Appendices together with the notice of completion, all as prescribed by SEQRA, and be it

FURTHER RESOLVED, that as part of and commensurate with the DGEIS, the County of Orleans, as co-lead agency, as a planning unit and as a member of the GLOW

Counties, hereby issues the DLSWMP, and directs that the GLOW Region Solid Waste Management Committee make the DLSWMP available for copying and publish notice of its completion in local and regional newspapers of general circulation, and be it

FURTHER RESOLVED, that the County of Orleans, as co-lead agency and member of the GLOW Counties, hereby directs the GLOW Region Solid Waste Management Committee to make copies of the DGEIS and DLSWMP available in public libraries in the GLOW Counties, and to further make any remaining copies of such documents available to other interested persons provided that in the GLOW Region Solid Waste Management Committee's discretion, a fee may be charged for such documents in the amount not to exceed \$40. per DGEIS, including the DLSWMP, and Appendices to cover copying costs, and be it

FURTHER RESOLVED, that the County of Orleans, as co-lead agency and member of the GLOW Counties, hereby authorizes and directs that public hearings on the DGEIS and DLSWMP be held in the GLOW Counties within the time frame prescribed by SEQRA, and be it

FURTHER RESOLVED, that with respect to such hearings, the County of Orleans, as co-lead agency and member of the GLOW Counties, hereby directs the GLOW Solid Waste Management Committee to (1) make appropriate arrangements for such hearings and report such arrangements to the GLOW Counties at the earliest possible time, (2) retain the services of a stenographer to make a verbatim transcript of the hearings and (3) prepare, file, publish and make available notices of such hearings in conjunction with and as part of the notice of completion and in accordance with the requirements of SEQRA, and be it

FURTHER RESOLVED, that this Orleans County Legislature, as co-lead agency and member of the GLOW Counties, hereby directs that the deadline for the receipt and consideration of comments on the DGEIS and DLSWMP shall be 5:00 P.M., December 2, 1991, and further directs that the GLOW Solid Waste Management Committee give notice of such date in all appropriate notices, filings and publications as specified in SEQRA; and be it

FURTHER RESOLVED, that this Legislature does hereby approve of the schedule for said public hearings.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 417-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ADOPTING ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 8 (WEST RIDGEWAY) WITH MODIFICATIONS AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 8 was duly created on July 6, 1983; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requires existing Agricultural Districts to be reviewed every eight years; and

WHEREAS, the first eight year review has been completed with reports from the Orleans County Planning Board and Agricultural Districting Advisory Committee recommending approval with modifications; and

WHEREAS, proper notice was delivered and a public hearing held on September 11, 1991 with no objections raised;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Orleans County Agricultural District No. 8, with modifications as follows:

1. Parcels 78.00-1-3.22, 78.00-1-6, and 78.00-1-10 in the Town of Ridgeway be included in the District as requested by the landowner.
2. Parcels up to the road frontage of Route 104 (Ridge Road) be added to the District as a consequence of setback removal in the manner depicted on the revised District Map.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 418-991

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ACCEPTING AWARD FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR \$4,000 TO PROMOTE PHYSICAL ACTIVITY

RESOLVED, that this Legislature does hereby

approve the acceptance, by the County Health Department, of an award, from the New York State Department of Health, in the amount of \$4,000 for the development of a walking group campaign to promote physical activity in New York State during the month of October 1991; and be it

FURTHER RESOLVED, that \$4,000 be added to Appropriation Account A4010.418 and Revenue Account A3401.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO 419-991

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO APPROVE PROPOSAL FROM GREG BONK, HMS ASSOCIATES, FOR COMMUNITY HEALTH ASSESSMENT AND PLANNING SERVICES FOR ORLEANS COUNTY FOR 1992-93

WHEREAS, the Orleans County Health Department must provide the New York State Department of Health with a Community Health Assessment and Municipal Health Services Plan for 1992-93;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby approve the County Health Department to enter into an Agreement with Greg Bonk, HMS Associates, to provide a Community Health Assessment, and an analysis of goals and objectives for use in development a Municipal Health Services Plan for 1992-93; said Assessment and Plan to be provided at a cost of \$6,850, to be reimbursed at 100% by the New York State Department of Health, through Article VI funding.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 420-991

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING ACCEPTANCE OF INFANT HEALTH ASSESSMENT PROGRAM (IHAP) AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH BY THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby

approve the Agreement between the New York State Department of Health and the County Health Department for work to be performed through the Infant Health Assessment Program (IHAP); said Agreement to be in effect 01 October 1991 to 30 September 1992 and to include 100% funding for program work which includes \$5,202 for IHAP, \$800 for Hepatitis B, and \$7,647 for Early Intervention.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett, with second by Legislator Bower, introduced a resolution entitled "Resolution Approving the Creation and Filling of a Part-time Case Manager for the County Health Department". After discussion, Legislator Bower, with second by Legislator Swiercznski, moved to table. Upon vote the motion carried, 5 ayes, 2 nays, Legislators McCarthy and Bennett, 0 absent.

The next resolution on the agenda entitled "Resolution Approving the Creation and Filling of a Full-time Public Health Engineer position in the County Health Department" was withdrawn by Legislator Bennett.

RESOLUTION NO. 421-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM SOLID WASTE CAPITAL RESERVE FUND AND SETTING UP NEW BUDGET MONIES IN SOLID WASTE 1991 BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$29,116.00, to cover the cost of recycling containers, from the Solid Waste Capital Reserve Fund to the Solid Waste Revenue Transfer Account CL5031, to Solid Waste Appropriation Account CL8160.418 Other Contractual; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the Solid Waste 1991 budget accounts to cover start-up expenses of the Solid Waste Program for the last quarter of 1991, as follows:

REVENUE ACCTS.

CL2376 Waste Service Fee	\$322,096.00
CL1289 Administrative Fee	14,558.00

APPROPRIATION ACCT.

CL8160.418 Other Contractual	\$324,096.00
CL8160.461 Postage	3,000.00
CL8160.441 Printing	1,500.00

Adopted. 7 ayes; 0 nays; 0 absent.

The next three resolutions listed on the agenda were tabled.

1. "Resolution to Authorize an Agreement to Place State Office of Mental Health Employees at the Orleans County Department of Mental Health". Introduced by Legislator Bennett, seconded by Legislator Bower and tabled by Legislator Swiercznski.
2. "Resolution Approving an Increase of \$10,000.00 per Annum for Other Contractual Expenses within the Department of Mental Health for Support Services as Needed". Introduced by Legislator Bennett, seconded by Legislator Berger, and tabled by Legislator Bower.
3. "Resolution Approving Equipment Purchases for the Department of Mental Health". Introduced by Legislator Bennett, seconded by Legislator Berger, and tabled by Legislator Bower.

RESOLUTION NO. 422-991

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENT FOR THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, the Orleans County Mental Health Department has entered into Student Intern Agreements as approved by this Legislature by Resolution No. 384-891; and

WHEREAS, an error was made on the agreement with Dianna Spence regarding the number of hours to be devoted to work;

NOW, THEREFORE, BE IT RESOLVED, that the number of hours to be spent at the Department of Mental Health by Dianna Spence shall be amended to read "...an average of 16 hours per week...".

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator McCarthy, with second by Legislator Tuohey, to add the following resolutions to the agenda. Motion carried. 6 ayes, 1 nay, Legislator Bennett, 0 absent.

RESOLUTION NO. 423-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 3900 through 4108 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 424-991

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION DELEGATING FISCAL AND MANAGERIAL RESPONSIBILITY FOR VENDING MACHINE SERVICES IN COUNTY BUILDINGS TO THE EAP COMMITTEE

WHEREAS, it is desirable to locate vending machines in various county buildings to service employee needs, and

WHEREAS, profits resulting from the operation of these machines are derived from employee purchases and should be used for the benefit of employees, and

WHEREAS, the EAP Committee has demonstrated a willingness and ability to oversee such a program,

NOW, THEREFORE, BE IT RESOLVED, that the EAP Committee, effective January 1, 1992, is hereby given full responsibility for employee vending machine services in County buildings, with the understanding

that all profits resulting from the operation will be used for the benefit of County employees, and be it

FURTHER RESOLVED, that prior to the effective date of this takeover, the EAP Committee must submit a "plan of operation" to the Legislature for approval. This "plan of operation" must address as a minimum, the following points:

1. The procedure to be used to determine the variety, number and location of the machines, as well as the selection of a vendor.
2. The procedure used to handle financial transactions, including the reasonableness of commissions.
3. The procedure used to select programs and authorize expenditures.
4. The method used to report fiscal transactions and program activities to the Legislature;

and be it

FURTHER RESOLVED, that all authority granted under this resolution will end December 31, 1992, unless renewed or extended by a subsequent resolution of the Legislature.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Swiercznski; 0 absent.

Legislator Berger, with second by Legislator Bower, moved a resolution entitled "Resolution to fill a vacancy in the Probation Department". During discussion, Legislator Tuohy moved to table the resolution. Motion carried. The resolution was tabled.

RESOLUTION NO. 425-991

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING DOHERTY COMMUNICATIONS CORPORATION TO MOVE TELEPHONE AND ALARM EQUIPMENT WITHIN THE ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby authorize Doherty Communications Corporation to move the alarm and telephone equipment out of the telephone room to another area of the Orleans County Jail, in order to continue with the Jail renovation work; and be it

FURTHER RESOLVED, that the cost of this project is not to exceed \$4,784.00, as per the quotation submitted by Doherty Communications Corporation.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 426-991

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO RESCIND RESOLUTION NO. 388-891

WHEREAS, Resolution No. 388-891 set up new budget monies for Domestic Violence Grant in the amount of \$26,231.00; and

WHEREAS, it was realized that this Grant had been previously been set up in the Probation Department's appropriation account A3140.100;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby rescind Resolution No. 388-891 and authorizes the County Treasurer to make the corrective budgetary entries.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 427-991

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONTRACT FOR SSI OUTREACH PROGRAM BETWEEN OFFICE FOR THE AGING AND THE NYS OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve a contract between the Orleans County Office for the Aging and the New York State Office for the Aging to implement a Supplemental Security Income (SSI) Outreach Program for the period of October 1, 1991 - June 30, 1992 at a cost of \$28,538.00 which is 100% reimbursable.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 428-991

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

**RESOLUTION APPROVING MUNICIPAL COOPERATION AGREEMENT
WITH TOWN OF CLARENDON RE COUNTY SOLID WASTE PROGRAM**

WHEREAS, the Town of Clarendon has indicated its desire to participate in the County Solid Waste Program by official resolution of its Town Board, and by executing a Municipal Cooperation Agreement providing for such participation;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be and hereby is authorized to execute the Municipal Cooperation Agreement with the Town of Clarendon, on behalf of the County of Orleans; and be it

FURTHER RESOLVED, that the Chairman of the Legislature be and hereby is authorized to execute an addendum to the agreement with C.I.D. Refuse Service, due to inclusion of the Town of Clarendon for service under the Agreement for Collection and Disposal of Refuse, Garbage and Recyclables effective October 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator McCarthy, introduced a resolution entitled "Resolution Appointing Director of Real Property Tax Service". During discussion, Legislator Bennett tabled the resolution.

Legislator Swiercznski, with second by Legislator Tuohey, moved to adjourn the meeting. Motion carried.

Meeting adjourned at 6:40 p.m.

LEGISLATURE MEETING
October 9, 1991

The meeting was called to order at 4:30 p.m. by Chairman Billings. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: An invitation to the Annual Dinner Meeting of the Farm Bureau to be held at the Elks Club on October 19th; notice from NYS DEC that they (NYSDEC) will assume regulatory responsibility for administering the Coastal Erosion Management Regulations in the Town of Carlton; a copy of the minutes from WNY OTB's September 27th meeting; notice of the Intercounty Association of WNY meeting to be held October 17th at the Steuben County Infirmary; notice from the National Association of Counties that their annual dues for 1992 will be \$657.00, with the County having two votes at the annual business meeting; a copy of County Attorney Norris Webster's letter to the Village of Albion stating that County Local Law No. 2 of 1991 does not apply to the Village of Albion state permitted sludge disposal by land spreading operations and that no permit is required from the County; a copy of the 1992 State Equalization Rates to be used in the apportionment of the 1992 County tax;

Letters from the Town Assessors from the Towns of Barre and Kendall recommending that the Legislature appoint Danise Austin to the position of Director of Real Property Tax Services; a letter from the Town of Murray Supervisor James Piedimonte and the Murray Town Board recommending that Danise Austin be appointed to the Real Property Tax Service Director position; letters from Shelby Supervisor John Fox, Barre Supervisor Jon Peglow, Ridgeway Supervisor George Mufford recommending that the Legislature consider and appoint the most experienced person to the Real Property Tax Service Director position; similar letters from Clarendon Councilmen Everett Campbell and Thomas Persia, and from Shelby Councilmen Charles Wilson and William Eick requesting the Legislature consider and appoint the most experienced person to the Real Property Tax Service Director position.

Report of Standing Committees: Legislator Tuohy reported meeting with the Budget Officer during the past week, going over budgets; attended the Barre Town Board meeting on the 7th; attended the Shelby Town Board meeting on the 8th; attended EAP meeting earlier

in the day.

Legislators Bennett, Swiercznski and McCarthy all reported regular meetings with their departments; Legislator Bennett also noted that there would be a public information meeting at the Carlton Recreation Hall at Carlton Station on the bridge situation at Two Bridges; Legislator McCarthy also reported a very amiable meeting with the Finance Committee.

Legislator Berger attended the hearing on Barre Ag District No. 1 on September 25th; attended the Budget Committee meetings on October 1st; attended the Safety Committee at the Legislature office on October 2nd, and the Soil and Water meeting on October 8th.

Legislator Bower reported attending his regular departmental meetings.

Chief Administrative Officer thanked the staff at the Legislature Office for all the calls that have been handled regarding the County's Solid Waste Program. Mr. Dudek reported that recycling bins had been delivered to the old J & I site, noting that CID had permission to use it. However, he did not know when the bins will be delivered. The Solid Waste Program began October 1st, whether or not the bins had been delivered.

Legislator Bower asked if any thought had been given to the use of dumpsters in mobile home parks and in resort areas - whether or not this would help with some of the problems. Mr. Dudek said that he and the County Attorney were preparing a letter for the "seasonals" regarding this, saying that we (the County) would be willing to consider this, that the first step will be to determine the number of properties involved. With regard to mobile home parks, the decision is optional - the owners have control over some of this.

Legislator Berger, with second by Legislator Tuohy, moved to add the following resolutions to the agenda:

1. Resolution authorizing change orders for Jail Reconstruction;
2. Resolution setting up capital project account for County Jail Reconstruction;
3. Bond Resolution dated October 9, 1991: A resolution authorizing the reconstruction and equipment of the Orleans County Jail in and for the County of Orleans, New York, at a maximum estimated cost of \$270,000.00, and authorizing the issuance of \$270,000.00 serial bonds of said

- County to pay the cost thereof;
4. Resolution authorizing the County Highway Superintendent to advertise for bids for 800 megahertz radio system;
 5. Resolution authorizing Buildings and grounds to proceed with lighting replacement program under the Energy Reduction Grant from Niagara Mohawk.

Motion carried. The resolutions were added the meeting agenda.

The following resolutions were then presented:

RESOLUTION NO. 429-1091

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCY IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Social Welfare Examiner position in the Department of Social Services, effective October 24, 1991.

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 430-1091

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING CHANGE ORDER FOR IVERSON CONSTRUCTION COMPANY FOR JAIL RENOVATION PROJECT

RESOLVED, that this Legislature does hereby approve the following change-order for Iverson Construction Company of Gorham, New York, for the Orleans County Jail Renovation Project:

1. RFP Serial No. 5 New Handicapped Toilet Room, an additional cost of.....\$2,835.00
2. RFP Serial No. 2 Tinted Glazing on Control and Radio Room Windows-additional cost of...\$ 165.00
3. RFP Serial No. 3 Revise the Extent of Security Pipe Cover in New Dormitory-a credit of.\$ 60.00.

4. RFP 1 Installed VCT (Vinyl Tile) in lieu of quarry tile and delete marble threshold (credit of \$250.00); delete wing wall and counter with cabinets in elevation No. 1 (credit of \$657.00) and relocate pistol locker (no charge) for a total credit of.....\$ 907.00
5. RFP 6 renovation of new security door Mechanical Room - Revise Door "F" to a pair of 3'x7'2"x2" security doors with hardware, representing an additional cost of.....\$3,395.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 431-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TRANSFER FROM CONTINGENT ACCOUNT
TO SHERIFF'S CONTRACTUAL ACCOUNT

WHEREAS, emergency repairs were required on the communications equipment located at the dispatch center, and sufficient funds were not available in the Sheriff's Contractual Account or in the C. D. Office Contractual Account to cover said expense;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$585.00 from Contingent Account A1990 to Sheriff's Budget Account 3110.418 Other Contractual to pay for said emergency repairs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 432-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY
REGARDING THE INCINERATION OF ANIMALS

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and Genesee County in which Orleans County agrees to provide for the incineration of animals which have been euthanized by the Genesee County Animal Control Officers; said service to be provided weekly at a date and time mutually agreed to by both parties, with cost

for said services to be as follows:

1. \$15.00 for each dog;
2. \$7.00 for each cat.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 433-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN SHERIFF'S
DEPARTMENT AND NYS UNIFIED COURT SYSTEM

RESOLVED, that the agreement between the Sheriff's Department and the NYS Unified Court System in which the County agrees to provide security while Court is in session, is hereby approved by this Legislature; said agreement is to be in effect April 1, 1991 through March 31, 1992, with the maximum compensation to be \$41,388.00.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution entitled RESOLUTION TO FILL VACANT DEPUTY SHERIFF'S POSITION was withdrawn from the Agenda by Legislator Berger.

RESOLUTION NO. 434-1091

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FOR HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the payment of the following capital project claim; said claim to be paid from Highway Department Capital Project Account H5120.2 Bridges:

1. Keller Construction Co., Inc. 13519 West Lee Road, Albion, N.Y. Estimate No. 2 for work on the replace of Slade Road Bridge over Oak Orchard Creek in the amount of.....\$158,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 435-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING PURCHASES FOR SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following purchases for the Orleans County Sheriff's Department, to be paid for with Narcotic Surveillance Grant funds from Acct. 3110.250:

- | | |
|-------------------------------------|-------------|
| 1. Pager | \$1,550.00 |
| 2. Dark Invader Night Vision System | \$4,500.00 |
| 3. VHS Camcorder/Magnavox | \$ 799.00 |
| 4. Camera Equipment | \$2,237.25. |

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 436-1091

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING PURCHASE FOR SOCIAL SERVICE DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the purchase of one Everex Tape, back-up, at a cost of \$299.00 by the Department of Social Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 437-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING 1992 STOP DWI PLAN

WHEREAS, the STOP DWI Advisory Board has reviewed and approved the STOP DWI Plan for 1992;

NOW, THEREFORE, BE IT RESOLVED, that said Plan, totalling \$81,459.00, is hereby approved by this Legislature, and authorization is hereby given to submit said Plan to the NYS Department of Motor

Vehicles for their approval.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 438-1091

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) Lakeside Memorial Hospital, 156 West Avenue, Brockport, NY for referral of discharges of adults who meet protective services for adults criteria; to be effective August 1, 1991 through July 31, 1992 at \$0 cost to the county.
- (2) Gateway, 6350 Main Street, Williamsville, NY for provision of foster care services; to be effective July 1, 1991 through June 30, 1992 at a cost of \$61,418 per child. County cost is \$20,882.
- (3) Baker Hall, 150 Martin Road, Lackawanna, NY for provision of foster care services; to be effective July 1, 1991 through June 30, 1992 at a cost of \$56,728 per child. County cost is \$19,288.
- (4) Orleans Agricultural Center, 448 West State Street, Albion, NY for the purchase of day care services; to be effective June 1, 1991 through May 31, 1992 at a cost of \$15.00 per day per child. County cost is \$2.00 per day per child.
- (5) YWCA, 301 North Street, Batavia, NY for the purchase of day care services; to be effective August 1, 1991 through July 31, 1992 at a cost of \$0 per day per child. County cost is \$0 per day per child.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 439-1091

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION EXTENDING POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, the Buildings and Grounds Department is currently operating with a vacant Maintenance Worker position which has decreased the spending in the Building & Grounds Department personal services budget account; and

WHEREAS, a much-needed Custodial Worker position is soon to expire, because there is no provision for continued funding in said Department's personal services account; and

WHEREAS, there are funds available in said Department's personal services account due to the vacant Maintenance Worker position;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the extension of the Buildings and Grounds Department Custodial Worker position currently held by Donald Penna, through December 31, 1991, or until the vacant worker position is filled, whichever first occurs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 440-1091

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCY IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Community Services Worker position in that Department on a temporary basis, effective October 3, 1991 until December 15, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 441-1091

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 4125 through 4304 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 442-1091

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING PURCHASE FOR RECORDS MANAGEMENT DEPARTMENT

RESOLVED, that this Legislature does hereby approve the purchase of shelving for use by the Records Management Department, as follows:

1.	25 Sections Open Type Shelving.....	\$3,412.50;
2.	5 Sections Shelving w/7 Shelves...	730.00;
3.	1 Five-Drawer Cabinet.....	<u>768.00</u>
	TOTAL	\$4,910.50

Adopted. 7 ayes; 0 nays; 0 absent.

The following resolutions were tabled at the September 25th meeting, to be reconsidered on October 9, 1991:

RESOLUTION NO. 443-1091

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING THE CREATION AND FILLING OF A PART-TIME CASE MANAGER FOR THE COUNTY HEALTH DEPARTMENT

WHEREAS, the State Health Department, through Federal Grants, has increased the amount of 100% funding through the Infant Health Assessment Program

for the purpose of enabling the Counties to provide start-up money for the Statewide Early Intervention Case Management Program (EIP) for infants and toddlers with developmental delay/disabilities, birth to three (3) years of age, and their families;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby by approve the creation and filling of a part-time (20% FTE) Case Manager position for the Infant Health Assessment Program in the County Health Department, with 100% reimbursement, at Step 1, Grade 11, of the CSEA Salary Schedule.

Defeated. 3 ayes; 4 nays, Legislators Billings, Bower, Swiercznski and Tuohey; 0 absent.

Legislator Bennett, with second by Legislator Berger, introduced a resolution which would place State Office of Mental Health Employees at the Orleans County Mental Health Department. After discussion, Legislator Bennett called for a "roll call vote", and the following resolution was then voted upon and defeated:

RESOLUTION NO. 444-1091

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO AUTHORIZE AN AGREEMENT TO PLACE STATE OFFICE OF MENTAL HEALTH EMPLOYEES AT THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, state funding for Mental Health Services has traditionally been underfunded in Western New York as opposed to other regions in the State; and

WHEREAS, the State budget crisis has precipitated drastic changes in the configuration of services in Western New York; and

WHEREAS, to enable the western region to maintain the level of state funding and state funded services in the NYS Office of Mental Health has proposed to divert funding from inpatient services to community based services; and

WHEREAS, the initial proposal to divert this funding is through the use of State clinical positions based in the community; and

WHEREAS, the State employees will generate income which will be the property of the Orleans County Department of Mental Health; and

WHEREAS, this will result in a net reduction to the County share for Mental Health Services; and

WHEREAS, this agreement will not incur costs to the County except for contractual services in the amount of \$10,000.00 and equipment purchases in the amount of \$1,040.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the placement of NYS Office of Mental Health employees within programs operated by the Orleans County Department of Mental Health.

Defeated. 3 ayes; 4 nays, Legislators Billings, Bower, Swiercznski and Tuohey; 0 absent.

The next two resolutions on the agenda (1) RESOLUTION APPROVING AN INCREASE OF \$10,000.00000 PER ANNUM FOR OTHER CONTRACTUAL EXPENSES WITHIN THE DEPT. OF MENTAL HEALTH FOR SUPPORT SERVICES AS NEEDED AND (2) RESOLUTION APPROVING EQUIPMENT PURCHASES FOR THE DEPT. OF MENTAL HEALTH were withdrawn from the agenda by Legislator Bennett.

RESOLUTION NO. 445-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO FILL VACANCY IN PROBATION DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of a vacant Probation Officer position in the Orleans County Probation Department; said position to be Grade 13, Step 1 on the CSEA salary schedule, with an annual salary of \$19,725.00.

Adopted. 4 ayes; 3 nays, Legislators Billings, Swiercznski and Tuohey; 0 absent.

RESOLUTION NO. 446-1091

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING DIRECTOR OF REAL PROPERTY TAX SERVICE

RESOLVED, that this Legislature does hereby

appoint Mrs. Doreen Roth Wilson to the position of Director of Real Property Tax Service, to complete the remainder of the term of the former director; said appointment is subject to a six-month probationary period, commencing November 1, 1991, with salary to be set at \$21,494.00 (Grade 3, Step 1) and to be in effect until December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

The following resolutions were added to the agenda earlier in the meeting:

RESOLUTION NO. 447-1091

By Legislator McCarthy who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING CHANGE ORDERS FOR JAIL RENOVATION

RESOLVED, that this Legislature hereby authorizes the following change orders regarding the renovations at the Orleans County Jail:

Contract No. 2 - Cassidy Mechanical Corporation:

RFP Serial No. 3 - Modification to lobby unit heater grill, an addition of.....\$263.00

RFP Serial No. 2 - Modification to second floor dormitory hot water piping, an addition of.....\$204.00

RFP Serial No. 1 - New handicapped toilet room, an addition of.....\$8565.00

Contract No. 3 - Colonna Electric:

RFP No. 2 - electrical handicapped toilet room, an addition of.....\$407.57.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 448-1091

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP CAPITAL PROJECT ACCOUNT FOR THE
COUNTY JAIL RECONSTRUCTION

RESOLVED, that this Legislature does hereby
authorize the County Treasurer to set up Capital
Project Accounts as follows:

Capital Project County Jail Reconstruction	
Appropriation H3150.....	\$270,000.00

Revenue (Serial Bond) Account H5710...\$270,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 449-1091

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger

BOND RESOLUTION DATED OCTOBER 9, 1991: A RESOLUTION
AUTHORIZING THE RECONSTRUCTION AND EQUIPMENT OF THE
ORLEANS COUNTY JAIL IN AND FOR THE COUNTY OF ORLEANS,
NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$270,000.00,
AND AUTHORIZING THE ISSUANCE OF \$270,000.00 SERIAL
BONDS OF SAID COUNTY TO PAY THE COST THEREOF

BE IT RESOLVED, by the County Legislature of the
County of Orleans, New York, as follows:

Section 1. The reconstruction of the Orleans
County Jail in and for the County of Orleans, New York,
including original furnishings, equipment, machinery
and apparatus required therefor, is hereby authorized
at a maximum estimated cost of \$270,000.00.

Section 2. SEQR Determination: It is hereby
determined that the aforesaid purpose constitutes a
Type II Action under the SEQR Regulations of the State
of New York and that the same shall not have a
significant impact upon the environment.

Section 3. The plan for financing of such maximum
estimated cost is by the issuance of \$270,000.00 serial
bonds of said County, hereby authorized to be issued
therefor, pursuant to the Local Finance Law.

Section 4. It is hereby determined that the
period of probably usefulness of the aforesaid specific
object or purpose is twenty years, pursuant to
subdivision 12(a)(1) of paragraph a of Section 11.00 of
the Local Finance Law. It is hereby determined that,
in accordance with the provisions of Chapter 413 of the
Laws of 1991, no down payment is required in connection

with the financing of the aforesaid purpose.

Section 5. 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 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 6. 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 7. 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 and also including the consolidation with the issues, 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, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 8. 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 2. This resolution, which takes effect immediately shall be published in full in the Albion Advertiser, Inc. and in the Medina Journal-Register, Inc., 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 450-1091

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE FOR BIDS FOR 800 MEGAHERTZ RADIO SYSTEM

RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to advertise for bids for an 800 Megahertz Radio System, as per bid specifications submitted by RAM Communications.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Swiercznski; 0 absent.

During discussion on Resolution No. 450-1091, Legislators Tuohey and McCarthy pointed out that the County has to have cost estimates in order to decide whether or not to go ahead with the project, and that the only way to determine what the costs will be is to continue and bid the project. County Attorney Norris Webster informed the Board of a legal point to be considered by pointing out that the Towns and Villages had signed agreements and contributed funding to the County to aid in the radio study and spec preparation costs. Mr. Webster felt that the Towns and Villages would like to know the approximate costs involved in the project, before the County decides whether or not to continue.

RESOLUTION NO. 451-1091

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS TO PROCEED WITH LIGHTING REPLACEMENT PROGRAM UNDER THE ENERGY

REDUCTION GRANT FROM NIAGARA MOHAWK POWER CORPORATION

BE IT RESOLVED, that the Buildings and Grounds Department is hereby authorized to take the necessary steps to replace lighting fixtures in the County Office Building and the County Clerk's Building, in such a manner that we can obtain the Energy Reduction Grant under the Niagara Mohawk Power Corporation rebate program.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Swiercznski, with second by Legislator Bower, to recess the meeting subject to recall by the Chairman. Motion carried.

Meeting recessed at 5:35 p.m.

LEGISLATURE MEETING
October 23, 1991

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk announced that a copy of the Proposed Town of Barre Water District No. 1 had been received and was on file, also that the Soil & Water Conservation District Board had sent over copies of their Sept. - Oct. issue of their news magazine because of articles pertaining to RC&D's.

Report of Standing Committees: Legislators Tuohey, Bennett and Swiercznski all reported attending their usual committee meetings. Legislator McCarthy reported that the driveway in back of Central Hall had been "topped", and that the ramp for that building is almost completed. Also, in regard to the Slade Road Bridge Project, Mr. McCarthy stated the Highway Department was leaving space for a canoe launch near the bridge, and that the walk from the County Administration Building to the County Nursing Home had been completed.

Legislator Berger reported attending the Yates Town Board meeting on October 10th; the Lyndonville Village Board meeting on October 14th; a meeting with the Probation Department and with the Sheriff on October 16th, and attended Division I Soil and Water Meeting in Batavia the evening of the 16th; attended a budget meeting at the Legislature chambers on October 18th and attended a bridge meeting on October 22nd. Legislator Bower reported attending his usual departmental meetings.

The following resolutions were presented:

RESOLUTION NO. 452-1091

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO FILL VACANCIES IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the administrator of the Orleans County

Nursing Home to fill six (6) vacant Permanent Part-time Institutional Aide positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 453-1091

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 4318 through 4481 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 454-1091

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING DEPARTMENT OF SOCIAL SERVICES TITLE XX PLAN FOR 1992

RESOLVED, that the Department of Social Services Title XX Plan for 1992 as presented by the Commissioner of Social Services is hereby approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 455-1091

By Legislator Bennett, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT BETWEEN CLARK ENGINEERS AND THE COUNTY HEALTH

DEPARTMENT FOR ENGINEERING SERVICES

RESOLVED, that this Legislature does hereby approve an Amendment to the Agreement with Clark Engineers, for engineering services, for the Environmental Health Division of the County Health Department. Said Amendment to increase the per hour rate to be paid from fifty-five dollars (\$55.00) to fifty-eight dollars (\$58.00), effective 01 July 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 456-1091

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AN INCREASE IN THE 1991 BUDGET FOR THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department has experienced an unexpected increase in the cost of engineering services for 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$15,000.00 from Contingent Fund A1990 to Health Department Account A4010.482 Engineer Services to cover said cost increase.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 457-1091

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AN AGREEMENT BETWEEN JOSETTE DOBIESZ, REGISTERED NURSE, AND THE COUNTY HEALTH DEPARTMENT FOR QUALITY ASSURANCE SERVICES

WHEREAS, the County Health Department's Home Health Agency must meet standards set forth to maintain quality assurance;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Josette Dobiesz, and the County Health Department, to provide quality assurance procedures at a cost of eighteen dollars (\$18.00) per hour. Cost to be reimbursed through various revenue sources for

provision of home health agency services; said agreement to be reviewed by December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 458-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY TREASURER TO TRANSFER FUNDS WITHIN PROBATION DEPARTMENT ACCOUNTS

RESOLVED, that the County Treasurer is hereby authorized to make the following transfers within the Probation Department 1991 budget accounts:

From:

A3140.1 Personal Services.....\$592.38;

To:

A3140.220 Equipment Account.....\$300.00

A3140.411 Other Contractual.....292.38

Total.....\$592.38.

Defeated. 3 ayes; 4 nays, Legislators Bennett, Billings, Swiercznski and Tuohey; 0 absent.

Legislator Tuohey tabled the next resolution on the agenda entitled "Resolution to fill vacant Deputy Director for Administration Position in Mental Health Department".

RESOLUTION NO. 459-1091

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 7 AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 7 (Towns of Shelby, Ridgeway and Village of Medina) was certified on August 28, 1982; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requires existing Agricultural Districts to be reviewed every eight years; and

WHEREAS, that review has been completed with

reports of recommendations from the County Agricultural Districting Advisory Committee and County Planning Board; and

WHEREAS, proper notice was conducted and a public hearing was held on May 1, 1991;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County Agricultural District No. 7 be approved, with modifications, as follows:

1. Include tax parcels 78.00-1-8, 78.00-3-5 and 79.00-3-33.2 as requested by the owner;
2. Adjust the district boundary to include tax parcels 78.00-3-43.1, 78.00-3-43.2, 90.00-1-37.2, 90.00-1-76, 90.00-1-36, 90.00-1-37.1, 90.00-1-38, 90.00-1-75, 90.00-1-75.12, 90.00-1-75.2 and 90.00-1-76.2;
3. Adjust the district boundary to include complete parcels by eliminating setback corridors and bisected parcels along State Routes 31, 31A and 63 as more fully described on the map of the district and boundary description;
4. Exclude tax parcels 101.00-1-9.2, 79.00-3-60, 79.84-1-46, 101.00-1-9.1 and 101.00-1-72 as requested at the above-noted public hearing;

and be it

FURTHER RESOLVED, that the revised district map and boundary description be filed with the Orleans County Clerk, the Towns of Shelby and Ridgeway, the Village of Medina, and the Commissioner of Agriculture and Markets.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 460-1091

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING EMPLOYEE ASSISTANCE PROGRAM (EAP) TRIP TO NIAGARA FALLS, N.Y. FESTIVAL OF LIGHTS ON DECEMBER 7, 1991

RESOLVED, that this Legislature does hereby authorize an Employee Assistance Program (EAP) trip to the Festival of Lights at Niagara Falls, New York on December 7, 1991 for County employees and their guests;

and be it

FURTHER RESOLVED, that the cost of chartering the bus(es) and all other expenses, will be the responsibility of the employee and their guest(s) with no expense to the County.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Bennett tabled the next resolution on the agenda entitled "Resolution Authorizing Equipment Purchase for Mental Health Department".

RESOLUTION NO. 461-1091

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
RE ORLEANS COUNTY MARINE PARK PROJECT

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$1,154.00 to Ernst & Young, 1400 Key Tower, 50 Fountain Plaza, Buffalo, NY 14202, as final payment for professional services rendered in connection with their "agreed upon" procedures report related to the Orleans County Marine Park project; said payment to be made from Capital Project Acct. H7180.2 Orleans County Marine Park.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 462-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ABOLISHING AND CREATING POSITIONS IN THE
PROBATION DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby abolish one (1) Probation Officer II position, at Grade 14 on the CSEA Salary Schedule, and in its place does hereby create one (1) Probation Officer position, at Grade 13, Step 1 on the CSEA Salary Schedule; said position to be effective retroactive to Monday, October 21, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator McCarthy, with second by Legislator Tuohey, to add the following resolutions:

1. Resolution authorizing Chief Administrative Officer to approve corrections of erroneous billing for the County Solid Waste Program.
2. Resolution authorizing County Treasurer to relevy unpaid school taxes.
3. Resolution authorizing County Treasurer to relevy unpaid fourth quarter 1991 Solid Waste Fees to 1992 County/Town tax bills.
4. Resolution setting up budget monies in the 1991 Sheriff's Department budget accounts.
5. Resolution amending Resolution No. 547-1290 of the year 1990, which amended Resolution No. 164 of the year 1967 limiting the dollar amount of the net collections from sales tax to be paid to the school districts and towns and villages.

Motion carried. 7 ayes; 0 nays; 0 absent.

The following resolutions were then presented:

RESOLUTION NO. 463-1091

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO APPROVE CORRECTIONS OF ERRONEOUS BILLING FOR THE COUNTY SOLID WASTE PROGRAM

BE IT RESOLVED, that the Chief Administrative Officer is hereby authorized to correct billing errors for the County's Solid Waste Program, which have been caused by a billing -

1. Which is inconsistent with Resolutions No. 371-981 and No. 396-891; or
2. Which becomes inconsistent with these resolutions because of a property classification code correction made by an assessor, provided that written notice of such correction is received from the assessor;

and be it

FURTHER RESOLVED, that all corrections shall be made in writing with copies sent to the County Treasurer, Clerk of the Legislature, Town Assessors and Real Property Tax Office.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 464-1091

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY
UNPAID SCHOOL TAXES

RESOLVED, that, pursuant to the request from the County Treasurer, she be, and hereby is, authorized to relevy the unpaid school taxes, adding a 7% penalty to be added to the 1992 tax rolls for the respective towns as of November 1, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 465-1091

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY
UNPAID FOURTH QUARTER 1991 SOLID WASTE FEES TO 1992
COUNTY/TOWN TAX BILLS

RESOLVED, that, pursuant to the request from the County Treasurer, she be, and hereby is, authorized to relevy the unpaid fourth (4th) quarter 1991 Solid Waste Fees; said fees to be added to the 1992 tax rolls for the respective towns as of November 15, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 466-1091

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP BUDGET MONIES IN THE 1991
SHERIFF'S DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1991 Sheriff's Department budget accounts as follows:

Revenue Acct:

A4325 Narcotics Enforcement Surveillance
Equipment Program.....\$6,933.785

Appropriation Acct.:

A3110.250 Sheriff's Dept.

Other Equipment.....\$6,933.75;

and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the transfer of the following budget monies in the 1991 Sheriff's Department budget accounts:

From:

Acct. A3189 Special Drug Investigation

Acct.....\$2,311.25

To:

Acct. A3110.250 Sheriff's Dept.

Other Equipment Acct....\$2,311.25.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 467-1091

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AMENDING RESOLUTION NO. 547-1290 OF THE YEAR 1990 WHICH AMENDED RESOLUTION NO. 164 OF THE YEAR 1967 LIMITING THE DOLLAR AMOUNT OF THE NET COLLECTIONS FROM SALES TAX TO BE PAID TO THE SCHOOL DISTRICTS AND TOWNS AND VILLAGES

WHEREAS, Section 14 (a) of Resolution 164 of the year 1967 provided for the disposition of Sales Tax Revenues, One Hundred Percent (100%) for County purposes; and

WHEREAS, Sales Tax Revenues were distributed 66.67% to the County 11.1111% to the School Districts and the balance to the Towns and Villages in the County pursuant to Section 1262(a) of the Tax Law of the State of New York in accordance with Resolution No. 160 of the Year 1973; and

WHEREAS, this Legislature adopted Resolution No. 547-1290 on December 12, 1990, amending Resolution No. 160 of the Year 1973 and Resolution No. 164 of the year 1967 by limiting the dollar amount of the net collections from sales tax to be paid to the school districts in the year 1991 and all years thereafter to the amount paid in the year 1990 with the excess to be paid to the County for any County purpose; and

WHEREAS, this Legislature now wishes to limit and cap the dollar amount of the sales tax to be paid to the School Districts to one-half of the dollar amount paid to said School Districts in the calendar year 1990 and to limit and cap the dollar amount of the sales tax to be paid to the Towns and Villages of the County, to the dollar amount that is paid to said Towns and Villages in the calendar year 1991;

NOW, THEREFORE, BE IT RESOLVED, that Resolution No. 547-1290, Resolution No. 160 of the Year 1973 and Section 14(a) of Resolution 164 of the Year 1967 be and the same hereby are amended as follows:

A) Section 14(a)(2) is amended to add the following phrase, to wit, provided, however, that the monies hereby set aside and to be so distributed and paid shall not exceed, in the calendar year 1992 and all years thereafter, one-half the dollar amount of the monies so set aside, distributed and paid in the calendar year 1990 and any portion of such 11.1111 percent of such monies in excess of the said dollar amount so set aside, distributed and paid to the School Districts in 1990 shall be and hereby are set aside for County purposes and shall be available for any County purpose.

B) Section 14 (a) (3) is amended to add the following phrase at the end of the first sentence of such subparagraph, to wit: provided, however, that the monies hereby allocated to the Towns and Villages of the County of Orleans shall not exceed in the calendar year 1992 and all years thereafter, the dollar amount of the monies so allocated and paid in the calendar year 1991 and any portion of such monies in excess of the said dollar amount so allocated and paid in the calendar year 1991 shall be and hereby are set aside for County purposes and shall be available for any County purpose.

(C) Said Section 14(a) as so amended shall read as follows:

(a)(1) 66.67 percent of such monies is hereby set aside for County purposes and shall be available for any County purposes

(2) 11.1111 percent of such monies is hereby set aside, pursuant to Section 1262(a) of the Tax Law of the State of New York for educational purposes and shall be distributed and paid quarterly to the several school districts in the County pursuant to the provisions of Section 1262(a) of said Tax Law, as amended, provided, however, that the monies hereby set aside and to be so distributed and paid

shall not exceed, in the calendar year 1992 and all years thereafter, one-half the dollar amount of the monies so set aside, distributed and paid in the calendar year 1990 and any portion of such 11.1111 percent of such monies in excess of the said dollar amount so set aside, distributed and paid to the School Districts in 1990 shall be and hereby are set aside for County purposes and shall be available for any County purpose.

(3) The remainder of such monies shall be allocated quarterly to the Towns of the County of Orleans being the entire area of said County in proportion to their respective populations including population within incorporated Villages determined in accordance with the latest decennial census or special census taken pursuant to law completed and published prior to the end of the quarter for which the allocation is made which special census must include the entire area of the County, provided, however, that the monies hereby allocated to the Towns and Villages of the County of Orleans shall not exceed in the calendar year 1991 and all years thereafter, the dollar amount of the monies so allocated and paid in the calendar year 1991 and any portion of such monies in excess of the said dollar amount so allocated and paid in the calendar year 1991 shall be and hereby are set aside for County purposes and shall be available for any County purpose. Such amounts allocated to the entire County shall be applied first to reduce County Taxes levied upon real property in the several Towns in such area. Any balance remaining shall then be applied first to reduce general Town Taxes levied upon real property in such area. Any Town by local law, ordinance or resolution, however, may provide that the amounts which would be so applied to reduce the County Taxes and general town taxes levied upon real property in such town shall be paid directly to such town to be used for any town purpose. If any Village, other than a Village within a County having a population of one million or more and containing not more than three towns by local law, ordinance or resolution shall so provide, the amounts which would be so applied to reduce the County and general town taxes levied upon real property in such Village shall be paid directly to such Village in lieu of such tax reduction. Where any Village has elected to be paid directly as provided in the subdivision, the amount to be paid to such Village shall be determined by the ratio that the full valuation of real property in the Village or portion thereof within the town in which such Village is located

bears to the full valuation of real property in the entire town. If a Village, wholly or partially within a town has so elected to be paid directly, but the Town in which such Village is located has not elected, the amount allocated to the Town in which such Village is wholly or partially situated shall be applied to reduce County taxes and general town taxes in the area of the Town outside such Village. If the amount allocated to a town exceeds the amount of the County taxes and general town taxes levied upon real property in the Town, the excess shall be apportioned between the town and each Village, if any, wholly or partially situated therein, in the ratios that the full valuation of real property in each such Village or portion thereof within the Town, and the full valuation of real property in the portion of the Town outside such Village or Villages, respectively, bear to the aggregate full valuation of the entire town. The share of such Village shall be paid directly to such Village. The share of the town shall be applied, first to reduce taxes levied for part-town activities, and any balance remaining shall be paid directly to the town, to be used only for part-town activities. The amount to be applied in reduction of County taxes and general town taxes in each town may be determined on the basis of the ratio which the full valuation of real property in each town bears to the aggregate full valuation of real property in all of the towns in such County.

In the alternative, the amount to be applied in reduction of County taxes and general town taxes in each town may be determined on the basis of the respective populations of the several towns in such County, determined in accordance with the latest federal census or special population census taken pursuant to section twenty of the General Municipal Law, completed and published prior to the end of the quarter for which allocation is made, which special census must include the entire area of the County.

Any local law, ordinance or resolution enacted by a Town or Village pursuant to this subdivision shall only be effective for the calendar year or years subsequent to its enactment and, further, shall only be effective if it is mailed by registered or certified mail to the chief fiscal officer of the County in which the Town or Village is located before the first day of September preceding the calendar year for which the election is made of such local law, ordinance or resolution. Such local law, ordinance or

resolution shall remain in effect for subsequent, calendar years until rescinded by local law, ordinance or resolution, but the enactment shall rescind the election only if it is mailed, in the same manner already provided for in the subdivision, to the chief fiscal officer of the County in which the Town or Village is located before the first day of September preceding the calendar year for which the rescission is to apply; and be it

FURTHER RESOLVED, that written notice of the adoption of this Resolution shall be given by the Clerk of the Legislature to the school authorities of the school districts and the authorities of the Towns and Villages in the County pursuant to Section 1262(e) Tax Law.

Adopted. 5 ayes; 2 nays, Legislators Bennett and McCarthy; 0 absent.

Legislator Bennett, with second by Legislator Swiercznski, moved to go into executive session to discuss a personnel matter. Motion carried.

Meeting recessed at 5:50 p.m.

Meeting reconvened at 6:30 p.m.

Motion by Legislator Swiercznski, with second by Legislator Bennett, to recess the meeting, subject to the call of the Chairman. Motion carried.

Meeting recessed at 6:30 p.m.

RECONVENED LEGISLATURE MEETING

November 1, 1991

The Legislature Meeting was reconvened by Chairman Billings at 4:00 p.m. All Legislators were present.

The following resolutions were presented:

RESOLUTION NO. 469-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION APPROVING CHANGE ORDER FOR JAIL
RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby approve the following change orders for the Jail Reconstruction Project as submitted by MRB for the Iverson Construction Corporation of Gorham, New York:

1. RFP No. 7 - Delete "furnishing louvre" from Iverson contract for a credit of.....\$225.00;
2. RFP No. 8 - Revise Lintel over window "6" and modify Lintel over door "C" for an additional cost of.....\$218.00;
3. RFP No. 9 - Additional work required in new laundry room for installation of washing machine drain, for an additional cost of..\$1045.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 470-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION WITHDRAWING PARCELS FROM THE 1991 IN REM TAX
FORECLOSURE PROCEEDING

WHEREAS, the parcels on the annexed List included in the 1991 In Rem Tax Foreclosure Proceeding should be withdrawn because the owners have filed bankruptcy proceedings, automatically staying any further

proceedings in the action, and

WHEREAS, a Resolution of this Legislature is required to remove said parcels from such List,

NOW, THEREFORE, BE IT RESOLVED, that the parcels listed on the annexed List be withdrawn from the 1991 In Rem Tax Foreclosure Proceeding, and

BE IT FURTHER RESOLVED, that the County Treasurer be, and she hereby is, authorized to make and execute a Certificate of Withdrawal with respect to such parcels:

Town of Ridgeway
Village of Medina
Parcel #82, Tax Map No. 69.17-1-38, Being known as 101
Maple Ave., 71.75 x 107.25'
Dannie L. Payne
3767 Fruit Ave.
Medina, NY 14103

Sale of 1988 TAX	859.16
1989 TAX	972.41
1990 TAX	990.68

Parcel #87, Tax Map No. 80.37-1-22, Being known as 427
Main St., 13.00 x 99.00'
Daniel Payne
427 Main St.
Medina, NY 14103

Sale of 1988 TAX	761.08
1989 TAX	1204.11
1990 TAX	1226.74

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution, with a second by Legislator Bower, approving a change order for the Jail Reconstruction Project. Upon discussion, Legislator McCarthy moved to amend the resolution to add the authorization of the setting up of monies in the Buildings and Grounds contractual account. Legislator Berger seconded this motion. The following resolution was then presented:

RESOLUTION NO. 471-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING CHANGE ORDER FOR JAIL
RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby

approve the change order for the Jail Reconstruction Project as submitted by MRB for Colonna's electric of Albion, New York, which is a revised quotation for installing the 911 conduit system. Four conduits routed through mechanical room from telephone panel to new control room, in accordance with proposal 1A, at a cost of \$1265.24 and be it further

RESOLVED, that this Legislature authorizes the setting up of \$1265.24 from the 911 Reserve Account into 1620.418, Buildings and Grounds Other Contractual account.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy moved for an Executive Session regarding a personnel matter. Seconded by Legislator Bennett.

Legislator McCarthy, with a second by Legislator Tuohey, moved to adjourn the meeting at 5:05 p.m. Motion carried.

LEGISLATURE MEETING
November 13, 1991

The chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators, with the exception of Legislator Tuohy, were present.

The Clerk presented the following communications: a letter from the County Historian, Bill Lattin, requesting a resolution to have churches across the County ring their bells for 2 minutes at noon on December 15th in honor of the ratification of the Bill of Rights on December 15, 1791, also that the bell in the Court House Dome be rung at the same time as the church bells.

Report of Standing Committees: Legislators Bennett, Swiercznski and McCarthy reported regular meetings with their department heads. Legislator Berger attended a meeting with County School Board representatives on October 23rd, a STOP DWI meeting October 24th, an Alternatives to Incarceration meet, as well as meeting with the District Attorney, Sheriff and Treasurer on October 25th, attended the Western New York Soil & Water Conservation District conference in Corning on October 27th - 29th, attended the Western District Fire Coordinators' meeting in Batavia on October 29th, visited the Health Department and Legislature chambers October 31st, attended an Awards Committee meeting on November 6th, visited the CD Center regarding their water problem on November 7th, attended the Village of Lyndonville board meeting November 11th, and attended the OTB meeting in Buffalo with County Treasurer and the County's OTB representative George Herring. Legislator Bower reported attending his usual meetings, and congratulated the Awards Committee for the fine job they did on the Awards Banquet.

Harlow Fisher, Superintendent of the Kendall School District, was given privilege of the floor. Mr. Fisher said he was there to speak to the Legislature for the concern the Orleans County School Boards have regarding the decision of October 23rd, to reduce the amount of sales tax revenues to the schools. The school boards would like an opportunity to address the budget. Mr. Fisher said their goal is not to work in opposition to the Legislature, but would like to work cooperatively to try and help solve budgetary problems. Mr. Fisher said he did not enjoy having to

come before the Legislature and appear to be in opposition to the Board. Legislator Bennett thanked Mr. Fisher for being willing to give the County information regarding the school budgets, also Medina.

Motion by Legislator Berger, with second by Legislator Swiercznski, to add the following resolutions to the agenda:

1. Resolution regarding the celebration of the ratification of the "Bill of Rights" on December 15, 1791;
2. Resolution urging NYS DOT to maintain the waters of the Barge Canal at the summer level for the remainder of the year;
3. Resolution pertaining to County policy regarding Departmental and Inter-departmental social events;
4. Resolution approving renewal of Orleans County Agricultural Dist. No. 2 after eight year review;
5. Resolution appointing Legislators and their alternates to the Orleans Community Action Board;
6. Resolution approving payment from Capital Project Acct. H3150 County Jail Reconstruction Project (Electrical Contract);
7. Resolution regarding 1991 Office for the Aging budget accounts;
8. Resolution authorizing renting of Commissioner's House;

Motion carried.

The following resolutions were presented:

RESOLUTION NO. 472-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING RENTING OF COMMISSIONER'S HOUSE

RESOLVED, that this Legislature does hereby authorize Professional Career Systems, Inc., of Utica, New York to rent the Commissioner's House for \$20.00 a day.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 473-1191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO AMEND RESOLUTION NO. 371-891 AND NO. 396-891 ESTABLISHING FEES FOR SOLID WASTE COLLECTION AND TO EXEMPT CERTAIN PROPERTIES (Underlined Sections)

WHEREAS, the County is implementing a County-wide solid waste collection service, including recycling; and

WHEREAS, Local Law No. 4 of the Year 1991 has been duly enacted authorizing this Legislature to establish charges for such service in accordance with Section 226-b(2) and Section 266 of the County Law;

WHEREAS, the actual cost of providing the collection and recycling program is \$177.00 per unit, per year for costs incurred under the contract with C.I.D. Refuse, Inc., and \$2.00 per unit, per year for the costs of administration by the County and Towns; and

WHEREAS, the collection and recycling program as so provided is hereby found and determined by this Legislature (1) to be the minimum program of services that could be provided to encourage and promote the State solid waste management policy found in ECL, Section 27-0106, and (2) to be necessary to promote the health, safety and welfare of the people of the County, it appearing from statistics collected by GLOW Solid Waste Consortium that the waste generated by an average household of four persons is between 133 and 182 pounds per week and increasing and the contract with C.I.D. Refuse, Inc. allows for six bags per week which, at an average of thirty pounds per bag, provides for one hundred eighty pounds per week; and

WHEREAS, the contract with C.I.D. refuse, Inc., allows for eligible units and others to contract for additional SOLID WASTE collection and disposal services from the contractor for needs in excess of those minimum services provided in the program; and

WHEREAS, this resolution will provide for certain "seasonal" properties to receive half year services and pay one-half (1/2) of the full year rate;

NOW, THEREFORE, BE IT RESOLVED, that each tax map parcel in the Towns of Gaines, Yates, Shelby, Ridgeway, Kendall, Murray, Carlton, Clarendon and the Villages of Medina, Albion, Holley and Lyndonville in the categories of:

1. All residential parcels in categories 100 through 399 which actually contain a residential structure;

2. All Code 280 multiple residences, and all other parcels which contain more than one residential dwelling on one parcel shall be coded so that they may be billed for the actual number of residential structures on the parcel;
3. All commercial parcels in categories 400 through 499 except for vacant property;
4. All recreation and entertainment parcels in categories 500 through 599 except for vacant property;
5. All community service parcels in categories 600 through 699, except for vacant property, property in 612 Schools, 620 Religious Facilities, 651 Highway Garages, 662 Police and Fire Protection Facilities, 670 Correctional Facilities, 681 Cultural Facilities and 695 Cemeteries;

are hereby designated as eligible for these services and shall be subject to the charges hereinafter established and imposed; and be it

FURTHER RESOLVED, that inasmuch as exactly the same services will be provided to each tax map parcel, a charge of one unit of service shall be imposed upon each such tax map parcel except parcels which contain two or more separate residential structures which shall be charged one unit of service for each residential structure as each such structure shall be serviced and except that parcels designated by this Legislature as being seasonal home areas that meet all of the following requirements, to wit: (a) it must be located in an area where there is a substantial number of residential properties that are coded 260 seasonal; (b) it must not be directly accessible from a public highway; and (c) must be located on a road that is accessible for only part of the year; shall receive only six (6) months service and shall be charged for one-half unit of service and except that all property locations which are operating as migrant labor camps under a permit issued by the Orleans County Public Health Department pursuant to part 15 of the New York State Sanitary Code shall also receive only six (6) months service and shall be charged for one-half unit of service; and be it

FURTHER RESOLVED, that until amended or modified, the charge for each unit of service shall be \$179.00, and the charge for each half unit of service shall be \$90.50.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 474-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN THE
JOB DEVELOPMENT AGENCY

WHEREAS, two vacancies exist in the Job
Development Agency, be it

RESOLVED, that this Legislature authorizes the
filling of the following vacancies:

Employment and Training Counselor, Grade 11 on the
CSEA Salary Schedule;

Employment Training Representative, Grade 7 on the
CSEA Salary Schedule

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey

RESOLUTION NO. 475-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING CHANGE ORDER FOR JAIL
RECONSTRUCTION PROJECT

RESOLVED, that this Legislature approves the
following change orders for the Jail Reconstruction
Project as submitted by MRB for Colonna's Electric Inc.
of Albion, N.Y. as follows:

R.F.P. No. 1, cut off and call all electrical
conduit stub-ups in concrete floor for a total
of.....\$347.00

Per Owners request, add duplex outlet to new Guard
Station in Recreation Room for a total cost of
.....\$125.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 476-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING 1992 SPECIAL DELINQUENCY
PREVENTION PROGRAM FOR THE YOUTH BUREAU

WHEREAS, the Orleans County Youth Bureau does receive state funding for the provision of the following programs:

Orleans County Mental Health

Mental Health Youth Worker

Research Foundation of SUNY for

- Adolescent Basic Education
- Parents Anonymous
- Special Friends

Orleans County Probation Dept.

Youth At Risk; and

WHEREAS, the Orleans County Youth Board has recommended the continuation of funding of these programs by contracting with New York State for the Special Delinquency Prevention Program funding for 1992, now, therefore be it

RESOLVED, that the Chairman of this Legislature be and hereby is authorized and directed to contract with the State of New York, Division for Youth, for the provision of the Special Delinquency Prevention Program for the period of January 1, 1992 through December 31, 1992 in the amount of \$27,015.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 477-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN THE
NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacant positions in the Orleans County Nursing Home:

1. Institutional Aide - 3 - part-time - Grade 2 on the CSEA Salary Schedule.
2. RN - Grade 13 on the CSEA Salary Schedule.
3. LPN Position - 1-full time, Grade 8, Step 1 on CSEA Salary Schedule.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 478-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION DIRECTING GRADE CHANGE AND AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH

WHEREAS, the Deputy Director for Administration at the Department of Mental Health has tendered her resignation effective November 6, 1991, now therefore be it

RESOLVED, that this Legislature hereby authorizes the filling of this vacancy, and be it further

RESOLVED, that this Legislature directs the position of Deputy Director for Administration at the Department of Mental Health be placed at Grade 4 of the Management Salary Schedule.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 479-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENT WITH PSYCHIATRIST REPLACEMENT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature hereby approves the replacement of Manual Brontman, M.D. with that of Mohsen Emami, M.D. of 106 Oak Lane Rochester, N.Y., effective November 19, 1991 through December 31, 1991, providing services as Staff Psychiatrist for eight hours per week at an hourly rate of \$65.00 for seven weeks.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 480-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE YOUTH DELINQUENCY DEVELOPMENT

PROGRAM PORTION OF THE MENTAL HEALTH YOUTH WORKER YOUTH GRANT IN THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, the New York State Division for Youth has set aside monies in the amount of \$7,847 for the Youth Delinquency Development Program portion of the 1992 Mental Health Youth Worker program located in the Department of Mental Health; now therefore

BE IT RESOLVED, that this Legislature hereby approves the 100% State funded program as described above.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 481-1191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PURCHASE OF PORTABLE COMPUTER

RESOLVED, that this Legislature authorizes the purchase of a portable computer, at a cost not to exceed \$3200.00, to be paid for out of the 1615.465 equipment repair account.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Berger, with second by Legislator McCarthy moved the next resolution on the agenda entitled "Resolution Authorizing Purchase in Civil Defense Department". After discussion, Legislator Swiercznski moved to table the resolution.

RESOLUTION NO. 482-1191

By Legislator Berger, who moved the adoption

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING COUNTY TREASURER TO CHARGE BACK ERRONEOUS TAXES TO THE COUNTY, TOWNS AND SCHOOL DISTRICTS

RESOLVED, that the County Treasurer is hereby authorized to chargeback erroneous taxes to the County, the respective Towns, and School Districts, as follows:

<u>TOWN</u>	<u>COUNTY</u>	<u>TOWN</u>	<u>SCHOOL</u>	<u>TOTAL</u>
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BARRE

104-1-37

Jerome Brown
(1991)

\$ 11.47	\$ 13.40	---	\$ 24.87
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CARLTON

7.11-1-4

Mede Pontarella
(1988/89/90)

862.65	196.44	---	1059.09
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600.00-3-3

NY Telephone
(1991)

---	487.96	---	487.96
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27.4-3-35.2

Carlton Fire Co.
(1991)

---	61.65	---	61.65
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29.-1-38

Carlton Fire Co.
(1991)

---	137.01	---	137.01
-----	--------	-----	--------

30.-1-4.12

Carlton Fire Co.
(1991)

---	52.56	---	52.56
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7.11-1-4

Mede Pontarella
(1991)

288.55	53.95	---	342.50
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40.-1-11.2

Burt, Vinnie Drew
(1991)

116.78	44.67	179.11	340.56
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38.1-1-14

Wm. Sills/Williams
(1987-1990)

1869.83	599.78	1719.53	4189.14
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CLARENDON

98.-1-39

Ed Gardner
(1991)

37.92	30.63	---	68.55
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KENDALL

32.12-2-50

Randy Coulter
(1991)

12.08	7.84	---	19.92
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500.00-6-2

NY Telephone
(1991)

---	136.14	---	136.14
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43.-2-55

Paul Lapinski
(1991)

34.74	19.14	---	53.88
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9.-1-24				
Kludt Bros.				
(1991)	139.72	91.20	---	230.92

32.-1-23				
Harry Butler				
(1991)	31.72	17.48	---	49.20

<u>MURRAY</u>				
65.-1-66				
FHM Volunteer Fire				
(1991)	---	220.60	---	220.60

75.-1-31.13				
Thomas Bates				
(1991)	38.87	13.87	---	52.74

<u>RIDGEWAY</u>				
57.2-1-14				
Ridgeway Fire Dept.				
(1991)	---	17.98	---	17.98

70.2-2-1				
Ridgeway Fire Dept.				
(1991)	---	13.31	---	13.31

70.2-2-43.1				
Ridgeway Fire Dept.				
(1991)	---	196.18	---	196.18

<u>YATES</u>				
2.11-1-21				
Glen Schmarder				
(1991)	8.20	9.14	---	17.34

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 483-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, Self-Insurance Fund and Highway Department have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 4500 through 4717 be paid, and that the Clerk of the Legislature, the Director of Job Development,

the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 484-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASES IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of the following equipment items for the Orleans County Health Department:

Ten (10) metal folding chairs , at a total cost of \$268.40, to be paid out of 4010.210, Health Department Furniture and Furnishing Account.

Panasonic Printer, model 2624, at a cost of \$454.00, to be paid out of 4010.220, Health Department Office Equipment Account

Adopted. 5 ayes; 1 nay, Legislator Swiercznski; 1 absent, Legislator Tuohey.

Legislator McCarthy, with second by Legislator Berger, moved the next resolution entitled "Resolution Authorizing Payment of Capital Project claim". After discussion, Legislator Swiercznski moved to table the resolution.

RESOLUTION NO. 485-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING THE SPECIAL DELINQUENCY PREVENTION PROGRAM PORTION OF THE MENTAL HEALTH YOUTH WORKER YOUTH GRANT

WHEREAS, the New York State Division for Youth has set aside monies in the amount of \$1,552.00 for the Special Delinquency Prevention Program portion of the 1992 Mental Health Youth Worker Program located in the Department of Mental Health;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 100% State funded program as described above.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 486-1191

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING DOMESTIC VIOLENCE MAINTENANCE GRANT

RESOLVED, that the Orleans County Legislature hereby approves the Domestic Violence Maintenance Grant (Domestic Violence Round IV Maintenance Funds) for \$70,781.00, which began April 1, 1989 and will terminate December 31, 1992; said amount to be 100% reimbursed by the New York State Department of Social Services.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 487-1191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING INTENSIVE SUPERVISION PROGRAM AGREEMENT FOR ORLEANS COUNTY PROBATION DEPARTMENT

RESOLVED, that the Orleans County Legislature does hereby authorize the renewal of the agreement between the Orleans County Probation Department and the NYS Division of Probation and Correctional Alternatives for the Intensive Supervision Program; said agreement to be in effect from April 1, 1991 through March 31, 1992 at a cost of \$23,978.00, which is 100% reimbursable by the NYS Division of Probation.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 488-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING AGREEMENT BETWEEN ORLEANS COUNTY

NURSING HOME AND SEAMSTRESS

RESOLVED, that the Seamstress agreement between Josephine Rocco of 210 East State Street, Albion, New York 14411 and the Orleans County Nursing Home, in which Ms. Rocco agrees to perform services covering the upkeep and repair of clothing and other necessary items for the well being of the patients and residents is hereby approved by this Legislature; said agreement to be effective September 1, 1991 through August 31, 1992 at an hourly rate of \$5.50.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 489-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING APPOINTMENT OF DR. EUGENE VER AS ASSISTANT MEDICAL DIRECTOR AT ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home Administrator to appoint Dr. Eugene Ver as Assistant Medical Director of the facility; with Dr. Ver's services being utilized when Dr. Fernandez is unavailable.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Bower withdrew the next resolution entitled "Resolution authorizing the Orleans County Nursing Home to Pay Legal Fees", from the agenda.

RESOLUTION NO. 490-1191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REGARDING TAX ROLLS AND BILLS PROCESSING AGREEMENTS

WHEREAS, the County has heretofore contracted with the Villages within the County for tax roll and tax bill processing, and

WHEREAS, such service is now available to the Villages directly without County involvement,

NOW, THEREFORE, BE IT RESOLVED, that said Villages be informed that tax roll and tax bill processing services will be available to them directly from the provider and will not be available through the County and that any agreements regarding such services between the County and the Village will be terminated and not renewed.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 491-1191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FROM SOLID WASTE ACCOUNT

RESOLVED, that this Legislature authorizes the purchase of a Panasonic 1624 printer and a Herko computer to be purchased out of Solid Waste equipment, account, CL8160.220.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 492-1191 .

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR MENTAL HEALTH

RESOLVED, that this Legislature authorizes the purchase of two dictation recorders and one transcriber, at a total cost of \$822.90, \$487.90 to be paid out of 4310-250, Mental Health other equipment account, and \$335.00 to be paid out of 4320-250, Continuing Treatment other equipment.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 493-1191

By Legislator Bower, who moved the adoption.

Unanimous Second.

RESOLUTION REGARDING THE CELEBRATION OF THE RATIFICATION OF THE "BILL OF RIGHTS" ON DECEMBER 15,

1791

WHEREAS, the first Ten Amendments of the United States Constitution, the original Bill of Rights, were passed by Congress on September 25, 1789; and

WHEREAS, Congress ratified these same "Bill of Rights" on December 15, 1791;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature, in celebration of the ratification of the original "Bill of Rights" does hereby authorize the ringing of the bell in the dome of the Orleans County Court House, beginning at 12 o'clock noon on December 15, 1991 for two minutes, to mark this important event in the history of our Country; and be it

FURTHER RESOLVED, that this Legislature does hereby urge that all the houses of worship in the County of Orleans ring their bells for two minutes, beginning at 12 o'clock noon on December 15, 1991 to help our County celebrate this historic event.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 494-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION URGING NEW YORK STATE DOT TO MAINTAIN THE WATERS OF THE BARGE CANAL AT THE SUMMER LEVEL FOR THE REMAINDER OF THE YEAR

WHEREAS, there currently exists in various parts of the State very dry conditions, which can create hazardous situations; and

WHEREAS, during this current time period, such dry conditions do exist, thereby causing extremely low water levels in the area; and

WHEREAS, it is necessary for fire departments to use water from the Canal to aid in firefighting, especially in the rural areas when wells and farm ponds are low, or in some cases, have gone dry; and

WHEREAS, many farmers use the water from the Canal to water livestock during such extreme dry conditions, as well as for irrigation purposes; and

WHEREAS, it is the policy of the State to drain the Barge Canal around the first of November to prepare

for winter;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby urge the State of New York to continue to maintain the waters of the Barge Canal at the summer level for the remainder of the year, or until relief is received from these extremely dry conditions.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 495-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION PERTAINING TO COUNTY POLICY REGARDING
DEPARTMENTAL AND INTER-DEPARTMENTAL SOCIAL EVENTS

WHEREAS, the Legislature has determined that it is important for all County Departments to operate in a manner that inspires the confidence and support of the public they serve; and

WHEREAS, the planning of and participation in parties, picnics and other social events of this type by employees during working hours is not conducive to achieving that public confidence and support;

NOW, THEREFORE, BE IT RESOLVED, that effective immediately, all County Department Heads shall prohibit the planning of and participation in parties, picnics and other social events of this type during working hours unless the event is specifically authorized by the Legislature.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Swiercznski removed the next resolution from the agenda entitled "Resolution approving renewal of Orleans County Agricultural District No. 2 after eight year review".

RESOLUTION NO. 496-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING LEGISLATORS AND THEIR ALTERNATES
TO THE ORLEANS COMMUNITY ACTION BOARD

WHEREAS, it is the requirement of the New York State CSBG, that the Orleans Community Action Committee submit, with its 1992 contract, a listing of those legislators appointed to the OCAC Board of Directors as well as the Legislative Board Designees (alternates);

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby approve the appointment of the following to the Orleans Community Action Committee Board of Directors, and their Alternates:

<u>Public Sector Appt.</u>	<u>Alternates</u>
Legislator Frank Berger	Norma Warne
Legislator Lyndon Billings	Mike Paduchak
Legislator George Bower	Geary Shenck
Legislator Richard Bennett	Richard Bennett
Legislator Marcia Tuohey	Ashley Ward

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 497-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING PAYMENT FROM CAPITAL PROJECT ACCOUNT H3150 COUNTY JAIL RECONSTRUCTION PROJECT (ELECTRICAL CONTRACT)

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$896.80 to Colonna's Electric, Inc., 3748 Oak Orchard Road, Albion, New York (application & certificate for payment No. 1) for work completed to date on the electrical contract for the County Jail Reconstruction project; said payment to be made from Capital Project Account H3150.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 498-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION REGARDING 1991 OFFICE FOR THE AGING BUDGET

ACCOUNTS

WHEREAS, Niagara Mohawk has awarded \$4,000.00 to the County Office for the Aging; and

WHEREAS, additional monies have been received for the Title III-B and Energy Packaging Programs;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies and to increase certain 1991 Office for the Aging Budget Accounts as follows:

1. Set Up New Budget Monies:
Revenue Acct. A1972 Fees.....\$4,000.00;
Approp. Acct. A6772.418 Other
Contractual.....\$4,000.00;
2. Increase Budget Accounts:
Revenue Acct. A4772 III-B.....\$1,403.00;
Revenue Acct. A3772 Energy Packaging.... 500.00;
Total \$1,903.00.

Approp. Acct. A6772.462 Travel.....\$1,903.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Motion by Legislator McCarthy, with second by Legislator Bennett, to adjourn. Motion carried.

Meeting adjourned at 6:00 p.m.

LEGISLATURE MEETING
November 27, 1991

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: minutes from the November 12th Soil & Water meeting, notice of the December 4th Orleans County Youth Board meeting, a letter protesting the County's mandatory Solid Waste Program from Warren & Marsha Gates, a letter from John Pratt, Veterans Service Agency Director, protesting the reduction of that position to Grade 3, from its present Grade 4, also to protest the County's policy on departmental and interdepartmental "social events", minutes of the August 26th Fire Advisory board meeting, a letter from Jewell Buckman Post No. 529 of Holley endorsing Fred DeFilipps for the position of County Director of the Veterans Service Agency.

Report of Standing Committees: Legislators Tuohey, Bennett and Swiercznski reported regular meetings with their County department heads; Legislator McCarthy announced that the Slade Road Bridge had been opened; Legislator Berger attended the Yates Town Board meeting November 14th, the Culver Road muck fire on November 15th and 16th, attended the Fire Chiefs' meeting in Shelby on November 18th, met with the Sheriff on November 19th, attended a Probation meeting in Medina on November 20th, was at the Legislature office on November 25th and attended the Village of Medina board meeting on November 26th. Legislator Bower attended his regular meetings with his department heads. CAO Stanley Dudek informed the Legislature that insurance proposals would be opened on Monday.

Privilege of the floor was given to Harlow Fisher, Kendall Central School District Superintendent, and David Gee, Medina Central School District Superintendent. Mr. Fisher said, "I apologize to be, once again, forced to stand before you for your inappropriate action on sales tax." Mr. Fisher said that several meetings could be arranged to discuss mutual problems, seek solutions and to avoid an adversarial relationship. However, Mr. Fisher said that by acting on it (sales tax) in the afternoon and then notifying the school boards that very same evening, the Legislature had chosen an attitude of confrontation. Mr. Fisher said, "We have no

alternative than to denounce your lack of consideration for the children of Orleans County." The Legislature was asked regarding to responses they had received on their action - whether or not the responses indicate a support for the Legislature's action.

Legislator Bower said that in respect to phone calls pertaining to the Legislature's action on sales tax, he had received twenty calls - 19 from Holley and 1 from Albion. The calls from Holley were in support of the Legislature's action. He noted that in the Village of Holley, the citizens had seen the problem between the teachers and the school board - that of the teachers' raises being "only 8% over the next two years", while many of the callers were on Social Security, some were getting "0%" raises. Mr. Bower noted that "this time, when it was time to vote on the sales tax for schools I voted in favor of reducing the sales tax to schools - the only question in my mind tonight is whether or not a 50% cutback is enough."

Legislator Berger said, "In defense of schools, some schools are locked into a two-year contract. The problem I have is that we (county) are involved in education more than we ever were before. We have to pay for DWI courses at GCC, also for "Born to 5 Year Olds" in the PHC Education Program. We are not taking it away, we are putting more into it. We are mandated to do that - we don't have a choice. Also the fact that the attitude seems to be that the sales tax monies to schools was a gift - an inerrant right. At the time this was initiated, the County was also receiving Federal Revenue Sharing monies - we no longer get FRS monies, but the schools are still receiving sales tax monies."

Legislator Tuohey said, "One thing I have got to say is that the sympathy seems to be with the Legislature and what they are doing. I was asked to speak to a group a month ago, and thought the reason was to defend the upcoming Legislature budget. Instead there was discussion on the school budget and the consensus of opinion was that they (schools) should be more accountable for what they spend. The telephone calls I have received have been in our favor."

Superintendent Gee said, "In the past two years, we have had to come here and meet in a confrontational situation. It is an education - whether it's a gift or what, we would hope to look for mutual solutions to common problems. It appears that it has failed. That has not come to pass."

Chairman Billings said, "No phone calls. Letters received were school board letters or people in the

schools, and some were done by secretarial staff in the school. I am not getting a ground swell (of school support)."

Mr. Dudek pointed out that in addition to the cuts already made on the budget, the County has 30 less positions, that \$380,000 in personal services had been cut. Mr. Dudek said, "The County has never been in a situation like we have this year - talking about two less road patrol deputies. The increase in school districts is what we have reduced in personal services."

Chairman Billings noted that "other organizations whose total budgets comes from us (the County) have been cut completely".

Privilege of the floor was given to Ann Paris, from the Orleans Coalition Against Domestic Violence organization. Ms Paris expressed concern about increased incidents in Orleans County in times of stress and during the holiday season - concerned about maintaining the status quo. That organization was requesting that there be no cuts or lay-offs in services that pertain to domestic violence aid. They were concerned about how budget cuts would affect the services provided by the Probation Department - after hours and on weekends. Ms Joyce Murphy also from the Coalition said their main purpose is to be supportive of those agencies who are being cut, as they relate to domestic violence - battered women and battered children. She noted that around holiday time the number of battering incidents increase. The organization representatives mainly wanted to express their concerns as to how budget cuts would affect the aforementioned services.

Meeting recessed at 6:10 p.m.

Meeting reconvened at 6:15 p.m.

Motion by Legislator Bennett, with second by Legislator Bennett, to add the following resolutions:

1. Resolution authorizing payment of claims against the County
2. Resolution authorizing payment of capital project claims for Jail Reconstruction
3. Resolution approving contact between County Weights & Measures & NYS Dept. of Agriculture & Markets;
4. Resolution approving purchase for Buildings & Grounds Dept.;
5. Resolution authorizing a Red Cross Blood Donor Program at the County Administration Building conference rooms on February 12, 1992;

6. Resolution approving tax mapping & maintenance agreement for Real Property Tax Office;
7. Resolution authorizing change order for Iversen Construction Corp. on Jail Reconstruction;
8. Resolution authorizing filling of vacancy in Buildings & Grounds Dept.;
9. Resolution authorizing agreement between Buildings & Grounds Dept. and Electrical Contractor regarding Energy Grant;
10. Resolution approving renewal of Orleans County Agricultural Dist. No. 2 after eight year review;
11. Resolution approving annual plan grant application for County Office for the Aging;
12. Resolution to authorize an agreement to place State Office of Mental Health Employees at the Orleans County Department of Mental Health;
13. Resolution creating Data Entry Operator position in the county Treasurer's Office and abolishing Account Clerk Typist position;
14. Resolution directing step and grade change and authorizing filling of vacancy in County Treasurer's Office;
15. Resolution authorizing Bond Anticipation Note;
16. Resolution approving reorganization of the Orleans County Department of Social Services;

Upon vote, motion carried and the foregoing resolutions were added to the agenda.

The following resolutions were presented:

TO

THE TREASURER OF THE COUNTY OF ORLEANS, STATE OF NEW YORK

GREETING

You are hereby notified that the Legislature of the County of Orleans, State of New York, has ascertained that the amount of money in your hands received from the avails of taxes paid on mortgages pursuant to the Tax Law available for distribution by said Board pursuant to the provisions of said Act is \$143,930.01.

You are further notified that the said Legislature pursuant to Section 261 of said Tax Law has apportioned said sum to the several villages, towns and officials entitled to receive the same as follows:

To the Village of Albion:

From the amount credited to the Town of

Albion.....\$ 6,694.27

From the amount credited to the Town of
Gaines..... 986.65

To the Village of Medina:

From the amount credited to the Town of
Ridgeway..... 5,769.20

From the amount credited to the Town of
Shelby..... 2,766.25

To the Village of Holley:

From the amount credited to the Town of
Murray..... 2,805.12

To the Village of Lyndonville:

From the amount credited to the Town of
Yates..... 1,231.39

To the Town of Albion from amount credited
to said Town for State, County and Town
purposes..... 14,241.55

To the Town of Barre from amount credited
to said Town for State, County and
Town purposes..... 7,889.23

To the Town of Carlton from amount credited
to said Town for State, County and
Town purposes..... 15,783.66

To the Town of Clarendon from amount credited
to said Town for State, County and Town
purposes..... 15,680.23

To the Town of Gaines from amount credited
to said Town for State, County and Town
purposes..... 6,481.16

To the Town of Kendall from amount credited
to said Town for State, County and Town
purposes..... 13,786.54

To the Town of Murray from amount credited
to said Town for State, County and Town
purposes..... 14,000.08

To the Town of Ridgeway from amount credited
to said Town for State, County and Town
purposes..... 18,627.06

To the Town of Shelby from amount credited
to said Town for State, County and Town
purposes..... 9,617.93

To the Town of Yates from amount credited
to said Town for State, County and Town

purposes..... 7,569.69

Total.....\$143,930.01

You are further notified that the respective amounts apportioned to the said Village are payable by you to the respective Treasurers of said Villages the respective amounts apportioned to the said Towns for State, County and Town purposes are payable by you to the respective Supervisors of said Towns.

You are, therefore, commanded to pay to the respective Village Treasurers of the Villages above named and to the respective Supervisors of the Towns above named, the respective sums above set forth apportioned to each respectively. And for such payment this shall be your sufficient warrant.

IN WITNESS WHEREOF, the Legislature of the County of Orleans, State of New York, has caused this Warrant to be subscribed by its Chairman and its Clerk, and its official seal to be hereunto affixed, the 27th day of November, 1991.

Lyndon D. Billings, Chairman
Orleans County Legislature

L.S.

Lois M. Brandt, Clerk
Orleans County Legislature

RESOLUTION NO. 499-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING MORTGAGE TAX APPORTIONMENT

RESOLVED, that the Mortgage Tax Apportionment appearing in the attached warrant be adopted by this Legislature and that said Warrant be approved and delivered to the County Treasurer.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 500-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING ACCEPTANCE OF EDGE II GRANT AND

AGREEMENT BETWEEN ORLEANS-NIAGARA BOCES AND THE ORLEANS
COUNTY JOB DEVELOPMENT AGENCY AND THE DEPARTMENT OF
SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the acceptance of EDGE II (Education for Gainful Employment) Grant (in the amount of \$36,935.00) and the Agreement with and among the Orleans-Niagara BOCES, the Orleans County Job Development Agency and the Orleans County Department of Social Services, to provide a comprehensive Job Readiness Training Program for AFDC welfare recipients; and be it

FURTHER RESOLVED, that said grant shall be in effect from January 1, 1991 through November 30, 1992; and shall be at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 501-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancies:

1. Two (2) PPT Institutional Aide

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 502-1191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PURCHASE FOR DOG CONTROL OFFICER

RESOLVED, that this Legislature does hereby authorize the purchase of (6) Large Dog Stationwagon Cages for a total cost of \$547.15; said purchase to be paid from the Dog Control Officer's account A3510.418 Other Contractual.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 503-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SETTING UP BUDGET MONIES IN BUILDINGS AND
GROUNDS DEPARTMENT BUDGET ACCOUNTS FOR THE ENERGY
REDUCTION GRANT FROM NIAGARA MOHAWK POWER CORPORATION.

WHEREAS, Resolution No. 451-091 approve replacing
lighting fixtures by the Buildings and Grounds
Department at a cost of \$25,437.00, in order to obtain
an Energy Reduction Grant from Niagara Mohawk Power
Corporation in the amount of \$17,940.00

NOW, THEREFORE, BE IT RESOLVED, that the County
Treasurer be authorized to set up new budget monies in
the 1991 Buildings and Grounds Department budget
accounts as follows:

Revenue Acct.

A2770 Niagara Mohawk Energy Grant.....\$17,940.00;

Appropriation Acct.

A1620.418 Other Contract.....\$17,940.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 504-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO FILL VACANCY IN DEPARTMENT OF MOTOR
VEHICLES

RESOLVED, that this Legislator does hereby
authorize the County Clerk to fill the vacant Motor
Vehicle Application Examiner position at the County
Motor Vehicle Department January 2, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey tabled the next resolution on
the agenda entitled RESOLUTION AWARING BID AND
AUTHORIZING PURCHASE OF ONE (1) 1992 SIGN TRUCK.

RESOLUTION NO. 505-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING DOWNGRADING POSITION AT THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home to downgrade one (1) full-time Registered Nurse position, Grade 13 to one (1) full-time Licensed Practical Nurse position, grade 8.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 506-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO FILL VACANT COMMUNITY MENTAL HEALTH NURSE POSITION IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, Margaret Golden has resigned her position as Community Mental Health Nurse from the Mental Health Department, as of December 28, 1991; and

WHEREAS, State regulations require that minimal staffing levels must be maintained in the Mental Health Continuing Treatment Programs;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Director of the Mental Health Department to fill the vacant Community Mental Health Nurse position in said Department December 29, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 507-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING CONSULTANT AGREEMENTS FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following consultant agreements for the Mental Health Department for the calendar year 1992:

1. John G. Amos, PhD., 9 Woodrose Drive, Webster, New York 14580, providing services as Staff Psychologist for 16 hours per week at an hourly rate of \$42.50 for 48 weeks;

2. D. James Morrice, PhD., 10 Vick Park A, Rochester, New York 14607 providing services as Staff Psychologist for 10 hours per week at an hourly rate of \$42.50 for 48 weeks;
3. F. Gordon Pleune, M.D., 262 Culver Road, Rochester, New York 14607 providing services as Supervising Psychiatrist for 14 hours per week at an hourly rate of \$67.50 for 48 weeks;
4. Kashinath B. Patil, M.D., 67 Farmingham Lane, Pittsford, New York 14534 providing services as a Staff Psychiatrist for 8 hours per week at an hourly rate of \$67.50 for 48 weeks;
5. Moshen Emami, M.D., 106 Oak Lane, Rochester, New York 11114610, providing services as a Staff Psychiatrist for 8 hours per week at an hourly rate of \$67.50 for 48 weeks;
6. Raymond Sullivan, 92 Fairlane Drive, Tonawanda, New York 14150 providing services as a Consulting Accountant for 25 hours per month at a rate of \$400.00 per month.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 508-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING A CONTRACT BETWEEN RAINBOW PRESCHOOL AND ORLEANS COUNTY FOR ITINERANT SERVICES FOR HANDICAPPED PRESCHOOL CHILDREN

WHEREAS, Section 4410 of the New York State Education Law requires New York State Counties to designate providers of itinerant related services to handicapped preschool children;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Rainbow Preschool and Orleans County, for the delivery of itinerant services, consisting of occupational therapy, physical therapy and speech therapy; said Contract shall take effect on 01 July 1990 and terminate on 30 June 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 509-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING A CONTRACT BETWEEN MONROE/ORLEANS
BOCES No. 2 AND ORLEANS COUNTY FOR ITINERANT SERVICES
FOR HANDICAPPED PRESCHOOL CHILDREN

WHEREAS, Section 4410 of the New York State Education Law requires New York State Counties to designate providers of itinerant related services to handicapped preschool children;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Monroe/Orleans BOCES No. 2 and Orleans County, for the delivery of itinerant services, consisting of occupational therapy, physical therapy and speech therapy; said Contract shall take effect on 01 July 1990 and terminate on 30 June 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 510-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING A CONTRACT BETWEEN RAINBOW
PRESCHOOL AND ORLEANS COUNTY FOR THE PROVISION OF
SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING
CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision services to preschool children with handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between Rainbow Preschool and Orleans County for services to preschool children with handicapping conditions; said Contract to take effect on 01 July 1990 and terminate on 30 June 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 511-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING A CONTRACT BETWEEN MONROE/ORLEANS
BOCES No. 2 AND ORLEANS COUNTY FOR THE PROVISION OF
SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING
CONDITIONS

WHEREAS, Section 4410 of the New York State
Education Law states that contracts must be in place
for the provision services to preschool children with
handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby approve a Contract between
Monroe/Orleans BOCES No. 2 and Orleans County for
services to preschool children with handicapping
conditions; said Contract to take effect on 01 July
1990 and terminate on 30 June 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 512-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING A CONTRACT BETWEEN NIAGARA/ORLEANS
BOCES, PROJECT SASH, AND ORLEANS COUNTY FOR THE
PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH
HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State
Education Law states that contracts must be in place
for the provision services to preschool children with
handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby approve a Contract between
Niagara/Orleans BOCES, Project SASH, and Orleans County
for services to preschool children with handicapping
conditions; said Contract to take effect on 01 July
1990 and terminate on 30 June 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 513-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING A CONTRACT BETWEEN UNITED CEREBRAL
PALSY, AND ORLEANS COUNTY FOR THE PROVISION OF SERVICES
TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision services to preschool children with handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between United Cerebral Palsy, and Orleans County for services to preschool children with handicapping conditions; said Contract to take effect on 01 July 1990 and terminate on 30 June 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 514-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING INCREASES IN RATES FOR PRIVATE PAY RESIDENTS AT THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home to raise the rates for Private Pay Residents to \$102.00 per day to \$112.00 per day; said rate increase shall become effective January 1, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 515-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING REPAIRS/CHANGES AT THE ORLEANS COUNTY JAIL

WHEREAS, certain repairs and/or changes are necessary at the County Jail;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize Cassidy Mechanical to repair jail showers on a time/material basis, prior to the installation of the new ceiling in the recreation area of the Jail, at an estimated cost of \$800.00; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize Iversen Construction to install one (1) access panel in the security ceiling, to

accommodate the gas main shut-off, at an estimated cost of \$285.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 516-1191

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PURCHASE IN CIVIL DEFENSE DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of two 16-frequency Motorola fire radios, at a total cost of \$1141.00, to be paid for out of the Civil Defense Equipment Account, 3640.250.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy withdrew from the agenda, the next resolution entitled RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM.

RESOLUTION NO. 517-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the Claims against the General Fund, represented by checks numbered 4735 through 4986 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 518-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FOR JAIL RECONSTRUCTION

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the following capital project claims from budget account H3150 Jail Reconstruction:

1. Cassidy Mechanical Corp., 11 Comfort Street, Rochester, N.Y. 14620 for payment application No. 1 on Plumbing Contract..... \$ 1,891.00;
2. Iversen Construction Corp., P.O. Box 214, Gorham, N.Y. 14461 for payment application No. 1 on general construction contract..... \$17,651.00;
3. Iversen Construction Corp., P. O. Box 214, Gorham, N.Y. 14461 for payment application No. 2 on general construction contract..... \$26,443.25.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 519-1191

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING CONTRACT BETWEEN COUNTY WEIGHTS & MEASURES AND NYS DEPT. OF AGRICULTURE & MARKETS

WHEREAS, the County Dept. of Weights & Measures now is required to do inspection screenings and sampling of petroleum products for the State;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the contracts between the County Weights & Measures Department and the NYS Department of Agricultural & Markets, which provides for 100% reimbursement to the County by the State for the inspection screenings and samplings of petroleum products carried out by the County for the State of New York; said contracts to be in effect commencing November 1, 1991 and continuing through March 31, 1993; at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 520-1191

By Legislature McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING PURCHASE FOR BUILDINGS & GROUNDS
DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Buildings & Grounds Department to purchase one (1) lock mechanism for Treasure's Office rear door, at a cost of \$229.32.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 521-1191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING A RED CROSS BLOOD DONOR PROGRAM
AT THE COUNTY ADMINISTRATION BUILDING CONFERENCE ROOMS
ON FEBRUARY 12, 1992

WHEREAS, The County Employees Assistance Program has expressed a willingness to sponsor a blood donor drive in conjunction with the American Red Cross and the Orleans County Health Department on February 12, 1992 in the Conference Rooms of the Orleans County Administration Building;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Employee Assistance Program of Orleans County to sponsor such a blood donor drive in conjunction with the American Red Cross and the Orleans County Health Department on February 12, 1992 between the hours of 9:00 A.M. and 3:00 P.M. in the Conference Rooms of the County Administration Building; and be it

FURTHER RESOLVED, that any County employee who wishes to participate in this blood donor drive may do so upon receiving permission from the Head of his or her Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 522-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

**RESOLUTION APPROVING TAX MAPPING & MAINTENANCE
AGREEMENT FOR REAL PROPERTY TAX OFFICE**

RESOLVED, that this Legislature does hereby approve the Tax Mapping & Maintenance Agreement between the Real Property Tax Office and Susan Davis, 53 Meadowbrook Drive, Albion, New York providing for tax mapping services for Orleans County for the calendar year 1992; cost for said work to be paid at an hourly rate of \$25.00, payable monthly upon submission by the contractor of a county voucher to the Real Property Tax Office.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 523-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

**RESOLUTION AUTHORIZING CHANGE ORDER FOR IVERSEN
CONSTRUCTION CORPORATION ON JAIL RECONSTRUCTION**

WHEREAS, there is no provision in the Jail Reconstruction Contract No. 1, awarded to Iversen Construction Corporation, for leveling the existing floor in the old laundry room, and the need exists for such work to be done;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a change order for Contract No. 1 with Iversen Construction Corporation to level the existing floor in the old laundry room by flash-patching the floor, said work to be done on a time/material basis at an estimated cost of \$200.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 524-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

**RESOLUTION AUTHORIZING FILLING OF VACANCY IN BUILDINGS
AND GROUNDS DEPARTMENT**

WHEREAS, a vacancy exists in the Buildings & Grounds Department and it is essential that the position be filled;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the filling of a vacant Maintenance Worker position, Grade 9, Step 1 on the CSEA Salary Schedule, at an annual salary of \$16,862.00; said vacancy to be filled immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 525-1191

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING AGREEMENT BETWEEN BUILDINGS AND GROUND'S DEPARTMENT AND ELECTRICAL CONTRACTOR REGARDING ENERGY GRANT

RESOLVED, that this Legislature does hereby approve the agreement with electrical contractor Richard Cook to oversee the ballast replacement for the Energy Grant Project, at an hourly rate of \$15.00; said agreement to continue until project is completed; and be it

FURTHER RESOLVED, that said contractor is to provide his own insurance.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 526-1191

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 2 AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 2 (Towns of Barre, Clarendon, Albion, Shelby) was certified on October 24, 1983;

WHEREAS, Article 25AA of the Agriculture and Markets Law requiring existing Agricultural Districts to be reviewed every eight years; and

WHEREAS, that review has been completed with reports of recommendations from the County Agricultural Districting Advisory Committee and the County Planning Board; and

WHEREAS, proper notice was conducted and a public

hearing was held on September 25, 1991;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County Agricultural District No. 2 be approved for another eight years with modifications, as follows:

1. Include tax parcels: 105-1-31.1, 115-1-20, 117-1-4.1, 119-1-56, 119-1-57, 119-2-31 as requested by landowners during the 30-day public comment period;
2. Include the following tax parcels requested by landowners as a result of the public hearing; 86-3-9, 86-3-49 by Richard Kemp, 86-3-10.1 by Glenn Maxon; 119-1-6, 119-1-8.1, 119-1-45, 119-1-46, 119-1-47, 119-1-66, 119-2-22, 119-2-23 by Triple G. Farms, Inc., 119-1-2, 119-1-4, 119-1-5, 119-1-7, 119-1-71, 119-1-74 by Joseph Bezon and Sons; 95.3-1-3, 119-1-8.2, 119-1-8.3, 119-1-9, 119-1-15, 128-1-5, 128-1-47, 128-1-48, 128-1-49 William Karas and Sons.
3. Add the entirety of tax parcels 86-3-7 and 97-1-16 which were originally partially within the district.
4. Exclude tax parcels 95-1-7, 95-1-25, 95-1-26, 95-1-28.2, 95-1-45, 95-1-51.11, 106-1-4, 106-1-6, as requested by resolution the local landowners.

and be it

FURTHER RESOLVED, that the revised district map and boundary description be filed with the Orleans County Clerk, the Towns of Barre, Clarendon, Albion, Shelby and the Commissioner of Agriculture and Markets.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 527-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ANNUAL PLAN GRANT APPLICATION FOR COUNTY OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve the County Office for the Aging Annual Implementation Plan and Grant Applications with the NYS Office for the Aging, as follows:

1. Grant Application for Federal III-C Nutrition Dollars, which provides federal dollars for congregate and home delivered meal programs, to be

in effect during the calendar year 1992 at a total cost of \$189,788; County cost to be \$12,000.00.

2. Grant Application for Expanded In-home Services for the Elderly Program which provides NYS funding for case management and in-home services to be in effect April 1, 1992 through March 31, 1993 at a total cost of \$112,793; County cost to be \$11,383.00.
3. Grant Application for Community Services which provides NYS funding for frail, elderly services to be in effect April 1, 1991 through March 31, 1992 at a total cost of \$70,133; County cost to be \$10,742.00.
4. Grant Application for Federal III-B Service Dollars which provides federal dollars for Administration, Access, In-home and Legal Services to be in effect during the calendar year 1992 at a total cost of \$82,984.00; County cost to be \$7,7886.00.
5. Grant Application for Federal III-D Service Dollars which provides federal dollars for in-home services to be in effect during the calendar year 1992 at a total cost of \$1,017; County cost to be \$0.00.
6. Grant Application for Federal Home Energy Assistance Program (HEAP) Dollars providing federal dollars for HEAP Dollars, which in turn provides for HEAP certification and outreach; to be in effect October 1, 1991 through November 15, 1992 at a total cost of \$9,185.00; County cost to be \$0.00.
7. Grant Application for Federal III-G Service Dollars, which provides Federal dollars for Elder Abuse Prevention Activities at a total cost of \$3,333.00; County cost to be \$333.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 528-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO AUTHORIZE AN AGREEMENT TO PLACE STATE OFFICE OF MENTAL HEALTH EMPLOYEES AT THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, state funding for mental health services has traditionally been underfunded in Western New York as opposed to other regions in the state and

WHEREAS, the state budget crisis has precipitated drastic changes in the configuration of services in Western New York; and

WHEREAS, to enable the Western Region to maintain the level of state funding and state funded services the New York State Office of Mental Health has proposed to divert funding from inpatient services to community based services; and

WHEREAS, the initial proposal to divert this funding is through the use of state clinical positions based in the community; and

WHEREAS, the state employees will generate income which will be the property of the Orleans County Department of Mental Health; and

WHEREAS, this will result in a net reduction to the county share for mental health services; and

WHEREAS, this agreement will not incur costs to the county, now therefore be it

RESOLVED, that this Legislature does hereby authorize the placement of New York State Office of Mental Health employees within programs operated by the Orleans County Department of Mental Health, and be it further

RESOLVED, that the Orleans County Community Services Board shall reduce its service levels if the State of New York removes its shared state staff or fails to replace the shared state staff with equivalent state Office of Mental Health funds.

Adopted. 5 ayes; 2 nays, Legislators Bower and Swiercznski; 0 absent.

During discussion on the foregoing resolution, Legislator Bower said he felt ... "the State should give the money to the County and allow the County to provide the additional service. Instead, the County is getting shortchanged, and the people in Orleans County are getting shortchanged, because the State workers will receive 40% more in salary (than the County workers)." Legislator Swiercznski, asked the Board to consider very carefully noting that "twice we voted against this". Legislator Swiercznski said the Board was being coerced into voting for the State proposal. Legislator Bower requested the County Attorney to look

into the matter and see exactly how much power the Community Services Board has.

RESOLUTION NO. 529-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION CREATING DATA ENTRY OPERATOR POSITION IN THE COUNTY TREASURER'S OFFICE

WHEREAS, Judy Ames is being promoted to Deputy County Treasurer as of January 1, 1992, and it is necessary to train a person to do payroll, accounts payables and the accounting that is associated with this position before January 1, 1992; and

WHEREAS, on January 1, 1992 the position of Account-Clerk Typist will be abolished;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby create one Data Entry Operator position at Grade 5, Step 1 in the Office of the County Treasurer, to become effective December 1, 1991; and be it

FURTHER RESOLVED, that one Account-clerk typist position is hereby abolished in the Office of the County Treasurer.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 530-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION DIRECTING STEP AND GRADE CHANGE AND AUTHORIZING FILLING OF VACANCY IN COUNTY TREASURER'S OFFICE

WHEREAS, the current Deputy Treasurer has tendered her resignation effective December 27, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the filling of this vacancy; and be it

FURTHER RESOLVED, that the position of Deputy Treasurer be placed at Grade 3, Step 4 of the Management Compensation Plan Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 531-1191

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING REORGANIZATION OF THE ORLEANS
COUNTY DEPARTMENT OF SOCIAL SERVICES.

RESOLVED, that this Legislature does hereby approve the following personnel changes in the Department of Social Services to reduce personnel costs by \$50,000 (local share) in the 1992 budget:

Abolish the following positions:

- 1 Principal Social Welfare Examiner;
- 1 Accounting Grade B Supervisor;
- 1 Caseworker;
- 1 Support Investigator;
- 2 Typist;
- 1 Part-time Social Welfare Examiner;
- 1 Part-time Data Entry Operator;
- 1 School Liaison Worker
- 1 Resource Aide;

and be it

FURTHER RESOLVED, that the following position be changed from full-time to part-time and that the Commissioner is hereby authorized to fill said position:

- 1 Youth Care Worker;

and be it

FURTHER RESOLVED, that with the retiring of seven employees, the following positions shall be filled effective December 27, 1991:

- 1 Grade B Supervisor
- 1 CSEU Coordinator
- 1 Support Investigator;
- 1 Account Clerk-Typist;
- 1 Examiner;

and be it

FURTHER RESOLVED that the contract with the Job Development Agency shall be reduced by \$14,400 in the 1992 DSS budget.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 532-1191

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

BUDGET NOTE RESOLUTION OF ORLEANS COUNTY, NEW YORK, ADOPTED NOVEMBER 27, 1991, AUTHORIZING THE ISSUANCE OF \$250,000 BUDGET NOTES OF THE COUNTY PURSUANT TO §29.00 (e) OF THE LOCAL FINANCE LAW TO PROVIDE SUPPLEMENTAL FUNDS FOR THE 1991 HEALTH INSURANCE AND COMMUNITY COLLEGE COSTS AND P.U.C.

THE LEGISLATURE OF THE COUNTY OF ORLEANS, NEW YORK, HEREBY RESOLVES, as follows:

Section 1. The Orleans County Legislature (herein called "Board" and "County" respectively), hereby authorizes the issuance of \$250,000 Budget Notes of the County for the specific object or purpose of providing supplemental funds for 1991 Health Insurance and Community College costs and for P.U.C., as heretofore appropriated by said Board on November 27, 1991. Said Notes shall be issued pursuant to Section 29.00 (e) of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

Section 2. The issuance of said Budget Notes is authorized pursuant to Section 29.00 (e) of the Law, and said Budget Notes may be renewed from time to time but, such Notes, including the renewals thereof, shall mature not later than the close of the second fiscal year succeeding the fiscal year in which said Notes were issued.

Section 3. The Notes hereby authorized shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the County and the faith and credit of the County are hereby irrevocable pledged to the punctual payment of the principal of and interest on said Notes, and unless said Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the County and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 4. Subject to the provisions of this resolution and of the Law, and pursuant to Section 50.00 and Section 56.00 to 60.00 of the Law, the power to prescribe the terms, form and contents and as to the sale and issuance of the Budget Notes authorized by this resolution and any renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal

officer of the County.

Section 5. The Notes hereby authorized shall be executed in the name of the County by its County Treasurer and the corporate seal of the County shall be affixed thereto and attested by its County Clerk.

Section 6. This resolution shall take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 533-1191

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING CHANGE IN ENTRY WAY AT THE COUNTY JAIL

WHEREAS, a request has been made to move the entry way and to expand the Dispatch Room at the County Jail;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize changing the entry way at the County Jail to allow for the expansion of the Dispatch Room and to place it in a more appropriate area of the Jail.

Defeated. 2 ayes; 5 nays, Legislators Bennett, Billings, McCarthy, Swiercznski and Tuohey; 0 absent.

Legislator Billings said he had a letter from RAM Communications requesting \$2,000.00 more, over and above the original contract, to prepare bids. Legislator McCarthy noted that this request was in violation of our agreement with RAM - they said \$26,000 would take us to bid. Legislator Tuohey suggested that Mr. Dudek look into the matter to find out the reasons for this request.

Legislator Swiercznski, with second by Legislator Bower, moved to adjourn. Motion carried.

Meeting adjourned at 7:35 p.m.

LEGISLATURE MEETING
December 11, 1991

The meeting was called to order by the Chairman at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk presented the following communications:

A letter from James Watts objecting to the proposed budget cuts to ARC; a letter from Cindy Oppel regarding the importance of subsidized day care for single, working parents; minutes of the October 24th OTB Meeting; a letter from the Town of Barre requesting that the Legislature honor Mr. VanLieshout's request to allow his parcel of land to remain in Orleans Agricultural District No. 2; a letter from Bruce Bozard, Agricultural Consultant expressing concern to the County's proposed 30% cut in funding to Cooperative Extension; an order from Barre Town Board Establishing the Town of Barre Water District No. 1.

Motion by Legislator Swiercznski, with second by Legislator Bower, to add the packet of proposed resolutions to the meeting agenda. Motion carried.

In referring to ARC, Legislator McCarthy said, "Upset with the way ARC has handled their budget request. I don't feel volume phone calls to my home/business telephone, tying up my telephone for thirty minutes or more, is the way to go. We have never shut anybody out. I would like to go on record as saying that I object strongly to volume telephone calls received on my home/business telephone."

Legislator Tuohey said, "I agree. I was appalled at having some of the children calling."

Legislator Swiercznski informed the Board, that someone had come into his place of business regarding a survey for a house ARC is planning to buy on McKinstry Street, in Albion. Legislator McCarthy suggested that the Chairman write to Mr. Guthrie regarding this matter.

Legislator Bennett said, "I can't help but feel that there is an understanding in the community that somehow we are getting our 'jollies' out of these cuts. Some of those who have called, think I enjoy it. The record should show that we do not enjoy it -- it has to be done."

The following resolutions were presented:

RESOLUTION NO. 534-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING TRANSPORTATION AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND ORLEANS COMMUNITY ACTION COMMITTEE RE TRANSPORTATION FOR FRIENDSHIP HOUSE CLIENTS

RESOLVED, that the agreement between the Mental Health Department and Orleans Community Action Committee, providing transportation services for Friendship House clients is hereby approved by this Legislature; said agreement to be effective during the calendar year 1992 at the following rates:

1. \$ 6.00 - For each one-way ambulatory passenger trip within Orleans County; \$12.00 for each round trip;
2. \$12.50 - For each one-way non-ambulatory passenger trip within one zone;
3. \$15.00 - For each one-way non-ambulatory trip traveling through two or more zones*;
4. \$25.00 - Flat rate for use of a 16-passenger bus for group trips within Orleans County.

*A zone is co-terminal within the townships in Orleans County, except that the towns of Albion and Gaines are considered one zone.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett, with second by Legislator McCarthy, moved a resolution entitled RESOLUTION AMENDING ORLEANS COUNTY HEALTH DEPARTMENT ENVIRONMENTAL HEALTH FEE SCHEDULE. After discussion, Legislator Bennett tabled the resolution.

RESOLUTION NO. 535-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ACCEPTING AWARD FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR \$4910.00 TO PROMOTE TOBACCO AWARENESS WEEK

RESOLVED, that this Legislature does hereby approve the acceptance, by the County Health Department, of an award, from the New York State Department of Health, in the amount of \$4910.00, for the development of a community awareness campaign to promote "Tobacco Awareness Week", January 26 - February 1, 1992; and be it

FURTHER RESOLVED, that \$4910.00 be added to Appropriation Account A4010.418 and Revenue Account A3401.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator McCarthy, moved a resolution entitled RESOLUTION TO FILL VACANCIES IN SHERIFF'S DEPARTMENT. After discussion, Legislator Tuohey tabled the resolution.

RESOLUTION NO. 536-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING DATE OF LEGISLATURE MEETING

WHEREAS, the second meeting in the month of December falls on Christmas Day;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby change the date of said meeting to December 30, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 537-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION CHANGING TIME FOR THE JANUARY 2, 1992 ORGANIZATION MEETING

WHEREAS, the "Rules of Procedure" call for the Organization Meeting of the Legislature to come to order at 7:30 p.m.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby change the time for the January 2, 1992 Organization Meeting of the Legislature to be held at 4:30 p.m.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 538-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING 1992 COMPREHENSIVE PLANNING
AGREEMENT WITH NYS DIVISION FOR YOUTH

WHEREAS, the County of Orleans is eligible for State Aid from the NYS Division for Youth under the Division's Comprehensive Youth Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board and Youth Bureau are desirous of continuing County Comprehensive Youth Services Planning efforts during 1992; and

WHEREAS, Guidelines provided by the Division for Youth for applying for said eligibility have been satisfactorily completed by the Genesee/Orleans Youth Bureau and the Youth Board recommends approval at this time;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman, Lyndon D. Billings, to execute such documents as are deemed necessary to effect the 1992 County Comprehensive Youth Services Plan with the NYS Division for Youth.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 539-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$11,906.00 to Keeler Construction Co., Inc., Albion, New York, from Capital Project Acct. H5120.2 Bridges; said payment is the final payment on the replacement of Slade Road Bridge project.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 540-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H3150 JAIL RECONSTRUCTION

RESOLVED, that the County Treasurer is hereby
authorized to pay the following capital project claims
from Account H3150 Jail Reconstruction:

1. Cassidy Mechanical Corp., 11 Comfort Street,
Rochester, NY, per request No. 2 on Plumbing and
HVAC
Work.....\$20,674.00
2. Colonna's Electric, Inc., 3748 Oak Orchard road,
Albion, NY, per request No. 2 on Electrical
Contract.....\$ 5,473.04.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 541-1291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PURCHASE FOR WEIGHTS & MEASURES
DEPARTMENT

RESOLVED, that this Legislature does hereby
authorize the Weights & Measures Department to purchase
and have installed an ITT 2564 five line key telephone,
with cable access to 3 lines and hold, at a total cost
of \$364.00; cost to be divided equally and paid for by
Account A6610.421 Weights and Measures and Account
A1710.421 Safety Budget.

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0
absent.

RESOLUTION NO. 542-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING THE PURCHASE OF A NEW TELEPHONE
SYSTEM FOR THE REAL PROPERTY TAX OFFICE

RESOLVED, that this Legislature does hereby authorize the purchase of a new telephone system from Doherty Communications Corporation, Albion, New York, at a total cost of \$1,257.00, consisting of three telephones with a new cabinet to replace the existing unit to accommodate two lines for the Real Property Tax Office; and be it

FURTHER RESOLVED, that said purchase shall be made with monies currently available in the Real Property Tax Service 1991 Budget.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 543-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION TO AMEND THE ORLEANS COUNTY SOLID WASTE TREATMENT AND DISPOSAL ACT

WHEREAS, the NYS Legislature enacted the Orleans County Solid Waste Treatment and Disposal Act, Chapter 485, Laws of 1987; and

WHEREAS, this Legislature has been advised and has determined that such Act should be amended in certain respects; and

WHEREAS, proposed amendatory legislation has been prepared;

NOW, THEREFORE, BE IT RESOLVED, that the proposed amendatory legislation be forwarded to Senator Daly and Assemblyman Hawley for review by their respective staffs, with the request that they introduce the same in the Houses of the New York State Legislature and seek approval for same.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 544-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO FILL VACANT POSITION ON COMMUNITY SERVICES BOARD

WHEREAS, Dr. John Fernandez has resigned his

position from the Community Services Board; and

WHEREAS, said Board must be maintained at a nine-member level; and

WHEREAS, the Community Services Board and the Director of Mental Health have approved the appointment of Merle Fredericks, to replace Dr. Fernandez;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of Mr. Merle Fredericks, 1300 West Avenue, Medina, to the Community Services Board, to complete the term of Dr. John Fernandez.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 545-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT POSITION AT COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacant position(s):

1. One (1) Cleaner Position
2. One (1) PPT Institutional Aide position;

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Tuohey introduced a resolution entitled RESOLUTION APPROVING CONVERSION OF EMERGENCY GENERATOR AT CIVIL DEFENSE CENTER. After discussion, Legislator Swiercznski tabled the resolution.

RESOLUTION NO. 546-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING A COOPERATIVE PURCHASE AGREEMENT FOR OFFICE SUPPLIES BETWEEN THE COUNTY OF ORLEANS AND THE COUNTY OF GENESEE

WHEREAS, pursuant to Article 5-G of the General Municipal Law, sections 119-m and 119-o, counties may

enter into cooperative purchase agreements;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Orleans County Legislator is authorized to sign an agreement with the County of Genesee for joint purchase of office supplies under a "Systems Purchasing Program", pursuant to the specific terms of the agreement; a copy of which is attached hereto.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 547-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION ABOLISHING FULL-TIME AND CREATING ONE PART-TIME ASSISTANT BUILDINGS AND GROUNDS POSITION

BE IT RESOLVED, that effective December 28, 1991, the full-time Assistant Buildings and Grounds Superintendent position in Grade 3 is hereby abolished; and be it

FURTHER RESOLVED, that this Legislature does hereby create one part-time Assistant Buildings and Grounds Superintendent position; said part-time Assistant Superintendent to work on an as needed basis, at an hourly rate of \$13.12, not to exceed an annual cost of \$9,000.00; and be it

FURTHER RESOLVED, that the Superintendent of Buildings and Grounds Department be, and he hereby is authorized to fill the vacant part-time Assistant Buildings and Grounds Superintendent, effective January 2, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 548-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING FULL-TIME ASSISTANT SUPERINTENDENT OF BUILDINGS AND GROUNDS POSITION

BE IT RESOLVED, that this Legislature does hereby create one full-time Assistant Superintendent of Buildings and Grounds position in Grade 2, Step 0

(annual salary of \$18,190); said position to be effective immediately; and be it

FURTHER RESOLVED, that the Superintendent of Buildings and Grounds be, and hereby is authorized to fill the vacancy immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 549-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING CHANGE-ORDER FOR IVERSEN CONSTRUCTION CORPORATION RE JAIL RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby approve a change order for Construction Contract No. 1 authorizing Iversen Construction Corporation, Gorham, New York to install the salvaged double doors and frame on the south end of the Mechanical Room at the County Jail, at a cost of \$974.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 550-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CONTRACT BETWEEN GLOW SOLID WASTE COMMITTEE COUNTIES AND WINSTON & STRAWN FOR LEGAL CONSULTING SERVICES

whereas, the GLOW Region Solid Waste Management Committee recognized that professional legal assistance would be necessary to accomplish the Committee's objectives and did contract with the firm of Winston & Strawn to provide legal services to the Committee through December 31, 1991; and

WHEREAS, the Committee wishes to extend the contract with Winston & Strawn for legal services for two years; and

WHEREAS, the GLOW Region Solid Waste Management Committee requests that Genesee, Livingston, Orleans and Wyoming Counties approve an amended contract with Winston & Strawn with extension of said contract through December 31, 1993;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the contract between the counties of Genesee, Livingston, Orleans and Wyoming and Winston & Strawn to continue legal services to the GLOW Region Solid Waste Management Committee; and be it

FURTHER RESOLVED, that such contract shall commence on January 1, 1992 and end, unless sooner terminated or extended pursuant to the terms of the contract, on December 31, 1993; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Chairman of this Legislature to sign the contract on behalf of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski withdrew the next resolution entitled RESOLUTION APPROVING GLOW SOLID WASTE COMMITTEE INTERMUNICIPAL COOPERATION CONTRACT, from the agenda.

RESOLUTION NO. 551-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION RESCINDING RESOLUTION NO. 526-1191 ENTITLED "RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 2 AFTER EIGHT YEAR REVIEW"

RESOLVED, that this Legislature does hereby rescind Resolution No. 526-1191, entitled "Resolution Approving Renewal of Orleans County Agricultural District No. 2 After Eight Year Review", adopted by this Board November 27, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 552-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 2 AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 2 (Towns of Barre, Clarendon, Albion, Shelby) was

certified on October 24, 1983; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requiring existing Agricultural Districts to be reviewed eight years; and

WHEREAS, that review has been completed with reports of recommendations from the County Agricultural Districting Advisory Committee and County Planning Board; and

WHEREAS, proper notice was conducted and a public hearing was held on September 25, 1991;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County Agricultural District No. 2 be approved for another eight years with modifications, as follows:

1. Include tax parcels: 105-1-31.1, 115-1-20, 117-1-4.1, 119-1-56, 119-1-57, 119-2-31 as requested by landowners during the 30-day public comment period;
2. Include the following tax parcels requested by landowners as a result of the public hearing; 85-1-47, 85-3-5 by Alvin Smith, 86-3-9, 86-3-49 by Richard Kemp, 86-3-10.1 by Glenn Maxon; 119-1-6, 119-1-8.1, 119-1-45, 119-1-46, 119-1-47, 119-1-66, 119-2-22, 119-2-23 by Triple G. Farms, Inc., 119-1-2, 119-1-4, 119-1-5, 119-1-7, 119-1-71, 119-1-74 by Joseph Bezon and Sons; 95.3-1-3, 119-1-8.2, 119-1-8.3, 119-1-9, 119-1-15, 128-1-5, 128-1-47, 128-1-48, 128-1-49 William Karas and Sons.
3. Add the entirety of tax parcels 86-3-7 and 97-1-16 which were originally partially within the district.
4. Exclude tax parcels 95-1-7, 95-1-25, 95-1-26, 95-1-28.2, 95-1-45, 95-1-51.11, 106-1-4, as requested by resolution of the Barre Town Board.

and be it

FURTHER RESOLVED, that the revised district map and boundary description be filed with the Orleans County Clerk, the Towns of Barre, Clarendon, Albion, Shelby and the Commissioner of Agriculture and Markets.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 553-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING MAXIMUM DAY CARE CENTER RATES FOR THE PERIOD SEPTEMBER 1, 1991 - DECEMBER 31, 1992 TO BE USED BY THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following maximum day care rates to be utilized by the Department of Social Services in approving Day Care agreements with all Day Care Center Providers which provide care to children under the Orleans County DSS Day Care programs,

Infants	\$85.00/week
8 weeks to 18 months	\$17.00/day
Toddlers	\$85.00/week
18 months to 3 years	\$17.00/day
Preschool	\$80.00/week
3 years to 5 years	\$16.00/day
School Age	\$75.00/week
5 years to 10 years	\$15.00/day
School Age	\$72.00/week
10 years to 13 years	\$14.40/day
School Age	\$30.00/week
Before & After School	\$ 6.00/day

and be it

FURTHER RESOLVED that this schedule be effective September 1, 1991 - December 31, 1992; and be it

FURTHER RESOLVED that no Day Care Center programs may be approved by DSS which exceed this schedule without approval of the Orleans County Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 554-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING THE FILLING OF ONE CASEWORKER IN THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services has a permanent vacancy for a Caseworker effective December

31, 1991;

WHEREAS, the position is located in the Child Protective Unit and needed to provide protection to children;

NOW, THEREFORE, BE IT RESOLVED that the Orleans County Legislature does hereby give the Department of Social Services permission to fill this vacancy effective January 2, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 555-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Gustavus Adolphus Children's Home, 705 Falconer Street, Jamestown, NY for provision of foster care services; to be effective July 1, 1991 through June 30, 1992 at a cost of \$46,753 per child. County cost is \$15,896.
- (2) New Medico Associates, Inc., 100 Federal Street, Boston, MA for skilled nursing home care/head trauma rehabilitation; to be effective September 25, 1991 through December 31, 1991 at a cost of \$299.56 per day. County cost is \$74.89 per day.
- (3) Orleans County Office for the Aging, Albion, NY for performance of outreach activities for the Low Income Home Energy Assistance Program (HEAP); dates to be established by NYSDSS at a cost of \$32 per application. County cost is \$0.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 557-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION RE 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, 1992;

NOW, THEREFORE, BE IT RESOLVED, that there shall be and hereby is, 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:

<u>TOWNS</u>	<u>HIGHWAY OUTSIDE</u>	<u>HIGHWAY TOWNWIDE</u>	<u>TOWN OUTSIDE</u>
Albion	\$ 94,360.00	\$121,445.00	
Barre		415,789.00	
Carlton		232,500.00	
Clarendon		177,250.00	
Gaines		58,700.00	
Kendall		93,699.00	
Murray		47,296.93	
Ridgeway	136,150.00	175,950.00	\$29,527.00
Shelby	13,745.00	105,307.00	
Yates	120,825.00	121,720.00	5,970.00

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 below, the following amounts for the purpose of such districts as specified below:

<u>NAME OF DISTRICT</u>	<u>DISTRICT</u>	<u>AMOUNT</u>
Albion	Fire Protection	\$ 16,500.00
Barre	Light	1,750.00
	Fire	38,000.00
Carlton	Fire	69,600.00
	Light	5,500.00
	Water	147,001.00
Clarendon	Fire Protection	77,400.00
Gaines	Fire Protection	21,500.00
Kendall	Fire Dist. 1	
	(Kendall)	44,335.00

	Fire Dist. 2	
	(Morton)	40,477.41
	Light Dist. 1	
	(Kendall)	5,100.00
	Light Dist. 2	
	(Morton)	3,200.00
	Water	-----
Murray	Fire Protection	
	Dist. 1	16,900.00
	Light Dist. 1	
	(Fancher)	2,060.00
	Light Dist. 2	
	(Hulberton)	3,930.00
	Light Dist. 3	
	(Brockville)	1,450.00
	Fancher-Hulberton-Murray Fire	
	Dist.	45,148.00
	Water Dist. I	10,282.56
	Water Dist. II	46,040.64
Ridgeway	Fire Protection	85,000.00
	Light	3,100.00
	Water Improve-	
	ment 31-E	15,700.00
	Water Improve-	
	ment 63	18,011.71
	Water Improve-	
	ment 269	13,800.00
	Knowlesville Sewer	
	Dist.	22,000.00
Shelby	Fire Protection	
	Dist. (Shelby &	
	E. Shelby)	68,287.00
	Light Dist. 1	
	(Shelby)	3,700.00
	Light Dist. 2	
	(Millville)	1,700.00
Yates	Fire Protection	31,300.00
	Water Dist. 1	
	(Yates Hydrant)	300.00

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 not 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:

<u>TOWN</u>	<u>REASSESSED</u> <u>WATER BILLS</u>	<u>GENERAL</u> <u>FUND</u>
Albion		\$122,781.00

Barre		80,394.00
Carlton		90,344.00
Clarendon		174,875.00
Gaines	\$2,413.59	147,525.00
Kendall	1,095.86	228,172.70
Murray	960.90	132,342.00
Ridgeway	4,346.42	225,075.00
Shelby	1,301.44	185,874.00
Yates	1,555.18	304,623.00

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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 558-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING CHARGE BACKS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS/MAILERS & UPDATE COSTS

RESOLVED, that this Legislature does hereby authorize chargebacks for Data Management Services, User Fees, Tax Bills/Mailers & Update Costs to be levied on the 1992 taxes; and be it

FURTHER RESOLVED, that since the Towns of Albion, Carlton, Clarendon, Kendall, Ridgeway and Shelby provide part of the DMT work through the use of computer disks, they shall be charged a lesser amount for Data Management Services; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the chargeback for Data Management Services to the ten towns as follows:

TOWNS		NO. OF PARCELS	AMOUNT
Albion	Inside	1,609	\$ 643.60
	Outside	870	348.00
Barre		1,244	2,277.95
Carlton		2,284	913.60
Clarendon		1,463	585.20

Gaines	Inside	224	410.18
	Outside	912	1,670.01
Kendall		1700	680.00
Murray	Inside	683	1,250.67
	Outside	1,336	2,446.41
Ridgeway	Inside	1,412	564.80
	Outside	1,600	640.00
Shelby	Inside	913	365.20
	Outside	1,190	476.00
Yates	Inside	393	719.64
	Outside	1,292	<u>2,365.84</u>
TOTALS		19,125	\$16,357.10

and be it

FURTHER RESOLVED, that the chargeback for the tax bills/mailers, totalling \$2,768.02 shall be apportioned out and charged back, as follows:

TOWNS		NO. OF PARCELS	AMOUNT
Albion	Inside	1,609	\$ 232.88
	Outside	870	125.92
Barre		1,244	180.05
Carlton		2,284	330.57
Clarendon		1,463	211.74
Gaines	Inside	224	32.42
	Outside	912	132.00
Kendall		1,700	246.05
Murray	Inside	683	98.85
	Outside	1,336	193.36
Ridgeway	Inside	1,412	204.36
	Outside	1,600	231.57
Shelby	Inside	913	132.14
	Outside	1,190	172.23
Yates	Inside	393	56.88
	Outside	1,292	<u>187.00</u>
TOTALS		19,125	\$2,768.02

and be it

FURTHER RESOLVED, that the User Fees charged by the State in the amount of \$2,500.00 shall be divided equally among the ten towns with \$250.00 being charged back to each town; and be it

FURTHER RESOLVED, that each town shall be charge back at the rate of \$0.60 (60 cents) per parcel for up-date costs, as follows:

TOWNS		NO. OF PARCELS	AMOUNT
Albion	Inside	1609	\$ 965.40
	Outside	870	522.00
Barre		1244	746.40
Carlton		2244	1,370.40
Clarendon		1463	877.80
Gaines	Inside	224	134.40
	Outside	912	547.20
Kendall		1700	1,020.00
Murray	Inside	683	409.80
	Outside	1336	801.60
Ridgeway	Inside	1412	847.20
	Outside	1600	960.00
Shelby	Inside	913	547.80
	Outside	1190	714.00
Yates	Inside	393	235.80
	Outside	<u>1292</u>	<u>775.20</u>
TOTALS		19125	\$11,475.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 559-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged to the several towns of Orleans County for erroneous and refunded taxes, as follows:

<u>TOWN</u>	<u>OUTSIDE</u>	<u>INSIDE</u>
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ALBION	-----	-----
BARRE	\$ 13.40	-----
CARLTON	1,634.02	-----
CLARENDON	30.63	-----
GAINES	-----	-----
KENDALL	271.80	-----
MURRAY	234.47	-----
RIDGEWAY	227.47	-----
SHELBY	-----	-----
YATES	9.14	-----

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 560-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION 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 1992 tax rolls of the respective towns as of November 1, 1991:

TOWN	AMOUNT
Albion - Inside	\$ 132,101.27
Outside	90,442.79
Barre	137,149.85
Carlton	213,045.38
Clarendon	109,576.25
Gaines - Inside	12,595.52
Outside	108,310.62
Kendall	107,065.07
Murray - Inside	45,071.20
Outside	178,004.70
Ridgeway- Inside	121,535.29
Outside	183,659.62
Shelby - Inside	88,368.20
Outside	179,444.53
Yates - Inside	21,878.09

Outside	<u>129,044.44</u>
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TOTAL	\$1,857,292.82
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Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 561-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPORTIONMENT OF 1992 SALES TAX TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 1992 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.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Swiercznski, introduced a resolution RESOLUTION AMENDING THE 1992 PRELIMINARY BUDGET AND ADOPTING THE AMENDED 1992 PRELIMINARY BUDGET AS THE ORLEANS COUNTY BUDGET FOR 1992. After discussion, Legislator Bennett called for a roll call vote, which proceeded as follows:

Legislator Bennett	Aye
Legislator Berger	Aye
Legislator Billings	Aye
Legislator Bower	Aye
Legislator McCarthy	Aye
Legislator Swiercznski	Aye
Legislator Tuohey	Aye.

The following resolution was then adopted:

RESOLUTION NO. 562-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AMENDING THE 1992 PRELIMINARY BUDGET AND ADOPTING THE AMENDED 1992 PRELIMINARY BUDGET AS THE ORLEANS COUNTY BUDGET FOR 1992

RESOLVED, that this Legislature does hereby amend the 1992 Preliminary County Budget by increasing and/or

reducing certain funds as follows:

1. Road Fund Equipment Rental appropriation decreased by \$100,000.00;
2. Machinery Fund transfer to Capital Reserve Equipment eliminated \$100,000.00;
3. Machinery Fund Revenue - Equipment Rental from Road Fund reduced by \$100,000.00;
4. General Fund Revenue - Mental Health Fees increased an additional \$20,000.00;
5. General Fund Retirement appropriation reduced by \$35,000.00;
6. General Fund Debt Service appropriation (Budget Note, Principle and Interest) to \$262,500.00;
7. General Fund EAP Benefit - additional \$1,000.00;
8. General Fund Sportsmen's Federation - additional \$1,000.00;
9. Road Fund to use an additional \$45,000.00 Surplus (Ice Storm Revenue);
10. Debt Service Fund to use an additional \$45,000.00 (close out of Capital Project Mental Health Building);

and be it

FURTHER RESOLVED, that said amended 1992 Preliminary Budget is hereby adopted as the Orleans County Budget for the Year 1992, with a tax levy of \$7,724,584.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 563-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE COUNTY TREASURER TO CANCEL A RETAINAGE PAYMENT AND CLOSE OUT MENTAL HEALTH CAPITAL PROJECT

WHEREAS, \$410.00 retainage from work completed by A. V. Lombard at the Mental Health Building in 1989 has never been claimed;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer this \$410.00 to Capital Project Fund Balance; and be it

FURTHER RESOLVED, that since all work according to the Mental health Building Capital Project has been completed, this Legislature does hereby authorize the

County Treasurer to close this Capital Project by transferring the cash balance of \$94, 377.23, plus interest to date, and the above-mentioned retainage to the Debt Service Fund.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 564-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO PLACE COUNTY INSURANCE WITH ALBION AGENCIES, INC.

RESOLVED, that this Legislature does hereby authorize the Chief Administrative Officer to place County Insurance with Albion Agencies, Inc., 30 North Main Street, Albion, New York 14411, in accordance with said Agency's said proposal submitted in response to the County's "Request for Proposal".

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 565-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING SETTING UP NEW FUNDS IN THE SOLID WASTE FUND

WHEREAS, the County has implemented a solid waste disposal and recycling program which began October 1, 1991; and

WHEREAS, the second phase of implementation is scheduled to begin in December 1991; and

WHEREAS, the GLOW Solid Waste Committee has approved community outreach funds for continuation of a public education and information program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1991 County Budget for said Solid Waste Fund as follows:

Solid Waste Fund

Revenue Account:

CL3989 Public Information Grant

\$10,000

Solid Waste Fund

Appropriation Account:

CL8160.411 Office Supplies	\$ 700
CL8160.418 Other Contractual	1,300
CL8160.411 Printing	4,000
CL8160.416 Postage	4,000
TOTAL	\$10,000

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 566-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPORTIONMENT OF 1992 GENERAL COUNTY BUDGET

RESOLVED, that the apportionment of the General County Budget for 1992, as presented by the Clerk of the Legislature in the foregoing warrant be, and hereby is, in all respects approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 567-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING ABSTRACT OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as presented by the Clerk, they being Form 1, Footings of Assessment Rolls; Form 2, Amount and Purpose of Taxes for Town Expenditures; Form 4, Ascertaining of Tax Rates; 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 for the several taxes be levied upon respective tax districts of the County and be fixed as the tax rates for the extension of taxes in such districts.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 568-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION FIXING DATE OF SIGNING TAX WARRANTS

RESOLVED, that the taxes as extended upon the assessment rolls of the several towns of this County as presented to the Legislature be, and hereby are, approved and confirmed and that the Chairman and the Clerk of this Legislature sign and seal the warrants for the collection of taxes in the manner prescribed by law on December 12, 1991, and attach same to the several tax rolls.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 569-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING ABSTRACT OF 1992 RECYCLING - SOLID WASTE PROGRAM FEES

RESOLVED, that the Abstract of 1992 Recycling - Solid Waste Program Fees, as prepared by the Clerk, is hereby approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy removed a resolution entitled RESOLUTION AWARDDING BID AND AUTHORIZING PURCHASE OF ONE (1) 1992 SIGN TRUCK from the table, for reconsideration at this time.

RESOLUTION NO. 570-1291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDDING BID AND AUTHORIZING PURCHASE OF ONE (1) 1992 SIGN TRUCK

BE IT RESOLVED, that this Legislature does hereby award the bid for and authorizes the purchase of one (1) 1992 Sign Truck Cab to Boyle's Motor Sales, Inc., P. O. Box 463, Batavia, New York 14020 at a total cost of \$27,869.00 for use by the County Highway Department; said purchase to be paid from the Highway Department Machinery Fund Account DM5130.240 (CHIPS Funds).

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 571-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Self-Insurance Fund and the Solid Waste Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 5004 through 5122 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 572-1291

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$500.00 to Fiscal Advisors & Marketing, Inc. for services rendered in connection with the \$270,000 Bond Anticipation Notes regarding the Jail Reconstruction Project; said payment to be made from Capital Project Account H3150 - Jail Reconstruction.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 573-1291

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED

PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Edward G. Jr. & Kathleen Kuhn, 16841 Hinds road, Holley, New York 14470, for the sum of \$12,270.17, which includes the 1987 through 1991 taxes, Parcel No. 63, Tax Map No. 109.00-2-21 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 58, being formerly assessed to Edward G. Jr. & Kathleen Kuhn, 16841 Hinds road, Holley, New York 14470, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L62, T3, 16841 Hinds Road, 145.00 x 258.25'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 574-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING BUDGET SET UP AND TRANSFER TO COVER APPROPRIATION OVER EXPENDITURE IN 1991 BUDGET

WHEREAS, certain 1991 General fund budgeted appropriations are or will be overexpended;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies for Health Insurance expected overexpenditures and the Revenue reimbursement as follows:

A3610 DSS State Revenue	\$12,838.00
A4610 DSS Federal Revenue	25,670.00
A9060-650 Health Insurance	\$38,508.00

and be it

FURTHER RESOLVED, that this Legislature does hereby authorize a transfer of \$307,848.00 of Contingent Fund A1990 to the following appropriations:

A9060-650 Health Insurance	\$ 47,076.00
A2490-465 Community Colleges	118,000.00
A1996-628 Contr. to NYS (Pension)	142,772.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 575-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TRANSFER OF CONTINGENT ACCOUNT FUNDS TO JUDGMENT AND CLAIMS ACCOUNT

WHEREAS, due to court costs, this Legislature does hereby authorize the County Treasurer to transfer the sum of \$12,000.00 from Contingent Account A1990 to Judgment & Claims Account 1930.315.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 576-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AMENDING MANAGEMENT COMPENSATION PLAN

BE IT RESOLVED, that this Legislature does hereby authorize the following changes to the Management Compensation Plan, with said changes becoming effective immediately:

Compensation Upon Temporary Appointment

Add - "A position is considered vacant only when an employee has terminated his employment or when the employee is on an unpaid leave of any kind."

Salary Review Committee - Delete the entire section.

Position Allocation Review - Delete text currently in the Plan under "Position Allocation Review" and replace with the following:

"All requests for reallocations should be presented to the Legislature before the beginning of the County Budget process.

A review of a position may be requested if there is a material and significant change in the duties and responsibilities of the position. A written summary of the position should be prepared by the affected department and presented by the Department Head to the

County Legislature. Included in the summary should be a detailed description of the duties of the new position, any reasons for the change and identification of any other positions affected by the proposed change.

The Legislature will meet with the department head to review the data presented and the effects of the organizational changes. If the changes are approved, they become effective with the start of the next fiscal year."

Compensation Upon Reallocation Upward - Delete text currently in the Plan under "Compensation Upon Reallocation Upward" and replace with the following:

"When the Legislature has approved an upward reallocation, the rules for "Compensation Upon Promotion" shall apply."

Management Evaluation Program - Delete entire section.

Evaluation forms - Delete entire section.

Annual Leave - Delete second to last paragraph, and replace with the following:

"Any annual leave which remains unused on an employee's anniversary date (not to exceed 5 days) shall automatically be carried over and added to the next year's annual leave."

Jury Duty

Add - "Any fees, except for mileage, an employee receives for serving on jury duty, shall be turned over to the County Treasurer."

Sick Leave - Section on "Department Heads", delete current text and replace with the following:
Department Heads shall earn sick leave as follows:

after one month of service	-15 days
after six months of service	-15 additional days
after twelve months of service	-15 additional days

After one year of service, the sick leave shall be earned at a rate of 1-1/4 days per month not to exceed a maximum accumulation of 180 days.

Probationary Period - Delete first paragraph and replace with the following:

"All newly hired employees shall serve a probationary period of six months. Probationary periods for transferred and promoted employees will be in accordance with Civil Service rules."

Increments - New Section.

If the Legislature determines that an employees' performance is satisfactory, the employee will receive an increment until they have reached the top of their grade.

Increment will be effective as of the first day of the year except for newly hired employees who will not be eligible for an increment until they have completed 180 days of service.

Travel

In the last paragraph increase the rate for mileage to \$0.26 (26 cents) per mile.

Appendix A - Delete entire section.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 577-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING CHAIRMAN TO EXECUTE STIPULATION OF SETTLEMENT

WHEREAS, an action was commenced by Kathy A. Gavenda against the County, the Sheriff's Department and others; and

WHEREAS, counsel retained by the County's insurance carrier has recommended settlement of the case; and

WHEREAS, there is serious question about the actual duty of the insurance carrier to defend or pay any settlement with regard to this action and failure to settle as requested by the insurance company might result in their refusal to further defend this action and their refusal to pay any judgment that might be

obtained on trial;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be and he hereby is authorized to execute a Stipulation of Settlement of the above action on behalf of the County, in line with the settlement negotiated by the County insurance carrier.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 578-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING LIEUTENANT-ROAD PATROL POSITION IN THE SHERIFF'S DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby create one (1) Lieutenant-Road Patrol position in the Orleans County Sheriff's Department, and authorizes the Sheriff to fill said vacancy.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 579-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING COUNTY PARTICIPATION IN FEDERAL EMERGENCY MANAGEMENT ASSISTANCE (FEMA) PROGRAM

RESOLVED, that this Legislature does hereby authorize participation in the Federal Emergency Management Assistance (FEMA) Program and does approve the Local Emergency Management Assistance Participation Agreement for Orleans County; said agreement to be in effect October 1, 1991 through September 30, 1992 and allows for eligible FEMA expenditures to be reimbursed to the County on a quarterly basis, for an approximate total of \$12,688.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 580-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING THE APPOINTMENT TO ORLEANS COUNTY
YOUTH BOARD

WHEREAS, several vacancies exist on the Orleans County Youth Board due to resignations and expiration of terms; and

WHEREAS, applications have been accepted to fill said vacancies; and

WHEREAS, the Youth Board and legislature liaison do recommend that appointments be made at this time;

NOW, THEREFORE, BE IT RESOLVED, that the following are hereby appointed to the Orleans County Youth Board:

<u>NAME</u>	<u>REPRESENTING</u>	<u>TERM DATE</u>
Jordan Bonafede Albion, N.Y.	Youth	Begin immediately - 12/31/93
Rick Miller Holley, N.Y.	Youth	01/01/92 - 12/31/94
Gail Culver Medina, N.Y.	At Large	Begin immediately - 12/31/92
Sue Duff Holley, N.Y.	At Large	01/01/92 - 12/31/94
Caroline Sanford	East Orleans Community Ctr.	01/01/92 - 12/31/94

and be it

FURTHER RESOLVED, that Eileen Heye be granted a leave of absence from the Board due to illness, and Cindy Lonnen of Albion, N. Y. be provisionally appointed during this absence; and be it

FURTHER RESOLVED, that the following be, and hereby are, reappointed to serve three-year terms effective January 1, 1992 through December 31, 1994:

<u>NAME</u>	<u>REPRESENTING</u>
Jeanne Tuohey Medina, N. Y.	At- Large
Ellen Tuohey Lyndonville, N.Y.	At-Large
Kathy Lalonde Albion, N.Y.	Law Enforcement

Sue Persia
Holley, N.Y.

Juvenile Justice.

Adopted. 7 ayes; 0 nays; 0 absent.

During further discussion on the budget, Legislator Swiercznski moved, with second by Legislator Bennett, to authorize that \$1000.00 be designated for the Employees Assistance Program. Upon vote, motion passed; 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Bennett, then moved that \$1000.00 be authorized for the Sportsmen's Federation. Upon vote, motion passed; 5 ayes; 2 nays, Legislators Berger and Billings; 0 absent.

Legislator Tuohey was given privilege of the floor and recognized members of Chairman Lyndon Billings' family who were present - Mrs. Lyndon Billings, Mr. & Mrs. Steve Billings, Mr. & Mrs. Earl Billings and Mr. & Mrs. Mark Billings.

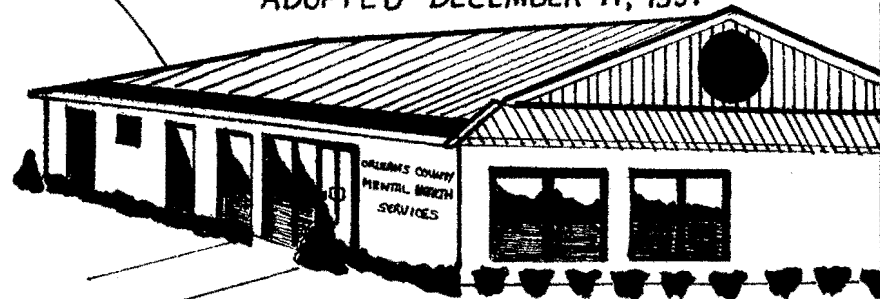
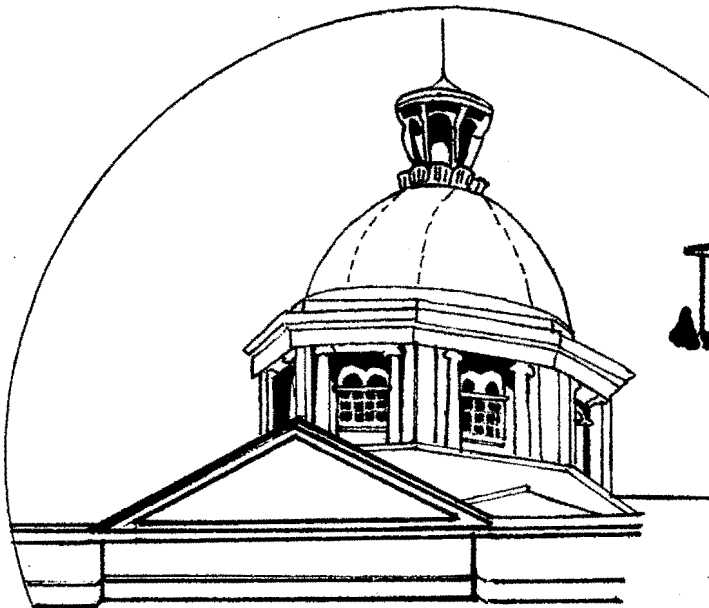
Motion by Legislator Swiercznski, with second by Legislator Tuohey, to recess the meeting subject to the call of the Chairman. Motion carried.

Meeting recessed at 7:05 p.m.

ORLEANS COUNTY BUDGET

FISCAL YEAR 1992

ADOPTED DECEMBER 11, 1991



Carol Culhane

BUDGET MESSAGE 1992

TO THE HONORABLE MEMBERS OF THE ORLEANS COUNTY LEGISLATURE
AND TAXPAYERS OF ORLEANS COUNTY:

A financial crisis is affecting more than half of the nation's counties, forcing them to cut expenditures and find new revenue sources. Orleans County is one of the counties currently being "pushed to the limit." We are hampered by mandated programs without funding, and restricted by a lack of revenue options. Added to this, the recession has undoubtedly magnified our problems. Our effort has been to prepare a comprehensive financial plan for all services and programs provided by the County, while taking into consideration the drastic cuts in County revenues, as well as the additional costs of services. Submitted herewith is the County of Orleans preliminary 1992 budget, which includes program and staff reductions, reduced aid to schools and other non-county agencies.

While many of the County Departments show a decrease in their 1992 county cost as compared to 1991, there are exceptions. The Legislature budget indicates an increase of \$80,959. The reason for this is that we formerly credited the Off Track Betting revenues to the Legislature budget. However, in the interest of more responsible accounting, it was decided to discontinue that practice. OTB revenues are now considered "Unassigned." The actual Legislature expense is almost exactly the same as 1991.

A change in the Chief Administrative Officer budget in personal services resulted in an increase. Again, it was the opinion of the Committee that one part-time person (formerly charged to the Clerk of the Legislature) should be transferred to the CAO's budget. Otherwise that budget is the same as 1991. The Clerk's budget is reduced accordingly.

Real Property Tax Services show a decrease in county cost of \$6,349 (9%) because of personnel changes, a full-time position reduced to part-time, and since a new Director has been appointed, the salary was adjusted down accordingly. The County Clerk budget was reduced by \$4,218 (8%) county cost by cutting one part-time position.

The County Attorney budget is reduced in county cost from \$53,572 in 1991 to \$46,135 (16%) in 1992. This was accomplished through personnel changes and a reduction in secretarial services.

Buildings & Grounds Department county cost is reduced by \$41,114 (18%), due to an increase in reimbursements from Nursing Home and Mental Health building maintenance, and a cut in contractual expense.

Sheriff Department county cost is reduced by \$87,880 (7%). This was possible through additional DWI revenues, two positions abolished and equipment cuts amounting to \$30,000. Jail county cost increased by \$402,457 over 1991 due to the very significant loss of revenue in prisoner housing (\$388,000). Actual expenses for the jail are listed at \$900,462 for 1992 as opposed to \$903,628 for 1991, a decrease of \$3,166. Probation Department eliminated one probation officer position, but state reimbursement is \$36,648 (18%) lower than 1991, resulting in only a slight decrease in county cost in this department.

Public Health has cut two positions, but increased appropriation for Homemaker Services from \$125,000 in 1991 to \$225,000 (80%) in 1992. However, this appropriation is almost totally reimbursed by Medicaid, Medicare and other insurance.

Social Services Administration reduced personal services by seven positions \$216,082 (approximately \$54,020 county cost) and contractual expenses by \$13,405 (\$3,351 county cost.) Social Services programs show an increase of \$396,760, which is reimbursed approximately 75%, resulting in an additional \$99,190 in county cost.

Tourism Department has been abolished, with the I LOVE NY Program to be administered by the Planning Department. Youth Department has been eliminated, with services contracted to Genesee County at a county cost of \$19,959 as opposed to \$40,514 in 1991.

Highway Department budget, which includes Road, Machinery, Park Administration, Fuel Farm, etc. is decreased by \$143,393 (county cost). Furthermore, surplus funds of \$248,000 in the Road and Machine fund balance are being applied to reduce the Highway levy. The Fuel Farm debt was repaid in full in 1991.

Education costs have escalated to a new high; i.e. Community College is to cost \$750,000 (an increase of \$140,000 or 23%); Education Handicapped Children is anticipated to cost \$1,086,216 (an increase of \$313,813 or 41%). As a result of these increased mandated educational costs, which the county cannot control, it was necessary to cut Sales Tax aid to Schools by one-half of the 1990 amount, or approximately \$325,000. As a result, this budget includes \$425,000 in increased Sales Tax revenue (\$325,000 Schools, plus \$100,000 projected increase in sales tax receipts for fiscal year 1992). Villages and Towns share of Sales Tax has been capped at the 1991 level.

BUDGET MESSAGE 1992 (CON'T)

Non-county agencies have suffered cuts as well: County Extension \$74,452; Community Action \$11,384; Soil and Water \$8,638; ARC \$20,845; Libraries \$12,459. Other non-county agency contributions have been eliminated entirely; ie: Cobblestone, Council of Arts, Soil and Water Management. County funding for these groups totaled \$26,554 in 1991.

Since the Mental Health Building Capital Project has been completed, we closed out this account and transferred the balance (\$100,000) to Debt Service. \$45,000 was used to further reduce the tax levy.

No salary increases have been indicated except for a "step increment" (about \$180 to \$200 each) for those eligible. A total of fifteen full and five part time positions have been eliminated. Employee benefits have increase by approximately \$155,000, most of which is attributed to increased Medical insurance.

It was necessary to borrow 1.5 million dollars in January of 1991 to provide cash flow. This must be repaid in January 1992. Interest on this money was offset by investment earnings.

For the second year in a row, we were assessed under the heading "Contribution to NYS", \$142,772 against savings from which the County benefited as a result of the Projected Unit Credit (PUC)

method of calculating amounts due to the Retirement System. We are informed that a similar charge will be assessed in 1992. This money is withheld from State checks due the County. This was not budgeted in our 1991 budget because we were assured in 1990 that it was a "one time" charge. We have budgeted \$90,366 for 1992.

Due to reduced revenues in 1991, and higher than anticipated expenses, we expect to end Financial Year 1991 with a negative balance of approximately \$500,000. To reduce the impact of this deficit, we borrowed \$250,000 on a Budget note which will be repaid in 1992 from budgeted money in Short Term Debt Service.

Cutback management is painful, but not impossible. Yet in doing this, we have exercised care in applying those cuts--both in programs and in revenues, for there are some programs that can be curtailed without seriously jeopardizing our community's economic foundation, while others are close to being indispensable. If we are to maintain all kinds of services, they must be paid for. If we do not want to pay for them, we must be prepared to reduce them. Making those kinds of decisions isn't easy, but it is what community leadership is all about.

Respectfully submitted,

Mary B. Basinait
MARY B. BASINAIT
Budget Officer

ORLEANS COUNTY LEGISLATURE

=====

Members At Large

RICHARD V. BENNETT

GEORGE R. BOWER

JOHN J. MCCARTHY II

District #1

Towns of Barre, Clarendon and Shelby

*MARCIA B. TOUHEY

District #2

Towns of Ridgeway and Yates

*FRANK R. BERGER, Vice Chairman

District #3

Towns of Albion and Gaines

THEODORE SWIERCZNSKI

District #4

Towns of Carlton, Kendall and Murray

*LYNDON D. BILLINGS, Chairman

- - - - -

Chief Administrative Officer

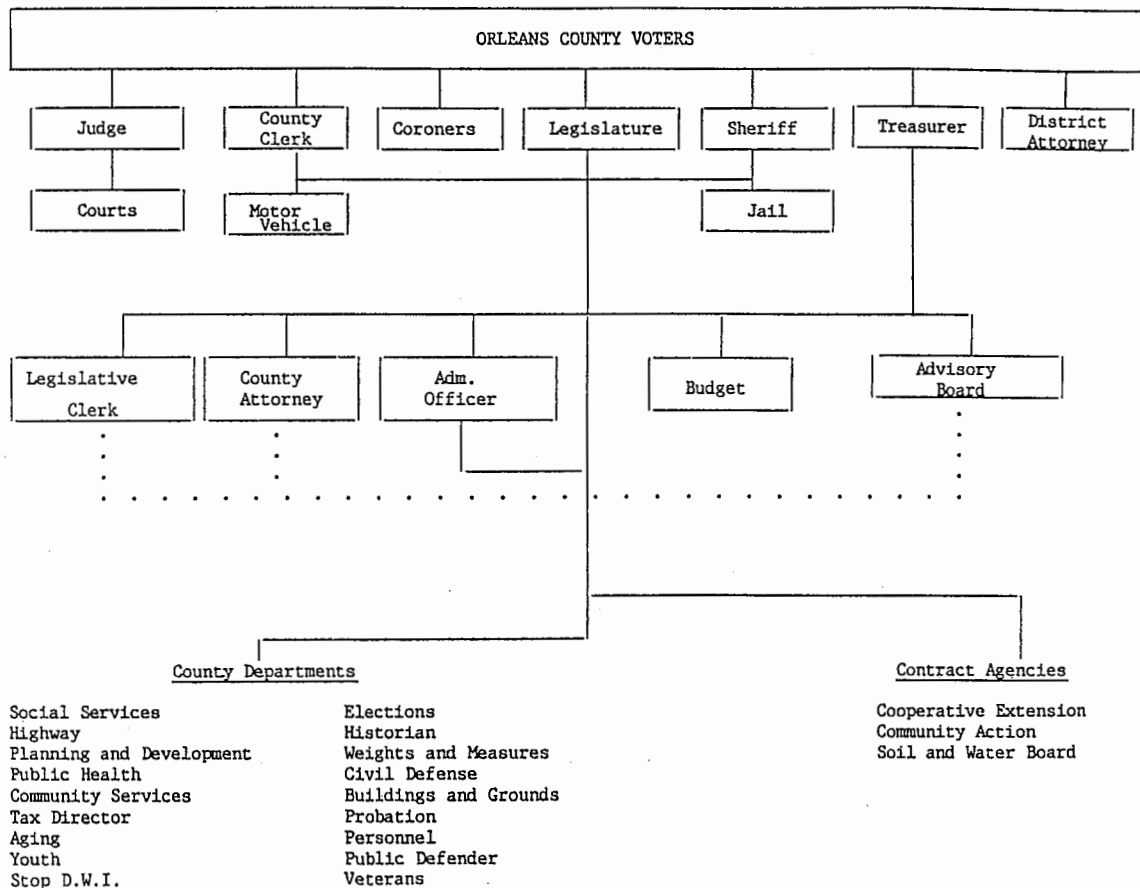
*STANLEY J. DUDEK

Budget Officer

*MARY B. BASINAIT

* Members of the Budget Committee

ORGANIZATION CHART



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1992 - SCHEDULE A
SUMMARY OF BUDGET - BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINERY FUND	SELF INSURANCE	DEBT SERVICE FUND (LONG-TERM)
APPROPRIATIONS								
EXCLUDING INTERFUND	29,814,622	25,043,009	745,510		2,161,083	812,131	453,139	599,750
SOLID WASTE FUND	1,997,058			1,997,058				
INTERFUND TRANSFERS	8,145				8,145			
TOTAL								
APPROPRIATIONS	31,819,825	25,043,009	745,510	1,997,058	2,169,228	812,131	453,139	599,750
REVENUES								
EXCLUDING INTERFUND	23,604,096	18,836,222	745,510	1,997,058	770,636	709,131	453,139	92,400
INTERFUND TRANSFERS	8,145							8,145
TOTAL REVENUES	23,612,241	18,836,222	745,510	1,997,058	770,636	709,131	453,139	100,545
LEVY	8,207,584	6,206,787	0	0	1,398,592	103,000	0	499,205
CASH SURPLUS	333,000				145,000	103,000		85,000
TAX LEVY FOR BUDGETARY PURPOSES	7,874,584	6,206,787	0	0	1,253,592	0	0	414,205
PLUS ALLOWANCE FOR UNCOLLECTABLE TAXES & DEFERRED TAX REVENUE	50,000							
TAX STABILIZATION	(200,000)							
TOTAL LEVY	7,724,584							

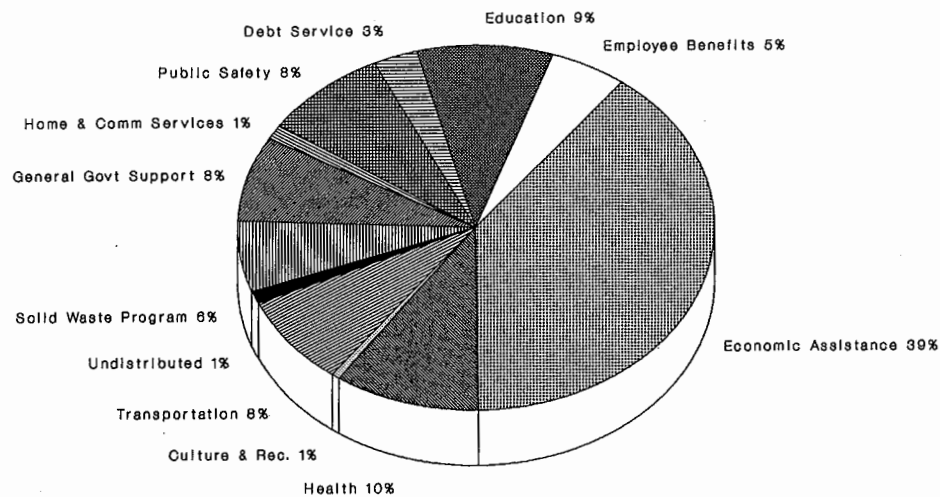
1992 - SCHEDULE B
SUMMARY OF BUDGET - BY FUNDS
APPROPRIATIONS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINERY FUND	SELF INSURANCE	DEBT SERVICE FUND (LONG TERM)
General Gov't. Support	\$ 2,405,352	2,109,185			207,777		88,390	
Education	2,904,956	2,904,956						
Public Safety	2,686,425	2,686,425						
Health	3,154,561	3,154,561						
Transportation	2,564,128	0			1,766,201	797,927		
Econ. Assistance & Opportunity	12,527,623	11,782,113	745,510					
Culture & Recreation	172,539	121,009			51,530			
Home & Community Services	421,270	421,270						
Benefits	1,652,955	1,498,427			135,575	14,204	4,749	
Debt Service	964,813	365,063						599,750
Other Transfers	0	0				0		
Other	360,000	0					360,000	
Solid Waste	1,997,058	0		1,997,058				
APPROPRIATIONS	\$ 31,811,680	25,043,009	745,510	1,997,058	2,161,083	812,131	453,139	599,750
Plus Interfund Transfers	8,145				8,145			
TOTAL ALL APPROPRIATIONS	\$ 31,819,825	25,043,009	745,510	1,997,058	2,169,228	812,131	453,139	599,750

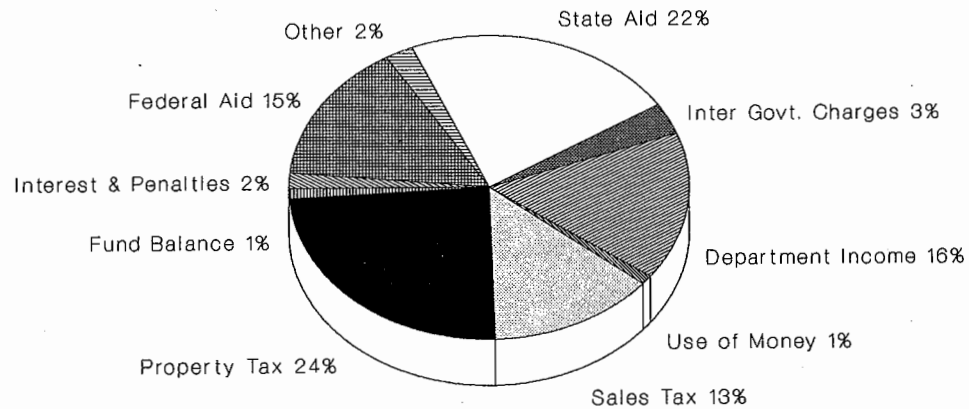
1991 - SCHEDULE C
SUMMARY OF BUDGET - BY FUNDS
REVENUES

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINERY FUND	SELF INSURANCE	DEBT SERVICE FUND (LONG TERM)
Real Property Tax Items	\$ 534,264	534,264						
Non-Property Taxes	4,263,464	4,263,464						
Departmental Income	5,004,468	2,575,175		1,972,518	59,675	397,100		
Intergovernmental Charges	1,045,636	621,236	77,000			285,000		62,400
Use of Money & Property	306,680	246,680			15,000	15,000		30,000
Permits/Fines & Forfeitures	94,559	94,559						
Sale of Property & Comp. for Loss	10,150	10,150						
Other	616,670	142,000			9,500	12,031	453,139	
State Aid	7,051,245	6,340,244		24,540	686,461			
Federal Aid	4,676,960	4,008,450	668,510					
REVENUES	\$ 23,604,096	18,836,222	745,510	1,997,058	770,636	709,131	453,139	92,400
Plus Interfund Transfers	8,145							8,145
TOTAL ALL REVENUES	\$ 23,612,241	18,836,222	745,510	1,997,058	770,636	709,131	453,139	100,545

County of Orleans 1992 Appropriations



County of Orleans 1992 Revenues



DISTRIBUTION OF 1992 NET COUNTY COST TOTALING \$12,912,453

Social Services	34.13	Veterans	0.24
Road Fund	10.83	Libraries	0.22
Sheriff	8.78	Assigned Counsel	0.22
Physically Handicapped Children	8.41	I. D. A.	0.21
Debt Service	6.69	Community Action	0.21
Community Colleges	5.81	Medical Examiner & Coroner	0.20
Jail	3.72	Weights & Measures	0.19
Probation	2.52	Health Miscellaneous	0.17
Public Health	1.94	Soil & Water	0.16
Contingent Fund	1.43	Youth Bureau	0.16
Buildings & Grounds	1.41	Control of Animals	0.15
County Extension	1.35	Drug Abuse	0.14
District Attorney	1.04	Taxes & Ins. on County-owned Property	0.14
Planning Board	0.95	Judgements & Claims	0.12
Public Defender	0.95	Budget Officer	0.12
Legislature	0.87	Data Processing	0.10
Machinery Fund	0.80	Records Management	0.04
Board of Elections	0.79	Historian	0.04
Contribution to NYS	0.70	Medical Scholarships	0.04
Clerk of the Legislature	0.67	Municipal Association Dues	0.03
Personnel	0.62	Mental Health Law Expense	0.02
Civil Defense	0.62	Unallocated Insurance	0.01
Real Property Tax Service	0.52	Justices & Constables	0.01
Mental Health	0.47	Poor Persons - Indigent Court Serv.	0.01
Chief Administrative Officer	0.47	Health Systems Agency	0.01
Additional Benefits	0.46	Fiscal Agent Fees	0.01
Alcoholism	0.42	Soil & Water Management	0.00
County Clerk	0.37	Purchasing	0.00
A. R. C.	0.37	Solid Waste	0.00
County Attorney	0.36	Tax Advertising & Expense	0.00
Programs for Aging	0.30	Stop D.W.I.	0.00
Tourism	0.26	County Treasurer	-2.00
			<hr/>
			100.00

SCHEDULE I

APPROPRIATIONS - ALL FUNDS FOR FISCAL YEAR 1992

	EXPENDED 1990	BUDGET ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
GENERAL GOV'T SUPPORT										
LEGISLATIVE BOARD										
A1010.100 Personal Serv.	63,000.18	63,000	63,000	63,000	63,000	63,000				
Total Personal Serv.	63,000.18	63,000	63,000	63,000	63,000	63,000				
A1010.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	0	0	0				
.220 Office Equipment	1,747.50	0	0	0	0	0				
.250 Other Equipment	310.90	0	0	0	0	0				
Total Equipment	2,058.40	0	0	0	0	0				
A1010.400 Contractual										
.418 Other Contractual	4,933.31	7,100	6,958	6,958	6,958	6,958				
.421 Telephone	3,011.18	2,800	2,800	2,800	2,800	2,800				
.431 Insurance	441.70	442	442	499	499	499				
.441 Printing	6,664.42	6,000	5,500	5,500	5,500	5,500				
.461 Postage	2,523.56	2,000	2,000	2,000	2,000	2,000				
.462 Travel	8,671.73	7,000	6,860	6,860	6,860	6,860				
.463 OTB Director	0.00	500	138	138	138	138				
Total Contractual	26,245.90	25,842	24,698	24,755	24,755	24,755				
TOTAL	91,304.48	88,842	87,698	87,755	87,755	87,755	24,281	112,036	0	112,036
CHIEF ADMINISTRATIVE OFFICER										
A1020.100 Personal Serv.	42,189.31	44,291	44,291	44,291	51,771	51,771				
Total Personal Serv.	42,189.31	44,291	44,291	44,291	51,771	51,771				
A1020.200 Equipment										
.220 Office Equipment	149.95	0	0	0	0	0				
Total Equipment	149.95	0	0	0	0	0				
A1020.400 Contractual										
.418 Other Contractual	87.91	0	0	0	0	0				
.431 Insurance	222.37	223	223	265	265	265				
.462 Travel	1,404.79	1,500	1,200	1,200	1,200	1,200				
.463 Training & Educ.	465.34	500	288	245	245	245				
.465 Miscellaneous	100	0	0	0	0	0				
.481 Professional Dues	0.00	620	120	120	120	120				
Total Contractual	2,280.41	2,843	1,831	1,830	1,830	1,830				
TOTAL	44,619.67	47,134	46,122	46,121	53,601	53,601	7,495	61,096	0	61,096

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CLERK OF LEGISLATIVE BOARD										
A1040.100 Personal Serv.	74,551.66	75,778	75,778	76,932	69,452	69,452				
Total Personal Serv.	74,551.66	75,778	75,778	76,932	69,452	69,452				
A1040.200 Equipment										
.210 Furn. & Furnish.	0.00	200	0	0	0	0				
.220 Office Equipment	287.00	700	160	0	0	0				
Total Equipment	287.00	900	160	0	0	0				
A1040.400 Contractual										
.411 Office Supplies	1,888.36	1,800	1,804	1,804	1,804	1,804				
.418 Other Contractual	19.65	0	0	0	0	0				
.431 Insurance	347.44	350	350	454	454	454				
.433 Legal Notices	900.78	1,000	500	500	500	500				
.462 Travel	105.12	1,000	1,000	1,000	1,000	1,000				
Total Contractual	3,261.35	4,150	3,654	3,758	3,758	3,758				
TOTAL	78,100.01	80,828	79,592	80,690	73,210	73,210	13,765	86,975	0	86,975
A1141.459 Assigned Counsel- Family Court	23,773.80	28,500	28,500	30,000	30,000	30,000		30,000	0	30,000
TOTAL	23,773.80	28,500	28,500	30,000	30,000	30,000		30,000	0	30,000
A1163.459 "Poor Person" Indigent Crt. Serv.	10.55	1,000	1,000	1,000	1,000	1,000	0	1,000	0	
TOTAL	10.55	1,000	1,000	1,000	1,000	1,000	0	1,000	0	1,000
DISTRICT ATTORNEY										
A1165.100 Personal Serv.	102,776.00	96,456	96,456	112,000	97,000	97,000				
Total Personal Serv.	102,776.00	96,456	96,456	112,000	97,000	97,000				
A1165.200 Equipment										
.220 Office Equipment	120.44	0	0	0	0	0				
.250 Other Equipment	1,345.00	0	0	0	0	0				
Total Equipment	1,465.44	0	0	0	0	0				
A1165.400 Contractual										
.411 Office Supplies	1,886.15	1,000	1,000	1,000	1,000	1,000				
.418 Other Contractual	13,595.65	1,500	1,500	4,500	4,500	4,500				
.421 Telephone	3,787.80	3,500	3,028	3,028	3,028	3,028				
.431 Insurance	585.11	800	800	725	725	725				
.441 Printing	1,013.64	750	750	750	750	750				
.442 Rental of Equip.	738.32	1,200	600	600	600	600				
.455 Witness Fee	4,490.09	3,000	3,000	3,000	3,000	3,000				
.457 Stenographers	18,610.95	14,000	14,000	14,000	14,000	14,000				
.458 Books & Period.	2,205.20	3,000	1,500	1,500	1,500	1,500				
.461 Postage	920.00	800	800	800	800	800				
.462 Travel	1,583.11	1,500	1,500	1,500	1,500	1,500				
.481 Professional Dues	0.00	500	500	500	500	500				
Total Contractual	49,416.02	31,550	28,978	31,903	31,903	31,903				
A1165.453 Spec. Prosecutors	0.00	1,000	1,000	3,000	3,000	3,000				
Total Spec. Prosecutors	0.00	1,000	1,000	3,000	3,000	3,000				
TOTAL	153,657.46	129,006	126,434	146,903	131,903	131,903	18,642	150,545	16,000	134,545

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PUBLIC DEFENDER										
All170.100 Personal Serv.	87,084.69	93,317	93,317	94,349	94,349	94,349				
Total Personal Serv.	87,084.69	93,317	93,317	94,349	94,349	94,349				
All170.400 Contractual										
.411 Office Supplies	312.25	425	425	425	425	425				
.418 Other Contractual	6,781.65	7,400	6,400	6,400	6,400	6,400				
.421 Telephone	2,389.33	2,500	2,500	2,500	2,500	2,500				
.431 Insurance	595.11	682	682	688	688	688				
.441 Printing	83.36	150	150	150	150	150				
.457 Crt Reporter Fees	580.37	400	400	400	400	400				
.459 Assigned Counsel	19,262.66	16,000	14,472	14,472	14,472	14,472				
.461 Postage	431.52	450	450	450	450	450				
.462 Travel	884.30	1,000	1,000	1,000	1,000	1,000				
.481 Professional Dues	0.00	75	75	75	75	75				
Total Contractual	31,320.55	29,082	26,554	26,560	26,560	26,560				
TOTAL	118,405.24	122,399	119,871	120,909	120,909	120,909	13,353	134,262	12,000	122,262
All180.455 Justices & Const.	1,490.00	1,000	1,000	1,200	1,200	1,200		1,200	0	1,200
TOTAL	1,490.00	1,000	1,000	1,200	1,200	1,200		1,200	0	1,200
All185.455 Medical Examiners & Coroners	20,741.80	25,000	25,000	25,000	25,000	25,000		25,000	0	25,000
TOTAL	20,741.80	25,000	25,000	25,000	25,000	25,000		25,000	0	25,000
COUNTY TREASURER										
All325.100 Personal Serv.	142,857.71	154,229	154,229	155,564	155,564	155,564				
Total Personal Serv.	142,857.71	154,229	154,229	155,564	155,564	155,564				
All325.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	0	0	0				
.220 Office Equipment	738.05	1,000	1,000	1,000	1,000	1,000				
.250 Other Equipment	0.00	0	0	0	0	0				
Total Equipment	738.05	1,000	1,000	1,000	1,000	1,000				
All325.400 Contractual										
.411 Office Supplies	915.12	1,150	1,222	1,150	1,150	1,150				
.418 Other Contractual	12,841.83	14,770	14,770	16,470	16,470	16,470				
.421 Telephone	2,125.01	2,600	2,600	2,600	2,600	2,600				
.431 Insurance	3,326.18	3,327	3,327	3,569	3,569	3,569				
.441 Printing	307.86	550	550	500	500	500				
.456 Central Computer	9,720.37	13,500	13,500	12,500	12,500	12,500				
.461 Postage	1,187.36	1,450	1,450	1,450	1,450	1,450				
.462 Travel	1,133.56	1,400	1,400	1,000	1,000	1,000				
.465 Title Searches	960.00	2,000	2,000	1,600	1,600	1,600				
.481 Professional Dues	0.00	95	95	95	95	95				
Total Contractual	32,517.29	40,842	40,914	40,934	40,934	40,934				
TOTAL	176,113.05	196,071	196,143	197,498	197,498	197,498	29,815	227,313	485,000	(257,687)

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
BUDGET OFFICER										
A1340.100 Personal Serv.	8,493.88	11,096	11,096	11,096	11,096	11,096				
Total Personal Serv.	8,493.88	11,096	11,096	11,096	11,096	11,096				
A1340.200 Equipment										
.220 Office Equipment	190.00	0	0	200	200	200				
Total Equipment	190.00	0	0	200	200	200				
A1340.400 Contractual										
.411 Office Supplies	104.00	125		125	125	125				
.418 Other Contractual	20.00	100		100	100	100				
.421 Telephone	325.00	330		330	330	330				
.431 Insurance	56.13	57		86	86	86				
.441 Printing	254.90	1,500		1,500	1,500	1,500				
.456 Central Computer	622.98	1,800		1,246	1,246	1,246				
.461 Postage	50.00	50		50	50	50				
.462 Travel	300.00	300		300	300	300				
Total Contractual	1,733.01	4,262	4,831	3,737	3,737	3,737				
TOTAL	10,416.89	15,358	15,927	15,033	15,033	15,033	875	15,908	0	15,908
A1345.465 Purchasing	766.90	500	500	500	500	500		500		500
TOTAL	766.90	500	500	500	500	500		500		500
REAL PROPERTY TAX SERVICE										
A1355.100 Personal Serv.	55,184.04	60,774	60,774	46,526	46,526	46,526				
Total Personal Serv.	55,184.04	60,774	60,774	46,526	46,526	46,526				
A1355.200 Equipment										
.220 Office Equipment	0.00	400	0	2,200	2,200	2,200				
Total Equipment	0.00	400	0	2,200	2,200	2,200				
A1355.400 Contractual										
.411 Office Supplies	168.58	250	200	910	910	910				
.418 Other Contractual	683.05	1,150	966	950	950	950				
.421 Telephone	836.84	1,200	900	900	900	900				
.431 Insurance	334.50	335	335	418	418	418				
.441 Printing	19.49	100	100	100	100	100				
.447 Tax Map Maint.	6,038.25	8,000	8,000	7,500	7,500	7,500				
.461 Postage	279.73	250	250	300	300	300				
.462 Travel	1,524.03	2,000	1,450	1,300	1,300	1,300				
.481 Professional Dues	0.00	0	0	110	110	110				
Total Contractual	9,884.47	13,285	12,201	12,488	12,488	12,488				
TOTAL	65,068.51	74,459	72,975	61,214	61,214	61,214	10,894	72,108	5,400	66,708
A1362.465 Tax Adv. & Exp.	5,410.37	5,000	5,000	5,000	5,000	5,000		5,000	5,000	0
A1380.418 Fiscal Agent Fees	0	0	1,270	1,500	1,500	1,500		1,500	0	1,500
TOTAL	5,410.37	5,000	6,270	6,500	6,500	6,500		6,500	5,000	1,500

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROX. W/BENEFITS	LESS REVENUES	NET COUNTY COST
COUNTY CLERK										
A1410.100 Personal Serv.	227,318.04	234,143	234,143	229,988	226,488	226,488				
Total Personal Serv.	227,318.04	234,143	234,143	229,988	226,488	226,488				
A1410.200 Equipment										
.210 Furn. & Furnish.	660.24	3,250	3,724	275	275	275				
.220 Office Equipment	3,562.47	7,106	17,145	1,580	80	80				
Total Equipment	4,222.71	10,356	20,869	1,855	355	355				
A1410.400 Contractual										
.411 Office Supplies	2,480.66	2,575	2,575	2,575	2,575	2,575				
.418 Other Contractual	3,572.97	2,978	4,227	3,790	3,790	3,790				
.421 Telephone	4,580.07	4,655	4,655	4,655	4,655	4,655				
.431 Insurance	2,370.74	2,370	2,370	2,680	2,680	2,680				
.441 Printing	609.91	3,100	6,780	3,100	3,100	3,100				
.454 Microfilming	5,940.99	6,000	6,000	6,000	6,000	6,000				
.461 Postage	6,336.72	7,645	7,645	7,645	7,645	7,645				
.462 Travel	1,771.16	1,500	1,500	750	750	750				
.481 Professional Dues	0	0	115	115	115	115				
Total Contractual	27,663.22	30,823	35,867	31,310	31,310	31,310				
TOTAL	259,203.97	275,322	290,879	263,153	258,153	258,153	64,917	323,070	272,600	50,470
COUNTY ATTORNEY										
A1420.100 Personal Serv.	83,404.50	90,031	90,031	92,569	90,486	90,486				
Total Personal Serv.	83,404.50	90,031	90,031	92,569	90,486	90,486				
A1420.200 Equipment										
.220 Office Equipment	2,423.00	0	0	0	0	0				
Total Equipment	2,423.00	0	0	0	0	0				
A1420.400 Contractual										
.411 Office Supplies	500.00	500		500	500	500				
.418 Other Contractual	24,682.90	25,700		25,700	20,000	20,000				
.421 Telephone	600.00	600		600	600	600				
.431 Insurance	333.81	370		723	723	723				
.441 Printing	55.76	250		250	250	250				
.459 Arbitration-Labor	19,302.45	10,000		9,907	9,907	9,907				
.461 Postage	258.05	350		350	350	350				
.462 Travel	141.50	1,000		0	0	0				
Total Contractual	45,874.47	38,770	37,677	38,030	32,330	32,330				
TOTAL	131,701.97	128,801	127,708	130,599	122,816	122,816	8,619	131,435	85,300	46,135

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PERSONNEL										
A1430.100 Personal Serv.	62,371.09	63,872	62,872	61,281	61,281	61,281				
Total Personal Serv.	62,371.09	63,872	62,872	61,281	61,281	61,281				
A1430.200 Equipment										
.210 Furn. & Furnish.	1,367	0	0	0	0	0				
.220 Office Equipment	1,391.39	550	550	0	0	0				
Total Equipment	2,757.95	550	550	0	0	0				
A1430.400 Contractual										
.411 Office Supplies	1,155.36	1,000	1,000	1,390	1,390	1,390				
.418 Other Contractual	2,150.62	2,838	2,838	2,750	2,750	2,750				
.421 Telephone	1,321.74	1,450	1,450	1,250	1,250	1,250				
.431 Insurance	270.84	310	310	433	433	433				
.441 Printing	809.60	3,000	3,000	2,500	2,000	2,000				
.461 Postage	1,274.14	1,260	1,260	1,600	1,600	1,600				
.462 Travel	1,493.91	2,600	1,914	1,914	1,914	1,914				
.481 Professional Dues	0.00	85	85	20	20	20				
Total Contractual	8,482.21	12,543	11,857	11,857	10,857	10,857				
TOTAL	73,611.25	76,965	75,279	73,138	72,138	72,138	8,900	81,038	1,000	80,038
BOARD OF ELECTIONS										
A1450.100 Personal Serv.	50,628.45	53,214	53,214	53,214	53,214	53,214				
Total Personal Serv.	50,628.45	53,214	53,214	53,214	53,214	53,214				
A1450.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	0	0	0				
.220 Office Equipment	0.00	1,000	1,000	1,000	1,000	1,000				
.250 Other Equipment	0.00	0	0	0	0	0				
Total Equipment	0.00	1,000	1,000	1,000	1,000	1,000				
A1450.400 Contractual										
.411 Office Supplies	441.35	1,000	1,000	1,000	1,000	1,000				
.418 Other Contractual	2,519.17	6,000	7,000	7,000	6,000	6,000				
.421 Telephone	1,037.32	1,600	1,600	1,100	1,100	1,100				
.431 Insurance	455.06	517	508	508	508	508				
.441 Printing	11,565.76	17,500	17,500	15,000	15,000	15,000				
.461 Postage	2,780.32	7,000	7,000	6,500	6,500	6,500				
.462 Travel	2,731.64	2,625	2,500	1,350	1,350	1,350				
.481 Professional Dues	0.00	70	70	70	70	70				
Total Contractual	21,530.62	36,312	35,952	37,178	31,528	31,528				
TOTAL	72,159.07	90,526	90,166	91,392	85,742	85,742	15,972	101,714	50	101,664

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
RECORDS MANAGEMENT										
A1460.100 Personal Serv.	5,970.20	3,636	3,636	10,422	10,422	10,422				
Total Personal Serv.	5,970.20	3,636	3,636	10,422	10,422	10,422				
A1460.200 Equipment										
.220 Office Equip.	450.00	0	0	0	0	0				
.250 Other Equipment	0.00	4,650	4,450	0	0	0				
Total Equipment	450.00	4,650	4,450	0	0	0				
A1460.400 Contractual										
.411 Office Supplies	646.88	100		1,000	1,000	1,000				
.418 Other Contractual	28,128.58	319		0	0	0				
.421 Telephone	104.00	0		150	150	150				
.431 Insurance	0.00	60		60	60	60				
.441 Printing	26.92	200		200	200	200				
.461 Postage	0.00	0		500	500	500				
.462 Travel	202.42	500		50	50	50				
Total Contractual	29,108.80	1,179	1,872	1,960	1,960	1,960				
TOTAL	35,529.00	9,465	9,958	12,382	12,382	12,382	1,382	13,764	8,682	5,082
A1615.465 Central Type- writer Repair	9,973.26	0	27,686	0	0	0		0		0
TOTAL	9,973.26	0	27,686	0	0	0		0		0
BUILDINGS & GROUNDS										
A1620.100 Personal Serv.	193,011.29	208,447	208,447	210,300	210,300	210,300				
Total Personal Serv.	193,011.29	208,447	208,447	210,300	210,300	210,300				
A1620.200 Equipment										
.220 Office Equip.	23	0	0	0	0	0				
.250 Other Equipment	1,718.82	1,500	1,500	1,500	1,500	1,500				
.251 Safety Equipment	477.00	1,000	1,000	1,000	1,000	1,000				
Total Equipment	2,218.73	2,500	2,500	2,500	2,500	2,500				
A1620.400 Contractual										
.411 Office Supplies	9.51	300	300	300	300	300				
.413 Gasoline	1,541.19	1,700	1,700	1,700	1,700	1,700				
.418 Other Contractual	52,743.66	68,404	64,601	60,236	60,236	60,236				
.421 Telephone	2,077.30	2,600	2,600	2,600	2,600	2,600				
.422 Niagara Mohawk	84,467.52	72,883	72,883	80,171	80,171	80,171				
.423 Water & Sewer	3,839.59	3,090	3,090	3,390	3,390	3,390				
.427 NYS Elec. & Gas	18,830.75	25,977	25,977	20,782	20,782	20,782				
.429 Cleaning Supplies	10,955.49	13,090	13,090	13,090	13,090	13,090				
.431 Insurance	11,910.89	11,911	11,911	9,748	9,748	9,748				
.441 Printing	27	0	0	0	0	0				
.461 Postage	0.00	0	0	0	0	0				
.462 Travel	203.00	350	350	300	300	300				
.480 Prop. Acquisit.	0.00	0	0	0	0	0				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	186,605.82	200,355	196,552	192,367	192,367	192,367				
TOTAL	381,835.84	411,302	407,499	405,167	405,167	405,167	58,963	464,130	281,861	182,269

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CENTRAL DATA PROCESSING										
A1680.100 Personal Serv.	20,257.13	31,177	31,177	32,373	32,373	32,373				
Total Personal Serv.	20,257.13	31,177	31,177	32,373	32,373	32,373				
A1680.200 Equipment										
.220 Office Equipment	1,134.46	0	0	0	0	0				
Total Equipment	1,134.46	0	0	0	0	0				
A1680.400 Contractual										
.411 Office Supplies	1,096.10	2,000		1,000	1,000	1,000				
.418 Other Contractual	6,175.00	200		200	200	200				
.421 Telephone	619.21	600		600	600	600				
.431 Insurance	95.66	96		200	200	200				
.461 Postage	2.61	100		75	75	75				
.462 Travel	32.95	300		250	250	250				
Total Contractual	8,021.53	3,296	3,101	2,325	2,325	2,325				
TOTAL	29,413.12	34,473	34,278	34,698	34,698	34,698	6,750	41,448	27,366	14,082
UNDISTRIBUTED										
A1910.511 Unallocated Ins.	675.00	5,000	5,000	1,000	1,000	1,000				
A1920.512 Munic. Assoc Dues	3,691.00	3,400	3,400	3,400	3,400	3,400				
A1930.513 Jdgmts. & Claims	0.00	20,000	20,000	15,000	15,000	15,000				
A1950.514 Taxes & Ins. on										
Co. Owned Property	17,065.25	18,000	18,000	18,000	18,000	18,000				
A1970.465 Off. Suppl.-Towns	20,622.91	0	0	0	0	0				
A1990.418 Contingent Fund	0.00	135,000	301,598	255,000	185,000	185,000				
A1996.628 Cont to NYS(Ret.)	103,916	0	0	133,916	90,366	90,366				
TOTAL	145,970.16	181,400	347,998	426,316	312,766	312,766		312,766	0	312,766
**TOTAL GENERAL GOV'T SUPPORT										
	1,929,276.37	2,023,351	2,218,483	2,257,168	2,109,185	2,109,185	284,623	2,393,808	1,200,259	1,193,549
EDUCATION										
A2490.465 Comm. Colleges	614,274.54	610,000	610,000	750,000	750,000	750,000		750,000	0	750,000
A2960.465 Education -										
Handicapped Children	1,385,771.45	1,876,005	1,876,005	2,150,431	2,150,431	2,150,431		2,150,431	1,064,215	1,086,216
A2980.465 Med. Scholarship	4,500.00	4,525	4,525	6,750	4,525	4,525			0	4,525
**TOTAL EDUCATION	2,004,545.99	2,490,530	2,490,530	2,907,181	2,904,956	2,904,956		2,904,956	1,064,215	1,840,741

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PUBLIC SAFETY										
SHERIFF										
A3110.100 Personal Serv.	963,184.94	961,019	961,019	947,450	896,012	896,012				
Total Personal Serv.	963,184.94	961,019	961,019	947,450	896,012	896,012				
A3110.200 Equipment										
.210 Furn. & Furnish.	1094.80	0	0	0	0	0				
.220 Office Equipment	0.00	1,750	1,750	1,200	0	0				
.250 Other Equipment	73,432.27	63,000	39,190	64,500	35,700	35,700				
Total Equipment	74,527.07	64,750	40,940	65,700	35,700	35,700				
A3110.400 Contractual										
.411 Office Supplies	3,665.97	3,500	3,546	3,500	3,500	3,500				
.413 Gas & Oil	36,391.54	33,500	33,500	33,500	33,500	33,500				
.418 Other Contractual	60,780.77	69,300	69,777	66,600	66,600	66,600				
.421 Telephone	12,570.12	12,000	12,000	12,500	12,500	12,500				
.431 Insurance	51,877.32	50,824	50,824	54,075	54,075	54,075				
.441 Printing	2,193.47	2,000	2,000	2,000	2,000	2,000				
.446 Vehicle Maint.	13,676.33	12,000	18,140	12,500	12,500	12,500				
.461 Postage	5,316.20	5,000	5,000	5,000	5,000	5,000				
.462 Travel	2,214.98	2,500	2,500	2,000	2,000	2,000				
.481 Professional Dues	0.00	300	300	200	200	200				
Total Contractual	188,686.70	191,524	197,587	191,875	191,875	191,875				
A3110.621 Employee Benefits- Dental Plan & Retirement	2,378.16	35,024	35,024	18,140	18,140	18,140				
Total Empl. Benefits	2,378.16	35,024	35,024	18,140	18,140	18,140				
TOTAL	1,228,776.87	1,252,317	1,234,570	1,223,165	1,141,727	1,141,727	209,597	1,351,324	218,229	1,133,095
PROBATION										
A3140.100 Personal Serv.	385,906.14	433,209	425,579	424,122	404,397	404,397				
Total Personal Serv.	385,906.14	433,209	425,579	424,122	404,397	404,397				
A3140.200 Equipment										
.210 Furn. & Furnish.	157.22	2,500		1,000	400	400				
.220 Office Equipment	2,430.89	1,320		2,750	750	750				
.250 Other Equipment	0.00	30		0	0	0				
Total Equipment	2,588.11	3,850	4,201	3,750	1,150	1,150				
A3140.400 Contractual										
.411 Office Supplies	3,148.12	3,500		3,500	3,500	3,500				
.418 Other Contractual	7,082.28	10,961		10,394	10,394	10,394				
.420 Rent	4,425.00	5,125		5,425	5,425	5,425				
.421 Telephone	8,939.06	9,500		8,500	8,500	8,500				
.431 Insurance	2,290.41	2,300		2,741	2,741	2,741				
.441 Printing	552.54	482		482	482	482				
.461 Postage	2,100.00	2,250		2,520	2,520	2,520				
.462 Travel	13,203.92	14,000		12,500	12,100	12,100				
.463 Training & Educ.	1,221.13	2,500		2,500	2,500	2,500				
Total Contractual	42,962.46	50,618	47,077	48,562	48,162	48,162				
TOTAL	431,456.71	487,677	476,857	476,434	453,709	453,709	97,539	551,248	226,014	325,234

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
JAIL										
A3150.100 Personal Serv.	635,382.25	609,696	609,696	632,248	629,082	629,082				
Total Personal Serv.	635,382.25	609,696	609,696	632,248	629,082	629,082				
A3150.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	0	0	0				
.220 Office Equipment	2,265.00	3,500	2,036	500	500	500				
.250 Other Equipment	6,886.58	0	4,300	0	0	0				
Total Equipment	9,151.58	3,500	6,336	500	500	500				
A3150.400 Contractual										
.411 Office Supplies	1,315.85	1,200	1,200	1,500	1,500	1,500				
.418 Other Contractual	87,931.84	81,300	84,635	85,600	85,600	85,600				
.421 Telephone	0.00	0	0	0	0	0				
.422 Niagara Mohawk	23,258.39	22,000	22,000	25,000	25,000	25,000				
.423 Water	16,011.12	10,000	10,000	12,000	12,000	12,000				
.424 Food	98,283.44	95,000	103,589	103,480	103,480	103,480				
.427 Gas	22,560.93	22,000	22,000	23,000	23,000	23,000				
.431 Insurance	3,021.44	3,023	3,023	2,420	2,420	2,420				
.441 Printing	513.86	500	500	500	500	500				
.462 Travel	698.27	800	800	500	500	500				
.481 Professional Dues	0	0	0	20	20	20				
Total Contractual	253,595.14	235,823	247,747	254,020	254,020	254,020				
A3150.621 Employee Benefits- Dental Plan & Retirement	0.00	32,976	32,976	16,860	16,860	16,860				
Total Empl. Benefits	0.00	32,976	32,976	16,860	16,860	16,860				
TOTAL	898,128.97	881,995	896,755	903,628	900,462	900,462	128,942	1,029,404	549,000	480,404
A3189.418 Special Investig.	13,442.73	0	16,557	0	0	0	0	0	0	0
	13,442.73	0	16,557	0	0	0	0	0	0	0
STOP DWI PROGRAM										
A3315.100 Personal Serv.	16,363.40	14,000	14,000	15,571	15,571	15,571				
Total Personal Serv.	16,363.40	14,000	14,000	15,571	15,571	15,571				
A3315.200 Equipment										
.220 Office Equipment	197.28	500	500	0	0	0				
.250 Other Equipment	9,468.41	0	0	0	0	0				
Total Equipment	9,665.69	500	500	0	0	0				
A3315.400 Contractual										
.411 Office Supplies	382.71	250	250	250	250	250				
.418 Other Contractual	23,573.28	22,582	22,607	28,482	28,482	28,482				
.419 M. L. R.	2,258.00	2,400	2,400	2,400	2,400	2,400				
.421 Telephone	574.41	800	800	800	800	800				
.431 Insurance	186.89	187	187	241	241	241				
.441 Printing	95.02	600	600	600	600	600				
.461 Postage	362.91	350	350	350	350	350				
.462 Travel	526.62	1,200	1,200	600	600	600				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	27,959.84	28,419	28,444	33,773	33,773	33,773				
TOTAL	53,988.93	42,919	42,944	49,344	49,344	49,344	1,228	50,572	50,572	0

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CONTROL OF ANIMALS										
A3510.100 Personal Serv.	27,968.54	30,375	30,375	30,375	30,375	30,375				
Total Personal Serv.	27,968.54	30,375	30,375	30,375	30,375	30,375				
A3510.200 Equipment										
.250 Other Equipment	870.04	500	500	500	500	500				
Total Equipment	870.04	500	500	500	500	500				
A3510.400 Contractual										
.411 Office Supplies	0.00	50	50	50	50	50				
.413 Gas & Oil	2,308.54	2,500	2,500	2,500	2,500	2,500				
.418 Other Contractual	9,633.01	10,050	10,625	9,900	9,900	9,900				
.421 Telephone	179.71	250	250	250	250	250				
.422 Niagara Mohawk	491.83	700	700	700	700	700				
.431 Insurance	1,354.38	1,355	1,355	1,187	1,187	1,187				
.441 Printing	0.00	100	100	100	100	100				
.446 Vehicle Maint.	0.00	500	443	500	500	500				
.449 Fuel Oil	5,112.31	9,000	9,861	10,000	10,000	10,000				
.462 Travel	0.00	50	50	50	50	50				
Total Contractual	19,079.78	24,555	25,934	25,237	25,237	25,237				
TOTAL	47,918.36	55,430	56,809	56,112	56,112	56,112	6,991	63,103	43,800	19,303
CIVIL DEFENSE										
A3640.100 Personal Serv.	50,168.15	54,034	54,034	54,998	54,998	54,998				
Total Personal Serv.	50,168.15	54,034	54,034	54,998	54,998	54,998				
A3640.200 Equipment										
.210 Furn. & Furnish.	384.00	0	0	0	0	0				
.250 Other Equipment	32,431.90	8,330	8,492	1,520	1,520	1,520				
Total Equipment	32,815.90	8,330	8,492	1,520	1,520	1,520				
A3640.400 Contractual										
.411 Office Supplies	626.45	600	600	600	600	600				
.412 Board Mtg. Exp.	0.00	360	360	360	360	360				
.413 Gas & Oil	1,688.68	1,800	1,800	2,100	2,100	2,100				
.418 Other Contractual	8,912.98	12,600	28,070	11,935	11,935	11,935				
.421 Telephone	3,065.45	3,000	3,000	3,300	3,300	3,300				
.422 Niagara Mohawk	4,245.07	4,600	4,600	4,600	4,600	4,600				
.431 Insurance	1,678.34	1,679	1,679	1,573	1,573	1,573				
.441 Printing	94.78	210	210	250	250	250				
.446 Vehicle Maint.	510.22	500	500	1,500	1,500	1,500				
.461 Postage	1,402.65	1,200	1,200	1,500	1,500	1,500				
.462 Travel	1,360.98	1,500	1,500	750	750	750				
.481 Professional Dues	0.00	70	70	85	85	85				
Total Contractual	23,585.60	28,119	43,589	28,553	28,553	28,553				
TOTAL	106,569.65	90,483	106,115	85,071	85,071	85,071	13,420	98,491	19,000	79,491
**TOTAL PUBLIC SAFETY	2,780,282.22	2,810,821	2,830,607	2,793,754	2,686,425	2,686,425	457,717	3,144,142	1,106,615	2,037,527

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HEALTH										
PUBLIC HEALTH										
A4010.100 Personal Serv.	467,157.37	622,923	622,923	657,983	613,034	613,034				
Total Personal Serv.	467,157.37	622,923	622,923	657,983	613,034	613,034				
A4010.200 Equipment										
.210 Furn. & Furnish.	3,950.18	1,800	1,955	1,700	1,200	1,200				
.220 Office Equipment	6,998.70	7,000	7,569	2,500	1,000	1,000				
.251 Safety Equipment	555.24	700	500	600	600	600				
Total Equipment	11,504.12	9,500	10,024	4,800	2,800	2,800				
A4010.400 Contractual										
.408 Therapy Serv.	0.00	20,000		20,000	20,000	20,000				
.409 Biologicals	0.00	30,000		22,000	22,000	22,000				
.410 Rabies Control	0.00	3,000		3,000	3,000	3,000				
.411 Office Supplies	4,954.23	5,000		5,000	5,000	5,000				
.412 Board of Health	0.00	2,000		1,000	1,000	1,000				
.418 Other Contractual	194,405.13	27,270		28,800	28,800	28,800				
.419 M. L. R.	29,241.00	33,708		34,447	34,447	34,447				
.421 Telephone	10,531.44	10,000		10,000	10,000	10,000				
.431 Insurance	18,614.43	18,614		18,780	18,780	18,780				
.441 Printing	832.85	1,000		1,000	1,000	1,000				
.456 Computer Serv.	4,191.97	8,000		8,000	8,000	8,000				
.459 Legal Services	0.00	7,000		7,000	7,000	7,000				
.461 Postage	3,793.39	6,000		6,000	6,000	6,000				
.462 Travel	26,568.25	30,000		29,100	27,300	27,300				
.463 Training & Educ.	48.00	600		300	300	300				
.466 Consultant	0.00	5,000		5,000	5,000	5,000				
.474 Homemakers	0.00	125,000		225,000	225,000	225,000				
.481 Professional Dues	0.00	1,000		1,000	1,000	1,000				
.482 Engineer Serv.	16,583.71	25,000		40,000	40,000	40,000				
Total Contractual	309,864.40	358,192	351,530	465,427	463,627	463,627				
TOTAL	788,525.89	990,615	984,477	1,128,210	1,079,461	1,079,461	139,478	1,218,939	968,116	250,823
HEALTH MISCELLANEOUS										
A4025.465 Laboratory	8,152.48	12,000	12,000	12,000	12,000	12,000		12,000	4,800	7,200
A4042.465 Rabies Control	1,797.50	0	0	0	0	0				0
A4046.465 Physically Handicapped Children	29,414.46	25,000	25,000	30,000	30,000	30,000		30,000	15,000	15,000
A4048.465 Adult Polio	245.98	500	500	0	0	0		0	0	0
A4070.465 T.B. Care & Treatment	0.00	400	400	200	200	200		200	80	120
TOTAL	39,610.42	37,900	37,900	42,200	42,200	42,200	0	42,200	19,880	22,320

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
MENTAL HEALTH										
A4310.100 Personal Serv.	276,705.20	274,778	267,790	248,757	243,757	243,757				
Total Personal Serv.	276,705.20	274,778	267,790	248,757	243,757	243,757				
A4310.200 Equipment										
.210 Furn. & Furnish.	0.00	320		300	300	300				
.220 Office Equipment	3,012.62	1,100		4,050	4,050	4,050				
.250 Other Equipment	17,175.90	6,600		1,500	1,500	1,500				
Total Equipment	20,188.52	8,020	16,228	5,850	5,850	5,850				
A4310.400 Contractual										
.411 Office Supplies	5,211.41	4,300	4,528	4,300	4,300	4,300				
.412 Board Mtg. Exp.	264.91	600	600	600	600	600				
.418 Other Contractual	153,246.48	154,418	157,456	154,418	154,718	154,718				
.419 M. L. R.	44,244.00	41,116	41,116	45,782	45,782	45,782				
.421 Telephone	6,344.97	12,500	12,500	12,500	7,500	7,500				
.431 Insurance	19,456.51	17,000	17,000	19,472	19,472	19,472				
.441 Printing	846.02	800	800	800	800	800				
.461 Postage	1,182.71	2,400	2,400	2,400	2,400	2,400				
.462 Travel	7,846.97	5,300	5,300	5,300	3,750	3,750				
.481 Professional Dues	0.00	500	500	500	500	500				
Total Contractual	238,643.98	238,934	242,200	246,072	239,822	239,822				
TOTAL	535,537.70	521,732	526,218	500,679	489,429	489,429	58,773	548,202	487,354	60,848
CONTINUING TREATMENT-CSS										
A4320.100 Personal Serv.	180,942.67	236,144	236,144	233,752	233,752	233,752				
Total Personal Serv.	180,942.67	236,144	236,144	233,752	233,752	233,752				
A4320.200 Equipment										
.220 Office Equipment	2,458.26	800		800	800	800				
.250 Other Equipment	0.00	2,200		2,200	2,200	2,200				
Total Equipment	2,458.26	3,000	7,208	3,000	3,000	3,000				
A4320.400 Contractual										
.411 Office Supplies	3,655.08	2,500	2,500	2,500	2,500	2,500				
.418 Other Contractual	82,428.65	217,633	217,671	217,633	217,633	217,633				
.419 M. L. R.	73,597.00	83,884	83,884	93,218	93,218	93,218				
.421 Telephone	5,452.67	7,900	7,900	7,900	7,900	7,900				
.431 Insurance	5,364.29	8,000	8,000	3,193	3,193	3,193				
.441 Printing	817.21	700	700	700	700	700				
.461 Postage	612.50	1,800	1,800	1,800	1,800	1,800				
.462 Travel	4,583.71	6,000	6,000	6,000	6,000	6,000				
.481 Professional Dues	0.00	500	500	500	500	500				
Total Contractual	176,511.11	328,917	328,955	333,444	333,444	333,444				
TOTAL	359,912.04	568,061	572,307	570,196	570,196	570,196	52,934	623,130	623,130	0

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A4320.467 ARC Program - Private Sector	562,943.00	596,051	594,633	586,956	562,637	562,637	0	562,637	514,000	48,637
A4320.468 Drug Abuse	176,012.00	230,942	230,942	249,416	249,416	249,416	0	249,416	231,416	18,000
A4320.469 Alcoholism Clinic	158,222.00	158,222	158,222	161,528	158,222	158,222	0	158,222	103,111	55,111
TOTAL MENTAL HEALTH	1,792,626.74	2,075,008	2,082,322	2,068,775	2,029,900	2,029,900	111,707	2,141,607	1,959,011	182,596
A4390.447 Mental Health - Law Expense	0.00	10,000	10,000	2,000	2,000	2,000		2,000	0	2,000
A4527.418 Hlth System Agen.	1,000.00	1,000	1,000	3,000	1,000	1,000		1,000	0	1,000
**TOTAL HEALTH	2,621,763.05	3,114,523	3,115,699	3,244,185	3,154,561	3,154,561	251,185	3,405,746	2,947,007	458,739
TRANSPORTATION										
A5630.418 Bus Operations	19,826.49	0	0	147,800	0	0		0	0	0
**TOTAL TRANSPORTATION	19,826.49	0	0	147,800	0	0		0	0	0
ECON. ASSISTANCE & OPPORTUNITY SOCIAL SERVICES ADMIN.										
A6010.100 Personal Serv.	1,581,925.19	1,624,590	1,614,668	1,661,382	1,398,586	1,398,586				
Total Personal Serv.	1,581,925.19	1,624,590	1,614,668	1,661,382	1,398,586	1,398,586				
A6010.200 Equipment										
.210 Furn. & Furnish.	2,718.29	4,975	4,013	1,819	1,819	1,819				
.220 Office Equipment	13,077.63	1,562	1,562	3,707	3,707	3,707				
.250 Other Equipment	17,118.99	12,070	5,700	25,770	25,770	25,770				
Total Equipment	32,914.91	18,607	11,275	31,296	31,296	31,296				
A6010.400 Contractual										
.411 Office Supplies	29,063.48	23,895	20,895	15,000	15,000	15,000				
.412 Board Mtg. Exp.	8.75	100	100	100	100	100				
.413 Gas & Oil	3,091.75	3,000	3,000	3,000	3,000	3,000				
.418 Other Contractual	270,257.12	263,734	254,924	238,657	224,257	224,257				
.419 M. L. R.	134,261.63	136,532	136,532	151,159	151,159	151,159				
.421 Telephone	27,803.99	29,000	29,000	24,000	24,000	24,000				
.431 Insurance	50,132.06	49,985	49,985	63,085	63,085	63,085				
.441 Printing	4,002.81	5,200	5,200	4,000	4,000	4,000				
.442 Equip. Rental	2,829.53	1,600	1,600	1,500	1,500	1,500				
.446 Automotive	1,458.06	600	600	600	600	600				
.461 Postage	30,042.32	30,000	30,000	31,050	31,050	31,050				
.462 Travel	57,631.16	51,950	51,950	50,950	50,950	50,950				
.481 Professional Dues	10.00	1,160	1,160	2,840	2,840	2,840				
Total Contractual	610,592.66	596,756	584,946	585,941	571,541	571,541				
TOTAL	2,225,432.76	2,239,953	2,210,889	2,278,619	2,001,423	2,001,423				
A6070.455 Service for Recipients	139,020.73	175,000	175,000	165,000	165,000	165,000				
TOTAL	139,020.73	175,000	175,000	165,000	165,000	165,000				

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SOCIAL SERVICES PROGRAMS										
A6101.465 Medical Assist.	326,246.74	275,000	275,000	366,000	366,000	366,000				
A6102.465 Medical Managemt. Info. Sys. (MMIS)	2,140,157.20	2,424,240	2,389,240	2,700,000	2,550,000	2,550,000				
A6109.465 Aid to Dependent Children	3,498,509.33	3,500,000	3,495,000	3,805,000	3,805,000	3,805,000				
A6119.465 Child Care	388,638.00	515,000	495,000	460,000	460,000	460,000				
A6123.465 Juvenile Delinquent	115,269.99	125,000	125,000	160,000	160,000	160,000				
A6129.465 State Training School	0.00	125,000	100,000	100,000	100,000	100,000				
A6135.465 JOBS	0.00	0	5,000	20,000	20,000	20,000				
A6140.465 Home Relief	919,820.66	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000				
A6141.465 Fuel Aid Program	504,774.55	500,000	500,000	400,000	400,000	400,000				
A6142.465 Emerg. Aid-Adults	5,167.10	4,500	4,500	4,500	4,500	4,500				
A6148.465 Burials	15,419.00	30,000	20,000	30,000	30,000	30,000				
TOTAL	7,914,002.57	8,498,740	8,408,740	9,045,500	8,895,500	8,895,500				
TOTAL SOCIAL SERVICES	10,278,456.06	10,913,693	10,794,629	11,489,119	11,061,923	11,061,923	355,259	11,417,182	7,010,432	4,406,750
VETERANS SERVICE AGENCY										
A6510.100 Personal Serv.	47,317.22	50,977	50,777	51,601	41,287	41,287				
Total Personal Serv.	47,317.22	50,977	50,777	51,601	41,287	41,287				
A6510.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	0	0	0				
.220 Office Equipment	0.00	0	0	0	0	0				
Total Equipment	0.00	0	0	0	0	0				
A6510.400 Contractual										
.411 Office Supplies	327.29	600	500	500	500	500				
.418 Other Contractual	172.63	700	400	400	400	400				
.419 M. L. R.	5,011.77	5,097	5,097	4,832	4,832	4,832				
.421 Telephone	603.11	800	748	748	748	748				
.431 Insurance	298.70	299	299	410	410	410				
.441 Printing	301.09	350	350	350	350	350				
.461 Postage	388.19	600	600	600	600	600				
.462 Travel	2,170.69	2,500	2,300	2,300	2,300	2,300				
.465 Veterans Burials	3,800.00	3,500	3,500	3,500	3,500	3,500				
.480 Acquist. of Prop. Burial Plots	0.00	7,500	7,500	0	0	0				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	13,073.53	21,996	21,344	13,690	13,690	13,690				
TOTAL	60,390.75	72,973	72,121	65,291	54,977	54,977	11,009	65,986	34,618	31,368
TOTAL SOCIAL SERVICES WITH VETERANS	10,338,846.81	10,986,666	10,866,750	11,554,410	11,116,900	11,116,900	366,268	11,483,168	7,045,050	4,438,118

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
TOURISM AGENCY										
A6410.100 Personal Serv.	26,128.57	27,395	27,395	29,686	0	0				
Total Personal Serv.	26,128.57	27,395	27,395	29,686	0	0				
A6410.200 Equipment										
.250 Other Equipment	100.44	1,000	922	600	0	0				
Total Equipment	100.44	1,000	922	600	0	0				
A6410.400 Contractual										
.411 Office Supplies	217.85	550	550	500	500	500				
.412 Board Mtg. Exp.	0.00	675	0	675	675	675				
.418 Other Contractual	9,726.72	2,500	2,500	2,300	1,800	1,800				
.421 Telephone	797.08	1,500	1,500	1,500	1,500	1,500				
.431 Insurance	569.82	1,265	1,265	692	692	692				
.441 Printing	375.53	500	500	500	500	500				
.461 Postage	498.68	500	500	500	500	500				
.462 Travel	1,609.20	1,500	1,500	1,500	1,000	1,000				
.468 I LOVE NY	61,233.25	80,000	66,490	52,850	54,048	54,048				
.469 Authorized Agen.	5,515.00	5,515	5,405	5,405	0	0				
.481 Professional Dues	0.00	200	200	200	200	200				
Total Contractual	80,543.13	94,705	80,410	66,622	61,415	61,415				
TOTAL	106,772.14	123,100	108,727	96,908	61,415	61,415	0	61,415	27,324	34,091
A6326.418 Community Action	38,720.00	38,720	37,946	38,720	26,562	26,562		26,562	0	26,562
	38,720.00	38,720	37,946	38,720	26,562	26,562		26,562	0	26,562
WEIGHTS & MEASURES										
A6610.100 Personal Serv.	18,318.10	19,773	19,773	14,493	14,493	14,493				
Total Personal Serv.	18,318.10	19,773	19,773	14,493	14,493	14,493				
A6610.200 Equipment										
.250 Other Equipment	1,684.75	100	100	100	100	100				
.251 Safety Equipment	125.09	130	130	130	130	130				
Total Equipment	1,809.84	230	230	230	230	230				
A6610.400 Contractual										
.411 Office Supplies	18.51	100	75	75	75	75				
.413 Gas & Oil	664.17	900	750	750	750	750				
.418 Other Contractual	138.68	500	300	820	820	820				
.421 Telephone	109.21	100	100	100	100	100				
.431 Insurance	1,232.07	1,232	1,232	1,008	1,008	1,008				
.441 Printing	35.00	100	100	150	150	150				
.446 Vehicle Maint.	0.00	0	0	100	100	100				
.461 Postage	82.64	75	54	75	75	75				
.462 Travel	464.80	645	495	495	495	495				
.481 Professional Dues	0.00	52	52	57	57	57				
Total Contractual	2,745.08	3,704	3,158	3,630	3,630	3,630				
TOTAL	22,873.02	23,707	23,161	18,353	18,353	18,353	5,508	23,861	0	23,861

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOHM.	ADOPTED 1992	PLUS EMPLOYER BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PROGRAMS FOR THE AGING										
A6772.100 Personal Serv.	146,495.03	167,483	167,483	155,693	155,693	155,693				
Total Personal Serv.	146,495.03	167,483	167,483	155,693	155,693	155,693				
A6772.200 Equipment										
.210 Furn. & Furnish.	771	0	0	0	0	0				
.220 Office Equip.	62	0	0	0	0	0				
.250 Other Equipment	0.00	13,883	13,883	7,780	7,780	7,780				
Total Equipment	832.87	13,883	13,883	7,780	7,780	7,780				
A6772.400 Contractual										
.411 Office Supplies	1,712.34	2,070	2,070	2,400	2,400	2,400				
.418 Other Contractual	15,058.52	23,684	23,684	27,009	27,009	27,009				
.419 M. L. R.	8,946.63	9,400	9,400	13,953	13,953	13,953				
.421 Telephone	3,301.43	3,725	3,725	3,000	3,000	3,000				
.431 Insurance	2,500.85	2,501	2,501	3,212	3,212	3,212				
.441 Printing	1,156.97	1,825	1,825	1,000	1,000	1,000				
.461 Postage	3,824.52	5,000	5,000	5,500	5,500	5,500				
.462 Travel	7,549.14	6,100	6,100	6,500	6,500	6,500				
.472 CATS	34,843.50	40,875	40,875	37,500	37,500	37,500				
.473 Nutrition	220,562.40	227,486	227,486	229,300	229,300	229,300				
.474 Homemakers	57,593.97	63,931	60,330	63,346	63,346	63,346				
.476 Lifeline	13,051.13	3,240	3,240	3,240	3,240	3,240				
.481 Professional Dues	0.00	350	350	450	450	450				
Total Contractual	370,101.40	390,187	386,586	396,410	395,410	395,410				
TOTAL	517,429.30	571,553	567,952	559,883	558,883	558,883	36,288	595,171	555,881	39,290

**TOTAL ECON. ASSISTANCE
& OPPORTUNITY 11,024,641.27 11,743,746 11,604,536 12,268,274 11,782,113 11,782,113 408,064 12,190,177 7,628,255 4,561,922

CULTURE & RECREATION
DIVISION OF YOUTH
YOUTH PROGRAMS

A7310.418 Camp Rainbow	7,108									
Visiting Artists	527									
Parents Anonymous	3,000									
Parenting Confer.	710									
Juvenile Aid Bur.	10,186									
Adolesc. Basic Educ.	9,720									
Mom to Mom Program	4,727									
Mental Hlth. Youth Wkr.	11,967									
YMCA Youth Scholarship	0									
EPIC Program	0									
Artists in Residence	1,800									
Special Friends	15,618									
At Risk Scholarship	1,811									
Young Parents Network	1,341									
At Risk Employment	14,642									
TOTAL	72,877.05	83,157	83,157	47,336	47,336	47,336		47,336	47,336	0

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
YOUTH BUREAU										
A7312.100 Personal Serv.	78,033.12	81,454	79,172	0	0	0				
Total Personal Serv.	78,033.12	81,454	79,172	0	0	0				
A7312.200 Equipment										
.220 Office Equipment	0.00	0	0	0	0	0				
Total Equipment		0	0	0	0	0				
A7312.400 Contractual										
.411 Office Supplies	1,343.68	900		0	0	0				
.418 Other Contractual	5,522.61	3,950		39,312	39,312	39,312				
.419 M. L. R.	4,886.88	5,008		0	0	0				
.421 Telephone	1,402.65	1,400		0	0	0				
.422 Niagara Mohawk	14.37	300		0	0	0				
.431 Insurance	498.41	500		606	606	606				
.441 Printing	18.67	600		0	0	0				
.456 Computer Serv.	0.00	3,142		0	0	0				
.461 Postage	1,041.68	1,000		0	0	0				
.462 Travel	3,584.76	3,500		0	0	0				
.465 Misc. Prog. (YAR)	1,149.50	2,000		0	0	0				
.467 Rent A Kid	884.43	1,000		0	0	0				
.477 ACT	150.24	0		0	0	0				
.478 Parents Anonymous	1,076.97	3,000		0	0	0				
.479 LIFE	155,100.48	0		0	0	0				
.481 Professional Dues	0.00	75		0	0	0				
Total Contractual	176,675.33	26,375	26,408	39,918	39,918	39,918				
TOTAL	254,708.45	107,829	105,580	39,918	39,918	39,918	0	39,918	19,959	19,959
TOTAL DIVISION OF YOUTH										
A7415.465 Libraries	42,376.00	42,376	41,529	51,927	29,070	29,070		29,070	0	29,070
TOTAL	42,376.00	42,376	41,529	51,927	29,070	29,070		29,070	0	29,070
HISTORIAN										
A7510.100 Personal Serv.	4,471.70	4,695	4,537	4,695	4,145	4,145				
Total Personal Serv.	4,471.70	4,695	4,537	4,695	4,145	4,145				
A7510.200 Equipment										
.250 Other Equipment	0.00	0	0	0	0	0				
Total Equipment	0.00	0	0	0	0	0				
A7510.400 Contractual										
.411 Office Supplies	125.31	250	250	250	0	0				
.418 Other Contractual	139.00	345	345	400	0	0				
.421 Telephone	415.92	600	600	600	500	500				
.431 Insurance	37.19	38	38	40	40	40				
.441 Printing	872.11	800	800	800	0	0				
.461 Postage	75.00	150	150	150	0	0				
.462 Travel	225.00	250	250	250	0	0				
Total Contractual	1,889.53	2,433	2,433	2,490	540	540				
TOTAL	6,361.23	7,128	6,970	7,185	4,685	4,685	802	5,487	0	5,487
**TOTAL CULTURE & RECREATION	376,322.73	240,490	237,236	146,366	121,009	121,009	802	121,811	67,295	54,516

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HOME & COMMUNITY SERVICES										
PLANNING & DEVELOPMENT										
A8020.100 Personal Serv.	134,133.32	145,975	145,975	148,632	148,632	148,632				
Total Personal Serv.	134,133.32	145,975	145,975	148,632	148,632	148,632				
A8020.200 Equipment										
.210 Furn. & Furnish.	923.39	1,695	1,695	0	0	0				
.220 Office Equipment	1,445.70	4,950	4,950	0	0	0				
.250 Other Equipment	0.00	0	0	0	0	0				
Total Equipment	2,369.09	6,645	6,645	0	0	0				
A8020.400 Contractual										
.411 Office Supplies	2,020.98	2,600	2,600	2,600	2,300	2,300				
.412 Board Mtg. Exp.	425.39	700	540	500	0	0				
.418 Other Contractual	18,390.73	7,682	6,703	8,407	7,457	7,457				
.419 M. L. R.	2,982.21	3,033	3,033	4,138	4,138	4,138				
.421 Telephone	6,626.32	7,000	6,000	6,000	5,000	5,000				
.431 Insurance	1,174.80	1,253	1,253	1,321	1,321	1,321				
.441 Printing	1,080.91	500	500	500	200	200				
.461 Postage	3,081.68	3,000	3,000	3,000	3,000	3,000				
.462 Travel	5,517.03	6,000	5,000	3,600	3,600	3,600				
.466 Consultant Fees	8,955.23	0	0	0	0	0				
.481 Professional Dues	0.00	580	580	580	180	180				
Total Contractual	50,255.28	32,348	29,209	30,646	27,196	27,196				
A8025.465 Joint Planning Bd	5,632.96	5,633	5,633	5,633	5,633	5,633				
TOTAL	192,390.65	190,601	187,462	184,911	181,461	181,461	34,036	215,497	92,298	123,199
OTHER HOME & COMMUNITY SERVICES										
A8021.418 I. D. A.	63,500.00	40,425	39,616	39,522	27,665	27,665				27,665
A8720.470 Sportsmen Fed.					1,000	1,000				1,000
A8740.418 Oak Orchard Small Watershed Dist.	12,500.00	26,999	16,842	17,264	17,264	17,264		17,264		0
A8745.466 Soil & Water	28,795.00	28,795	28,795	30,795	20,157	20,157				20,157
A8745.467 Soil & Water Management	16,000.00	16,000	15,104	16,000	0	0				0
A8750.467 County Extension	253,241.00	253,241	248,176	257,320	173,723	173,723				173,723
TOTAL	374,036.00	365,460	348,533	360,901	238,809	239,809	0	239,809	17,264	222,545
**TOTAL HOME AND COMMUNITY SERVICES										
	566,426.65	556,061	535,995	545,812	420,270	421,270	34,036	455,306	109,562	345,744

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
UNDISTRIBUTED										
EMPLOYEE BENEFITS										
A9010.628 State Retirement	17,882.00	15,327	15,327	14,537	108,839	73,839				
A9020.620 Medicare	1,466.93	0	0	0	94,174	94,174				
A9030.630 Social Security	473,356.22	513,517	511,911	505,632	392,985	392,985				
A9040.633 Workers Comp.	95,032.66	114,201	114,201	121,649	118,184	118,184				
A9050.636 Unemployment Ins.	15,632.00	11,007	11,007	12,791	12,360	12,360				
A9060.650 Hosp. & Med. Ins.	563,231.97	672,562	672,562	780,569	757,429	757,429				
A9070.670 Blue Menu-Mngmt.	12,465.45	13,629	13,629	10,195	10,195	10,195				
A9080.680 Disability	33,050.22	32,496	32,496	38,420	37,261	37,261				
A9089.621 Other-Awards	4,623.87	3,500	3,500	3,500	1,000	1,000				
A9090.622 Emp. Assist Prog.	5,400.00	5,400	5,400	5,400	0	1,000				
TOTAL	1,222,141.32	1,381,639	1,380,033	1,492,693	1,532,427	1,498,427		1,498,427	0	1,498,427
SHORT-TERM DEBT										
A9730.701 BAN Int.-Jail	0.00	0	0	0	16,200	16,200		16,200	0	16,200
A9760.701 TAN-Interest	0.00	0	0	86,363	86,363	86,363		86,363	0	86,363
A9750.601 Budget Note	0.00	0	0	0	0	250,000		250,000		250,000
A9750.701 Int.-Budget Note	0.00	0	0	0	0	12,500		12,500		12,500
TOTAL	0.00	0	0	86,363	102,563	365,063		365,063	0	365,063
OTHER TRANSFERS										
A9950.519 Trans. to Cap Res. Solid Waste	157,000.00	0	0	0	0	0				
A9950.520 Trans. to Cap. Res. Bldgs & Gds Acq.-Sheriff	0.00	0	0	0	0	0				
A9950.520 Trans. to Cap. Res. Bldgs & Gds Acq. - CD	12,000.00	0	0	0	0	0				
A9950.521 Trans. to Cap. Proj. Mental Hlth. Bldg.	0.00	0	10,991	0	0	0				
TOTAL	169,000.00	0	10,991	0	0	0		0	0	0
**TOTAL UNDISTRIBUTED	1,391,141.32	1,381,639	1,391,024	1,579,056	1,634,990	1,863,490		1,863,490	0	1,863,490
**TOTAL GENERAL FUND APPROPRIATIONS										
	22,714,226.09	24,361,161	24,424,110	25,889,596	24,813,509	25,043,009	1,436,427	26,479,436	14,123,208	12,356,228

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SPECIAL GRANT FUND										
ADMINISTRATION										
CD6290.100 Personal Serv.	58,798.64	91,318	91,318	85,000	85,000	85,000				
Total Personal Serv.	58,798.64	91,318	91,318	85,000	85,000	85,000				
CD6290.400 Contractual										
.418 Other Contractual	23,544.75	20,000	20,000	26,200	26,200	26,200				
Total Contractual	23,544.75	20,000	20,000	26,200	26,200	26,200				
TOTAL	82,343.39	111,318	111,318	111,200	111,200	111,200				
PARTICIPANT SUPPORT										
CD6291.100 Personal Serv.	127,772.60	100,000	100,000	126,000	126,000	126,000				
Total Personal Serv.	127,772.60	100,000	100,000	126,000	126,000	126,000				
CD6291.400 Contractual										
.418 Other Contractual	34,071.29	42,000	42,000	30,000	30,000	30,000				
Total Contractual	34,071.29	42,000	42,000	30,000	30,000	30,000				
TOTAL	161,843.89	142,000	142,000	156,000	156,000	156,000				
JOB TRAINING & SERVICE										
CD6292.100 Personal Serv.	167,204.72	192,211	192,211	196,751	196,751	196,751				
Total Personal Serv.	167,204.72	192,211	192,211	196,751	196,751	196,751				
CD6292.400 Contractual										
.418 Other Contractual	271,334.90	257,620	257,620	281,559	281,559	281,559				
Total Contractual	271,334.90	257,620	257,620	281,559	281,559	281,559				
TOTAL	438,539.62	449,831	449,831	478,310	478,310	478,310				
EMPLOYEE BENEFITS										
CD9020.620 Medicare	2,251.75	0	0	0	0	0				
CD9030.630 Social Security	15,263.75	0	0	0	0	0				
TOTAL	17,515.50	0	0	0	0	0				
**TOTAL SPEC. GRANT FUND	700,242.40	703,149	703,149	745,510	745,510	745,510		745,510	745,510	0
SOLID WASTE FUND										
CL8160.418 Contractual	0.00	0	0	1,997,058	1,997,058	1,997,058		1,997,058	1,977,058	0
**TOTAL SOLID WASTE FUND	0.00	0	0	1,997,058	1,997,058	1,997,058		1,997,058	1,997,058	0

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HIGHWAY-COUNTY ROAD FUND										
TRAFFIC SAFETY										
D3310.100 Personal Serv.	28,751.12	33,875	33,875	24,242	24,242	24,242				
Total Personal Serv.	28,751.12	33,875	33,875	24,242	24,242	24,242				
D3310.200 Equipment										
.240 Hwy. & St. Equip	0.00	0	0	0	0	0				
.250 Other Equipment	0.00	500	500	500	500	500				
.251 Safety Equipment	3,044.58	3,000	3,000	3,000	3,000	3,000				
Total Equipment	3,044.58	3,500	3,500	3,500	3,500	3,500				
D3310.400 Contractual										
.418 Other Contractual	42,827.34	45,000	45,000	45,000	45,000	45,000				
.442 Equipment Rental	20,550.64	20,000	20,000	20,000	20,000	20,000				
Total Contractual	63,377.98	65,000	65,000	65,000	65,000	65,000				
TOTAL	95,173.68	102,375	102,375	92,742	92,742	92,742				
ADMINISTRATION										
D5010.100 Personal Serv.	100,724.09	103,150	103,150	108,320	108,320	108,320				
Total Personal Serv.	100,724.09	103,150	103,150	108,320	108,320	108,320				
D5010.200 Equipment										
.210 Furn. & Furnish.	1,015.75	650	325	265	265	265				
.220 Office Equipment	1,418.95	700	700	0	0	0				
.250 Other Equipment	0.00	2,000	0	0	0	0				
Total Equipment	2,434.70	3,350	1,025	265	265	265				
D5010.400 Contractual										
.411 Office Supplies	2,868.20	2,000	1,750	1,750	1,750	1,750				
.418 Other Contractual	412.23	750	750	750	750	750				
.441 Printing	2,136.86	200	200	2,200	2,200	2,200				
.461 Postage	698.61	750	750	750	750	750				
.462 Travel	954.98	1,200	1,000	1,000	1,000	1,000				
Total Contractual	7,070.88	4,900	4,450	6,450	6,450	6,450				
TOTAL	110,229.67	111,400	108,625	115,035	115,035	115,035				
D5020.418 Engineer Expense	2,575.00	7,500	5,000	5,000	5,000	5,000				
TOTAL	2,575.00	7,500	5,000	5,000	5,000	5,000				
MAINTENANCE										
D5110.100 Personal Serv.	273,405.63	226,974	226,974	236,305	236,305	236,305				
Total Personal Serv.	273,405.63	226,974	226,974	236,305	236,305	236,305				
D5110.400 Contractual										
.418 Other Contractual	238,180.70	280,000	254,300	254,300	254,300	254,300				
.431 Insurance	48,817.03	45,000	45,000	41,986	41,986	41,986				
.441 Printing	87.13	300	300	300	300	300				
.442 Equipment Rental	258,539.76	200,000	200,000	225,000	225,000	150,000				
Total Contractual	545,624.62	525,300	499,600	521,586	521,586	446,586				
TOTAL	819,030.25	752,274	726,574	757,891	757,891	682,891				

	EXPENDED 1990	ADOPTED 1991	ADJUSTED 6/30/91	REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	EMPLOYEE BENEFITS	APPROP. W/BENEFITS	LESS REVENUES	COUNTY COST
ROAD CONSTRUCTION										
D5112.100 Personal Serv.	75,326.44	75,000	75,000	79,668	79,668	79,668				
Total Personal Serv.	75,326.44	75,000	75,000	79,668	79,668	79,668				
D5112.400 Contractual										
.418 Other Contractual	475,172.08	410,000	510,000	410,000	388,406	388,406				
.442 Equipment Rental	152,525.81	100,000	100,000	100,000	150,000	125,000				
Total Contractual	627,697.89	510,000	610,000	560,000	538,406	513,406				
TOTAL	703,024.33	585,000	685,000	639,668	618,074	593,074				

BRIDGES

D5120.100 Personal Serv.	9,409.19	61,900	61,900	79,172	79,172	79,172				
Total Personal Serv.	9,409.19	61,900	61,900	79,172	79,172	79,172				
D5120.200 Equipment										
.240 Hwy. & St. Equip.	0.00	2,000	2,000	2,000	0	0				
.250 Other Equipment	0.00	0	0	0	0	0				
Total Equipment	0.00	2,000	2,000	2,000	0	0				
D5120.400 Contractual										
.418 Other Contractual	17,084.60	50,000	50,000	50,000	4,000	4,000				
.441 Printing	0.00	50	50	50	0	0				
.442 Equipment Rental	18,852.62	30,000	30,000	50,000	10,000	10,000				
Total Contractual	35,937.22	80,050	80,050	100,050	14,000	14,000				
TOTAL	45,346.41	143,950	143,950	181,222	93,172	93,172				

SNOW REMOVAL - COUNTY

D5142.100 Personal Serv.	2,566.47	3,500	3,500	4,050	4,050	4,050				
Total Personal Serv.	2,566.47	3,500	3,500	4,050	4,050	4,050				
D5142.400 Contractual										
.418 Other Contractual	259,105.79	364,321	364,321	384,014	384,014	384,014				
.442 Equipment Rental	4,332.59	3,500	3,500	4,000	4,000	4,000				
Total Contractual	263,438.38	367,821	367,821	388,014	388,014	388,014				
TOTAL	266,004.85	371,321	371,321	392,064	392,064	392,064				

SNOW REMOVAL - STATE

D5144.100 Personal Serv.	36,160.04	28,500	28,500	0	0	0				
Total Personal Serv.	36,160.04	28,500	28,500	0	0	0				
D5144.400 Contractual										
.418 Other Contractual	0.00	0	0	0	0	0				
Total Contractual	0.00	0	0	0	0	0				
TOTAL	36,160.04	28,500	28,500	0	0	0				

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PARK ADMINISTRATION										
D7180.100 Personal Serv.	7,801.66	12,500	12,500	8,304	8,304	8,304				
Total Personal Serv.	7,801.66	12,500	12,500	8,304	8,304	8,304				
D7180.200 Equipment										
.220 Office Equipment	0.00	0	0	0	0	0				
.250 Other Equipment	410.00	700	700	1,000	1,000	1,000				
.251 Safety Equipment	293.70	400	400	5,150	5,150	5,150				
Total Equipment	703.70	1,100	1,100	6,150	6,150	6,150				
D7180.400 Contractual										
.411 Office Supplies	1.07	50	50	50	50	50				
.418 Other Contractual	26,816.77	31,025	31,025	28,400	28,400	28,400				
.421 Telephone	787.28	1,000	1,000	1,000	1,000	1,000				
.422 Niagara Mohawk	2,486.05	6,275	6,275	5,275	5,275	5,275				
.423 Water	174.93	400	400	250	250	250				
.431 Insurance	268.55	300	300	601	601	601				
.441 Printing	524.58	500	500	150	150	150				
.442 Equipment Rental	6,958.95	1,500	1,500	1,000	1,000	1,000				
.446 Tires & Repairs	0.00	50	50	50	50	50				
.448 Filters & Parts	0.00	200	200	150	150	150				
.461 Postage	197.00	150	150	150	150	150				
Total Contractual	38,215.18	41,450	41,450	37,076	37,076	37,076				
TOTAL	46,720.54	55,050	55,050	51,530	51,530	51,530				
EMPLOYEE BENEFITS										
D9010.628 State Retirement	958.00	1,192	1,192	1,176	1,176	1,176				
D9020.620 Medicare	0.00	0	0	7,951	7,951	7,951				
D9030.630 Social Security	40,949.51	42,259	42,259	33,997	33,997	33,997				
D9040.633 Workers Comp.	7,925.00	9,800	9,800	9,240	9,240	9,240				
D9050.636 Unemployt. Ins.	0.00	1,008	1,008	1,032	1,032	1,032				
D9060.650 Hosp. & Med. Ins.	54,169.56	64,133	64,133	78,915	78,915	78,915				
D9080.680 Disability	0.00	3,080	3,080	3,264	3,264	3,264				
TOTAL	104,002.07	121,472	121,472	135,575	135,575	135,575				
ROAD FUND DEBT SERVICE										
D1380.418 Fiscal Fees	0.00	0	0	0	0	0				
D9730.701 Int. BAN-Bridges	48,687.50	0	0	0	0	0				
D9740.601 Principal-Capital Notes-Bridges	75,000.00	25,000	25,000	0	0	0				
D9740.701 Int. Cap. Notes - Bridges	6,145.00	2,000	2,000	0	0	0				
TOTAL	129,832.50	27,000	27,000	0	0	0				
D1990.418 CONTINGENT FUND	0	0	30,975	0	0	0				

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
TRANSFERS										
D9901.553 Transfer to Machinery Fund	0.00	0	0	0	0	0				
D9901.556 Transfer to Debt Serv.-Park	14,424.36	4,625	4,625	8,145	8,145	8,145				
D9950.537 Transfer to Cap. Project-Bridges	0.00	0	0	0	0	0				
D9950.538 Transfer to Cap. Proj.-Parks	0.00	5,000	5,000	0	0	0				
TOTAL	14,424.36	9,625	9,625	8,145	8,145	8,145				
**TOTAL COUNTY ROAD FUND	2,372,523.70	2,315,467	2,415,467	2,378,872	2,269,228	2,169,228		2,169,228	770,636	1,398,592
HIGHWAY-MACHINERY FUND MAINTENANCE										
DM5130.100 Personal Serv.	61,237.55	64,525	64,525	65,553	65,553	65,553				
Total Personal Serv.	61,237.55	64,525	64,525	65,553	65,553	65,553				
DM5130.200 Equipment										
.220 Office Equipment	0.00	0	0	0	0	0				
.240 Hwy. & St. Equip.	139,723.80	138,000	163,888	206,000	206,000	206,000				
.250 Other Equipment	2,232.72	0	0	0	0	0				
.251 Safety Equipment	3,111.57	3,500	3,500	3,500	3,500	3,500				
Total Equipment	145,068.09	141,500	167,388	209,500	209,500	209,500				
DM5130.400 Contractual										
.413 Gasoline	14,433.64	15,000	15,000	15,000	15,000	15,000				
.418 Other Contractual	49,563.31	64,000	61,400	61,400	61,400	61,400				
.421 Telephone	5,223.88	4,000	4,000	5,500	5,500	5,500				
.422 Niagara Mohawk	10,150.09	10,000	10,000	10,000	10,000	10,000				
.423 Water	462.98	800	800	800	800	800				
.427 NYS Elec. & Gas	8,498.33	13,000	13,000	13,000	13,000	13,000				
.431 Insurance	4,704.84	4,700	4,700	4,549	4,549	4,549				
.441 Printing	658.58	500	500	500	500	500				
.446 Tires & Repairs	11,797.01	12,000	12,000	12,000	12,000	12,000				
.448 Filters & Parts	55,847.51	50,000	50,000	50,000	50,000	50,000				
.449 Fuel Oil	26,618.19	20,000	20,000	28,000	28,000	28,000				
.462 Travel	29.70	100	100	25	25	25				
Total Contractual	187,988.06	194,100	191,500	200,774	200,774	200,774				
TOTAL	394,293.70	400,125	423,413	475,827	475,827	475,827				

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
FUEL FARM										
DM5140.100 Personal Serv.	7,294.34	11,000	11,000	12,529	12,529	12,529				
Total Personal Serv.	7,294.34	11,000	11,000	12,529	12,529	12,529				
DM5140.200 Equipment										
.210 Furn. & Furnish.	485.49	575	575	0	0	0				
.220 Office Equipment	3,200.28	2,500	2,500	0	0	0				
.250 Other Equipment	2,742.41	0	0	21,400	21,400	21,400				
.251 Safety Equipment	0.00	0	0	4,900	4,900	4,900				
Total Equipment	6,428.18	3,075	3,075	26,300	26,300	26,300				
DM5140.400 Contractual										
.411 Office Supplies	265.47	1,200	1,200	500	500	500				
.413 Gasoline	136,911.89	150,000	150,000	150,000	150,000	150,000				
.418 Other Contractual	3,070.44	4,050	4,050	4,160	4,160	4,160				
.431 Insurance	973.30	1,000	1,000	1,663	1,663	1,663				
.448 Filters & Parts	414.26	500	500	500	500	500				
.449 Fuel Oil	103,983.28	125,000	125,000	125,000	125,000	125,000				
.461 Postage	42.18	50	50	100	100	100				
Total Contractual	245,660.82	281,800	281,800	281,923	281,923	281,923				
TOTAL	259,383.34	295,875	295,875	320,752	320,752	320,752				
DM1990.418 CONTINGENT FUND	0	0	2,600	1,348	1,348	1,348				
EMPLOYEE BENEFITS										
DM9010.628 State Retirement	126.00	161	161	163	163	163				
DM9020.620 Medicare	0.00	0	0	1,005	1,005	1,005				
DM9030.630 Social Security	5,242.88	5,242	5,242	4,298	4,298	4,298				
DM9040.633 Workers Comp.	951.00	1,050	1,050	1,155	1,155	1,155				
DM9050.636 Unemployt. Ins.	0.00	108	108	129	129	129				
DM9060.650 Hosp. & Med. Ins	6,317.03	5,695	5,695	7,046	7,046	7,046				
DM9080.680 Disability	0.00	330	330	408	408	408				
TOTAL	12,636.91	12,586	12,586	14,204	14,204	14,204				
TRANSFERS										
DM9901.556 Transfer to Debt Service	26,821.13	22,300	22,300	0	0	0				
DM9950.521 Transfer to Cap. Reserve Equip.	0.00	100,000	100,000	100,000	100,000	0				
TOTAL	26,821.13	122,300	122,300	100,000	100,000	0				
**TOTAL MACHINERY FUND	693,135.08	830,886	856,774	912,131	912,131	812,131		812,131	709,131	103,000
**TOTAL HIGHWAY APPROPRIATIONS	3,065,658.78	3,146,353	3,272,241	3,291,003	3,181,359	2,981,359		2,981,359	1,479,767	1,501,592

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SELF INSURANCE FUND ADMINISTRATION										
S1710.100 Personal Serv.	33,568.69	33,985	33,985	32,136	32,136	32,136				
Total Personal Serv.	33,568.69	33,985	33,985	32,136	32,136	32,136				
S1710.200 Equipment										
.210 Furn. & Furnish.	1,114.34	0	0	0	0	0				
.220 Office Equipment	475.82	1,900	1,900	0	0	0				
.250 Other Equipment	0.00	200	200	0	0	0				
Total Equipment	1,590.16	2,100	2,100	0	0	0				
S1710.400 Contractual										
.411 Office Supplies	885.86	1,000	1,000	800	800	800				
.418 Other Contractual	40,613.90	45,855	45,855	45,500	45,500	45,500				
.419 M. L. R.	2,899.37	2,949	2,949	3,237	3,237	3,237				
.421 Telephone	451.96	550	550	550	550	550				
.431 Insurance	1,156.83	1,157	1,157	2,297	2,297	2,297				
.441 Printing	392.12	1,000	1,000	800	800	800				
.461 Postage	988.28	1,200	1,200	1,200	1,200	1,200				
.462 Travel	2,043.30	1,800	1,800	1,800	1,800	1,800				
.481 Professional Dues	0.00	70	70	70	70	70				
Total Contractual	49,431.62	55,581	55,581	56,254	56,254	56,254				
TOTAL	84,590.47	91,666	91,666	88,390	88,390	88,390				
RECIPIENTS BENEFITS										
S1720.466 Med/Hosp/Misc.	96,562.03	110,000	110,000	140,000	140,000	140,000				
S1720.467 Comp. Payments	140,531.80	180,000	180,000	220,000	220,000	220,000				
S2981.418 NYS Safety Grant	6,538.56	0	0	0	0	0				
S4050.418 Hepatitis B Shots	26,212.00	27,000	27,000	0	0	0				
TOTAL	269,844.39	317,000	317,000	360,000	360,000	360,000				
EMPLOYEE BENEFITS										
S9010.628 State Retirement	48.00	60	60	56	56	56				
S9030.630 Social Security	2,568.05	2,827	2,827	2,459	2,459	2,459				
S9040.633 Workers Comp.	317.00	613	613	482	482	482				
S9050.636 Unemployt. Ins.	0.00	63	63	54	54	54				
S9060.650 Health Ins.	794.44	474	474	724	724	724				
S9070.650 Blue Menu	92.52	670	670	838	838	838				
S9080.680 Disability	0.00	110	110	136	136	136				
S9568.418 Cont. to Reserve	0.00	4,299	4,299	0	0	0				
TOTAL	3,820.01	9,116	9,116	4,749	4,749	4,749				
DEBT SERVICE										
S9795.770 Interest on Loan	0.00	0	0	0	0	0				
TOTAL	0.00	0	0	0	0	0				
**TOTAL SELF INSURANCE FUND	358,254.87	417,782	417,782	453,139	453,139	453,139		453,139	453,139	0

	EXPENDED 1990	ADOPTED 1991	BUDGET ADJUSTED 6/30/91	DEPT. REQUEST 1992	COMM. RECOMM.	ADOPTED 1992	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
DEBT SERVICE FUND										
(LONG TERM DEBT)										

V1380.418 Fiscal & Paying Agent Fees	1,147.57	1,000	1,000	1,000	1,000	1,000				
V9710.601 Serial Bds.-Princ	310,800.00	310,800	310,800	293,750	293,750	293,750				
V9710.701 Serial Bds.-Int.	307,484.87	316,055	316,055	305,000	305,000	305,000				

**TOTAL DEBT SERVICE	619,432.44	627,855	627,855	599,750	599,750	599,750		599,750	100,545	499,205
*****GRAND TOTAL-ALL FUNDS ALL APPROPRIATIONS	27,457,814.58	29,256,300	29,445,137	32,976,056	31,790,325	31,819,825	1,436,427	33,256,252	18,899,227	14,357,025
	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****
LESS INTERFUND TRANSFERS										

Road Fund to Machinery Fd.	0.00	0	0	0	0	0				
Road Fund to Debt Service	14,424.36	4,625	4,625	8,145	8,145	8,145			0	
Road Fund to Capital Project - Bridges	0.00	0	0	0	0	0				
Machinery Fund to Debt Serv	26,821.13	22,300	22,300	0	0	0			0	

**TOTAL TRANSFERS	(41,245.49)	(26,925)	(26,925)	(8,145)	(8,145)	(8,145)		(8,145)	0	(8,145)
*****GRAND TOTAL-ALL FUNDS ALL APPROPRIATIONS EXCLUDING INTERFUND	27,416,569.09	29,229,375	29,418,212	32,967,911	31,782,180	31,811,680	1,436,427	33,248,107	18,899,227	14,348,880
	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****
								Less Employee Benefits		(1,436,427)
								Net County Cost		12,912,453

COUNTY NURSING HOME ENTERPRISE FUND

BUDGET FOR 1992

REVENUES	ADOPTED 1991	REQUESTED 1992	COMMITTEE RECOMMENDATION	ADOPTED 1992
EH 1801 Medicaid	3,506,084	3,621,893	3,621,893	3,621,893
EH 1830 Private Pay	392,645	558,134	558,134	558,134
EH 1870 Medicare	33,030	30,000	30,000	30,000
EH 1880 Meals	20,000	15,000	15,000	15,000
EH 2401 Interest Earned	13,000	8,000	8,000	8,000
EH 2410 M. L. R.	33,708	34,447	34,447	34,447
Less Recoupment	(65,000)	(120,000)	(146,097)	(146,097)
TOTAL REVENUES	3,933,467	4,147,474	4,121,377	4,121,377

APPROPRIATIONS

ADMINISTRATION

EH 6030.100 Personal Serv.	2,278,454	2,361,358	2,361,358	2,361,358
EH 6030.200 Equipment*	73,000	43,850	43,850	43,850
EH 6030.400 Contractual**	1,048,184	1,144,729	1,151,241	1,151,241
EMPLOYEE BENEFITS				
EH 9010.628 State Retirement	4,900	5,012	5,012	5,012
EH 9020.620 Medicare	0	0	0	0
EH 9030.630 Social Security	174,302	180,644	180,644	180,644
EH 9040.633 Workers Compensation	56,350	65,835	65,835	65,835
EH 9050.636 Unemployment Insurance	5,796	7,353	7,353	7,353
EH 9060.650 Hospital & Medical Ins.	189,780	228,180	228,180	228,180
EH 9070.670 Blue Menu/Management	5,544	0	0	0
EH 9080.680 Disability	12,650	12,104	12,104	12,104
DEBT SERVICE				
EH 9710.6 Serial Bonds-Principal (Home)	40,000	40,000	40,000	40,000
EH 9710.7 Serial Bonds-Interest (Home)	29,240	25,800	25,800	25,800
EH 9710.6 Serial Bonds-Fuel Tank Princ.	4,200	0	0	0
EH 9710.7 Serial Bonds-Fuel Tank Int.	290	0	0	0

TOTAL APPROPRIATIONS

3,922,690 4,114,865 4,121,377 4,121,377

*EQUIPMENT/CAPITAL IMPROVEMENTS

Washer & Dryer	18000
Pressure Washer	800
Housekeeping Carts	600
Floor Dryer	350
Exhaust Vents	1000
Drain Cleaner	400
Room Censors	600
Heavy Duty Drill	350
Trailer for Tractor	750
Patio Completion	6000
Parking Lot	15000
	43850

**CONTRACTUAL

*Administration Cost	103,950
Patient Serv. Cost	1,047,291
	1,151,241

*Includes "Contribution to NYS" 20,512

LONG TERM DEBT

ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT
Serial Bond-Roof	10/1/82	2/1/98	8.60%
			320,000

SCHEDULE II

ESTIMATED REVENUES OTHER THAN REAL ESTATE TAXES - ALL FUNDS 1992

	ACTUAL 1990	ADOPTED 1991	DEPT. PROJECTION 1992	BUDGET COMMITTEE ESTIMATE	ADOPTED 1992
REAL PROPERTY TAXES					
A1001 Real Property Taxes	4,113,020.16	0	0	0	0
TOTAL REAL PROPERTY TAXES	4,113,020.16	0	0	0	0
REAL PROPERTY TAX ITEMS					
A1002 Watershed Protection District	12,500.00	26,999	17,264	17,264	17,264
A1051 Gain from Sale of Tax Acquired Prop.	0.00	20,000	20,000	20,000	20,000
A1081 Payment in Lieu of Taxes	59,994.08	56,595	42,000	42,000	42,000
A1090 Interest & Penalties on Real Prop. Taxes	421,214.30	450,000	455,000	455,000	455,000
TOTAL REAL PROPERTY TAX ITEMS	493,708.38	553,594	534,264	534,264	534,264
NON PROPERTY TAXES					
A1110 Sales Tax - County Share	3,972,095.28	3,838,464	3,938,464	4,263,464	4,263,464
A1115 To Reduce Tax Levy-Towns	275,765.20	0	0	0	0
TOTAL NON PROPERTY TAXES	4,247,860.48	3,838,464	3,938,464	4,263,464	4,263,464
DEPARTMENTAL INCOME					
A1140 Emergency Telephone System Surcharge	10,058.46	0	0	0	0
A1210 Probation Fees	1,029.89	0	2,000	2,000	2,000
A1230 Treasurer's Fees	27,989.19	35,000	30,000	30,000	30,000
A1235 Charges for Tax Advertising Expenses	7,815.00	5,000	5,000	5,000	5,000
A1250 Tax Map Fees	6,593.00	6,500	5,100	5,100	5,100
A1255 County Clerk Fees	269,934.43	290,000	267,000	267,000	267,000
A1260 Civil Service Exam Fees	1,320.00	1,000	1,000	1,000	1,000
A1264 Public Defender Fees	150.00	0	0	0	0
A1265 County Attorney Fees	66,671.00	82,435	78,962	85,300	85,300
A1270 Shared Services (Buildings & Grounds)	251,599.22	226,930	272,300	272,300	272,300
A1271 Shared Services (Equipment Repair)	12,159.00	0	0	0	0
A1275 Shared Services (Data Processing)	12,458.01	31,066	17,710	27,366	27,366
A1510 Sheriff Fees	29,518.94	37,000	37,000	37,000	37,000
A1550 Dog Control Fees	3,484.00	11,800	11,800	11,800	11,800
A1580 Restitution	371.00	0	0	0	0
A1601 Public Health - Miscellaneous	346,981.04	0	1,000	1,000	1,000
A1602 Public Health - Medicare		80,000	160,000	160,000	160,000
A1603 Public Health - Medicaid		185,000	300,000	300,000	300,000
A1604 Public Health - Self Pay		5,500	5,500	5,500	5,500
A1605 Public Health - Other Insurance		55,000	55,000	55,000	55,000
A1606 Public Health - PHC Program		6,000	500	500	500
A1607 Public Health - Environmental Health		40,000	35,000	35,000	35,000
A1620 Mental Health & CES Fees	473,423.10	472,000	588,330	611,330	631,330
A1750 Bus Operations	929.08	0	0	0	0
A1801 Medical Assistance	46,693.13	50,000	70,000	70,000	70,000
A1809 Aid to Dependent Children	350,778.78	300,000	300,000	300,000	300,000
A1811 Child Support - Incentive Earnings	47,317.00	50,000	48,000	48,000	48,000
A1819 Child Care	31,065.59	30,000	30,000	30,000	30,000
A1823 Juvenile Delinquent	27,232.46	30,000	30,000	30,000	30,000

	ACTUAL 1990	ADOPTED 1991	DEPT. PROJECTION 1992	BUDGET COMMITTEE ESTIMATE	ADOPTED 1992
DEPARTMENTAL INCOME (CON'T)					
A1840 Home Relief	78,046.68	75,000	100,000	100,000	100,000
A1842 Emergency Aid - Adults	0.00	0	0	0	0
A1848 Burials	0.00	0	0	0	0
A1972 Programs for the Aging	21,375.29	30,736	24,800	24,800	24,800
A1973 Lifeline - Office for the Aging	24,006.59	36,450	39,879	39,879	39,879
A2000 Tourism	837.91	11,500	300	300	300
A2070 Contributions - Private Agencies - Youth	25,281.90	2,000	0	0	0
TOTAL DEPARTMENTAL INCOME	2,175,119.69	2,185,917	2,516,181	2,555,175	2,575,175
INTERGOVERNMENTAL CHARGES					
A2210 Tax & Assessment Services	19,017.10	0	0	0	0
A2215 Election Services	149.24	4,000	50	50	50
A2260 Police Services	61,986.71	62,724	64,186	64,186	64,186
A2264 Jail Facilities	776,559.75	915,000	750,000	525,000	525,000
A2268 Dog Control Services	30,262.10	32,000	32,000	32,000	32,000
TOTAL INTERGOVERNMENTAL CHARGES	887,974.90	1,013,724.00	846,236	621,236	621,236
USE OF MONEY AND PROPERTY					
A2401 Interest & Earnings	229,914.20	250,000	225,000	225,000	225,000
A2402 Interest Reserve	25,172.45	0	0	0	0
A2410 Rental of Real Property	8,407.00	11,250	10,000	10,000	10,000
A2414 Equipment Rental - Private	1,680.00	1,680	1,680	1,680	1,680
A2450 Commissions	13,345.10	13,400	13,500	10,000	10,000
TOTAL USE OF MONEY AND PROPERTY	278,518.75	276,330	250,180	246,680	246,680
PERMITS - FINES & FORFEITURES					
A2590 Permits (Pistol)	2,962.00	2,000	1,500	1,500	1,500
A2610 Fines & Forfeited Bail	6,340.00	6,000	6,000	6,000	6,000
A2615 Stop DWI Program	101,086.70	68,052	87,059	87,059	87,059
A2620 Forfeited: Deposits & Crime Proceeds	0.00	0	0	0	0
TOTAL PERMITS - FINES & FORFEITURES	110,388.70	76,052	94,559	94,559	94,559
SALE OF PROPERTY & COMPENSATION FOR LOSS					
A2650 Sale of Scrap	0.00	0	0	0	0
A2655 Minor Sales	0.00	50	50	50	50
A2665 Sale of Equipment	1,755.22	7,000	0	0	0
A2680 Insurance Recoveries	30,173.41	20,000	10,000	10,000	10,000
A2690 Other Compensation for Loss	0.00	100	100	100	100
TOTAL SALE OF PROPERTY & COMP. FOR LOSS	31,928.63	27,150	10,150	10,150	10,150

	ACTUAL 1990	ADOPTED 1991	DEPT. PROJECTION 1992	BUDGET COMMITTEE ESTIMATE	ADOPTED 1992
MISCELLANEOUS					
A2701 Refund Prior Years	170,419.92	50,000	65,000	65,000	65,000
A2720 OYB Distribution of Earnings	76,119.00	78,500	55,000	65,000	55,000
A2770 Other Miscellaneous	10,407.31	29,000	12,000	12,000	12,000
TOTAL MISCELLANEOUS	256,946.23	157,500	132,000	142,000	142,000
STATE AID					
A3021 NYS Court House Maintenance	8,426.75	8,832	9,561	9,561	9,561
A3040 Real Property - Administrative Training	491.52	1,000	300	300	300
A3060 Records Management	34,930.00	0	8,682	8,682	8,682
A3089 Assigned Counsel & Correctional Prosecut.	10,559.41	21,000	25,000	25,000	25,000
A3090 Insurance Reimbursement-Court Employees	6,038.54	0	0	0	0
A3264 NYS Lunch Program	997.22	1,000	1,000	1,000	1,000
A3277 Education-Handicapped Children	663,715.42	1,103,502	1,064,215	1,064,215	1,064,215
A3305 Civil Defense	0.00	5,000	0	0	0
A3310 Probation Services	184,333.44	212,981	172,261	164,671	164,671
A3311 Alternative to Incarceration	12,633.00	21,466	21,466	21,466	21,466
A3312 Probation - Domestic Violence	26,124.42	19,618	0	25,000	25,000
A3315 Navigation Law Enforcement	17,760.65	25,500	25,500	25,500	25,500
A3326 Crime Victims	4,974.00	12,356	12,356	12,356	12,356
A3330 Security Costs - Court Reform	30,214.18	30,000	30,000	40,000	40,000
A3389 Civil Defense - Kodak Settlement	0.00	5,000	5,000	5,000	5,000
A3401 Public Health	346,943.20	421,000	364,000	345,000	345,000
A3425 Laboratories	3,245.39	4,000	4,800	4,800	4,800
A3442 Rabies	0.00	0	0	0	0
A3446 Handicapped Children	11,891.99	10,000	15,000	15,000	15,000
A3472 Special Health Program - LEAD	5,000.00	0	4,000	4,000	4,000
A3482 Adult Polio & TB Inpatient	0.00	100	80	80	80
A3484 Drug Abuse	112,436.22	212,942	231,416	231,416	231,416
A3486 Alcohol Abuse	95,433.00	103,111	96,764	95,111	95,111
A3490 Mental Health	705,074.00	1,098,725	1,011,474	982,849	982,849
A3594 Mass Transportation	18,897.41	0	16,000	0	0
A3601 Medical Assistance	(14,264.00)	45,150	85,278	85,278	85,278
A3602 Long Term Care	45,937.00	25,000	45,000	45,000	45,000
A3609 Aid to Dependent Children	900,329.00	914,550	1,016,696	1,016,696	1,016,696
A3610 Social Services Administration	822,760.55	776,962	730,546	649,795	649,795
A3611 Food Stamps	131,767.00	125,600	163,197	145,115	145,115
A3619 Child Care	159,588.00	171,907	184,230	184,230	184,230
A3623 Juvenile Delinquent	43,662.54	61,975	80,000	80,000	80,000
A3635 JOBS	0.00	0	5,214	5,214	5,214
A3640 Home Relief	456,769.00	548,600	548,900	548,900	548,900
A3642 Emergency Aid - Adults	2,585.00	2,250	2,250	2,250	2,250
A3648 Burials	4,728.00	9,000	12,000	12,000	12,000
A3670 Service for Recipients	38,485.00	104,125	96,773	96,773	96,773
A3710 Veteran's Aid	5,000.00	5,000	3,250	3,250	3,250
A3715 Tourism - I LOVE NY	31,771.45	40,000	26,425	27,024	27,024
A3772 Programs for the Aging	205,879.77	264,280	255,715	255,715	255,715
A3820 Youth Programs	190,181.62	131,783	81,038	81,038	81,038
A3830 Youth Board	42,284.96	39,129	19,959	19,959	19,959
A3910 Environmental Control	1,095.41	3,000	1,000	1,000	1,000
TOTAL STATE AID	5,368,681.10	6,580,544	6,476,346	6,340,244	6,340,244

	ACTUAL 1990	ADOPTED 1991	DEPT. PROJECTION 1992	BUDGET COMMITTEE ESTIMATE	ADOPTED 1992
FEDERAL AID					
A4089 Adm. of Rent Subsidy	108,674.00	100,000	93,096	92,298	92,298
A4264 Federal Lunch Program	14,808.25	13,000	13,000	13,000	13,000
A4305 Civil Defense	12,007.00	14,471	14,000	14,000	14,000
A4401 Public Health - INAP	12,065.53	0	61,116	61,116	61,116
A4594 Mass Transportation	0.00	0	131,800	0	0
A4601 Medical Assistance	319,078.00	137,500	183,000	183,000	183,000
A4609 Aid to Dependent Children	1,476,319.00	1,750,000	1,864,450	1,864,450	1,864,450
A4610 Social Services Administration	786,271.00	955,044	924,986	788,510	788,510
A4611 Food Stamp Program	137,076.00	130,425	149,954	127,824	127,824
A4619 Child Care	76,342.00	226,600	171,580	171,580	171,580
A4635 JOBS	0.00	0	9,582	9,582	9,582
A4641 HEAP - Fuel Aid Program	540,110.00	500,000	400,000	400,000	400,000
A4670 Service for Recipients	37,272.00	49,000	47,603	47,603	47,603
A4772 Programs for the Aging	213,350.46	232,644	235,487	235,487	235,487
TOTAL FEDERAL AID	3,733,373.24	4,108,684	4,299,654	4,008,450	4,008,450
A5031 Transfer from Capital Reserve	225,911.90	0	0	0	0
A5060 Other Financing Sources-Retirement Credit	864,987.00	0	0	0	0
**TOTAL GENERAL FUND	22,788,419.16	18,817,959	19,098,034	18,816,222	18,836,222
SPECIAL GRANT FUND					
CD2070 JTPA - County Programs	50,476.85	70,000	77,000	77,000	77,000
CD2401 Interest Earned	1,048.83	0	0	0	0
CD2680 Insurance Recoveries	170.00	0	0	0	0
CD3790 NYS Monies	37,443.38	25,000	0	0	0
CD4790 Federal Aid	603,258.80	608,149	668,510	668,510	668,510
CD5060 Other Financing Sources-Retirement Credit	20,972.00	0	0	0	0
**TOTAL SPECIAL GRANT FUND	713,369.86	703,149	745,510	745,510	745,510
SOLID WASTE FUND					
CL2376 Solid Waste Fees	0.00	0	1,972,518	1,972,518	1,972,518
CL3989 NYS Grant	0.00	0	24,540	24,540	24,540
**TOTAL SOLID WASTE FUND	0.00	0	1,997,058	1,997,058	1,997,058
COUNTY ROAD FUND					
D1001 Real Property Taxes	1,487,016.00	0	0	0	0
D2025 Special Recreational Facility Charges	61,144.90	59,675	59,675	59,675	59,675
D2302 Snow Removal - State	59,923.30	40,617	0	0	0
D2401 Interest Earned	63,541.25	13,000	15,000	15,000	15,000
D2650 Sale of Scrap	499.95	2,000	2,000	2,000	2,000
D2655 Minor Sales	5,419.50	3,500	7,500	7,500	7,500
D2665 Sale of Equipment	4,000.00	0	0	0	0
D2680 Insurance Recoveries	2,229.28	0	0	0	0
D2701 Refund Prior Years	832.93	0	0	0	0
D3501 Consolidated Highway Aid	648,135.75	648,083	686,461	686,461	686,461
D5060 Other Financing Sources-Retirement Credit	58,052.00	0	0	0	0
**TOTAL COUNTY ROAD FUND	2,390,794.86	766,875	770,636	770,636	770,636

	ACTUAL 1990	ADOPTED 1991	DEPT. PROJECTION 1992	BUDGET COMMITTEE ESTIMATE	ADOPTED 1992
MACHINERY FUND					
DM1001 Real Property Taxes	75,400.00	0	0	0	0
DM1270 Shared Service Charge	43,430.02	43,175	47,100	47,100	47,100
DM2300 Service to Other Governments	8,266.18	10,000	10,000	10,000	10,000
DM2333 Other Governments - Fuel Farm	235,412.27	275,000	275,000	275,000	275,000
DM2401 Interest Earned	26,839.56	15,000	15,000	15,000	15,000
DM2650 Sale of Scrap	140.35	500	500	500	500
DM2655 Minor Sales	0.00	243	531	531	531
DM2665 Sale of Equipment	46,077.37	2,000	11,000	11,000	11,000
DM2680 Insurance Recoveries	11,250.00	0	0	0	0
DM2701 Refund Prior Years	1.28	0	0	0	0
DM2801 Snow Removal - State	0.00	0	0	0	0
DM2822 Revenue from County Road	451,412.32	355,000	450,000	450,000	350,000
DM5060 Other Financing Sources-Retirement Credit	7,539.00	0	0	0	0
**TOTAL MACHINERY FUND	905,768.35	700,918	809,131	809,131	709,131
SELF INSURANCE FUND					
S2222 Assessments	385,477.00	417,782	453,139	453,139	453,139
S2401 Interest Earned	7,084.32	0	0	0	0
S2402 Interest Reserve	34,800.56	0	0	0	0
S2701 Refund Prior Years	20,845.77	0	0	0	0
S3389 Safety Grant	14,666.53	0	0	0	0
**TOTAL SELF INSURANCE FUND	462,874.18	417,782	453,139	453,139	453,139
DEBT SERVICE FUND (LONG TERM)					
V1001 Real Property Taxes	380,197.00	0	0	0	0
V2401 Interest Earned	192,612.33	70,000	30,000	30,000	30,000
V2801 Revenue from Mental Health Dept.	62,400.00	62,400	62,400	62,400	62,400
V2801 Transfer from General Fund-Mental Hlth. Dept.	0.00	0	0	0	0
V5031 Transfer from Machinery Fund	6,379.20	0	0	0	0
V5050 Transfer from Machinery Fund-Fuel Farm	20,441.93	22,300	0	0	0
V5050 Transfer from Road Fund-Marine Park	14,424.36	4,625	8,145	8,145	8,145
**TOTAL DEBT SERVICE FUND	676,454.82	159,325	100,545	100,545	100,545
***GRAND TOTAL REVENUES - ALL FUNDS	27,937,681.23	21,566,008	23,974,053	23,692,241	23,612,241
LESS: INTERFUND TRANSFERS					
Machinery Fund from Road Fund	0.00	0	0	0	0
Debt Service Fund from Machinery Fund	26,821.13	22,300	0	0	0
Debt Service Fund from Road Fund	14,424.36	4,625	8,145	(8,145)	(8,145)
**TOTAL INTERFUND TRANSFERS	41,245.49	26,925	8,145	(8,145)	(8,145)
***GRAND TOTAL REVENUES-LESS INTERFUND TRANSFERS	27,896,435.74	21,539,083	23,965,908	23,684,096	23,604,096

SALES TAX BREAKDOWN FOR THE YEAR 1990

TOTAL AMOUNT RECEIVED

5,839,073.39

Distribution:

COUNTY

3,892,910.23

SCHOOL DISTRICTS

CASH

Albion
Barker
Brockport
Holley
Kendall
Lyndonville
Medina
Oakfield-Alabama
Royalton-Hartland

203,229.94
5,070.21
2,721.95
98,982.27
69,239.38
74,461.67
193,724.09
1,269.08
86.52

648,785.31

VILLAGES

Albion
Holley
Medina
Lyndonville

165,575.61
54,185.58
198,894.53
23,511.59

442,167.31

TOWNS

TAX LEVY CREDIT

Albion
Barre
Carlton
Clarendon
Gaines
Kendall
Murray
Ridgeway
Shelby
Yates

73,720.35
0.00
0.00
0.00
0.00
77,808.01
0.00
124,236.84
0.00
0.00

2,531.13
72,930.32
94,971.21
72,391.12
66,138.36
2,671.47
106,031.96
4,265.58
98,557.90
58,956.29

855,210.54

5,839,073.39

STATEMENT OF LONG TERM DEBT

TYPE	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT	DUE 1992	
					PRINCIPAL	INTEREST
Serial Bonds:						
Office Complex	10/01/82	02/01/98	8.60%	600,000	80,000	48,160
County Marine Park	09/15/88	09/15/02	6.90%	419,000	35,000	28,911
Mental Health Building	09/15/88	09/15/03	6.90%	586,000	50,000	40,434
County Buildings - Reconstruction	09/15/88	09/15/98	6.90%	105,000	15,000	7,245
County Bridges	11/15/89	09/15/08	6.50%	2,600,000	125,000	169,000
TOTALS				4,310,000	305,000	293,750

STATEMENT OF SHORT TERM DEBT

AS OF 12/91						
BAN:						
County Jail Reconstruction	11/13/91	11/13/92	4.62%	270,000	---	12,474
TANS:						
General Fund	01/18/91	01/17/92	5.74%	975,000	975,000	55,965
	01/25/91	01/17/92	5.79%	525,000	525,000	30,398
BUDGET NOTE:						
General Fund	12/23/91	12/23/92	4.49%	250,000	250,000	12,500
				2,020,000	1,750,000	111,337

CONSTITUTIONAL TAX MARGIN -1992 - 3,596,531

CONSTITUTIONAL DEBT LIMIT -1992 - 48,730,704

Orleans County Permanent Position Count

Full time positions

Department	1988	1989	1990	1991	1992	Change
Legislature						
Chief Adm. Officer	1.0	1.0	1.0	1.0	1.4	0.4
Clerk of Legislature	3.0	3.0	4.0	3.4	3.0	-0.4
District Attorney	1.0	1.0	1.0	1.0	1.0	0.0
Public Defender	1.0	1.0	1.0	1.0	1.0	0.0
Treasurer & Budget	6.0	6.0	6.0	6.0	6.0	0.0
Real Property	3.0	3.0	3.0	3.0	2.0	-1.0
County Clerk	12.0	12.0	12.0	12.0	12.0	0.0
County Attorney	1.0	1.0				0.0
Personnel & Self Ins.	3.0	3.0	4.0	4.0	4.0	0.0
Elections	2.0	2.0	2.0	2.0	2.0	0.0
Records Management				0.2	0.2	0.0
Buildings & Grounds	10.0	12.0	10.0	9.4	9.4	0.0
Data Processing	0.0	1.0	1.0	1.0	1.0	0.0
Sheriff	34.0	36.0	35.0	36.0	34.0	-2.0
Probation	18.0	19.0	19.0	20.0	19.0	-1.0
Jail	23.0	23.0	23.0	23.0	23.0	0.0
Control of Animals	1.0	1.0	1.0	1.0	1.0	0.0
Civil Defense	2.0	2.0	2.0	2.0	2.0	0.0
Public Health	20.0	20.0	26.0	26.0	26.0	0.0
Mental Health	20.0	20.0	21.0	20.0	21.0	1.0
Social Services	90.0	85.0	86.0	85.0	75.0	-10.0
Tourism	1.0	1.0	1.0	1.0	0.0	-1.0
Veterans	2.0	2.0	2.0	2.0	2.0	0.0
Weights & Measures	1.0	1.0	1.0	1.0	1.0	0.0
Aging	6.0	6.0	7.0	8.0	7.0	-1.0
Youth	4.0	4.0	4.0	4.0	0.0	-4.0
Historian						
Planning	7.0	7.0	7.0	7.0	7.0	0.0
Job Development	6.0	9.0	12.0	12.0	13.0	1.0
Nursing Home	84.0	92.0	94.0	93.0	89.0	-4.0
Highway	25.0	25.0	25.0	25.0	25.0	0.0
Totals:	387	399	411	410	388	-22.0
Annual Change	28.0	12.0	12.0	-1.0	-22.0	

Part time position

1988	1989	1990	1991	1992	Change
7	7	7	7	7	0
1	1				0
3	3	5	5	4	-1
3	3	3	3	3	0
0	0	1	1	1	0
				1	1
2	2	2	2	1	-1
2	3	3	3	3	0
1	2	2	2	1	-1
8	8	8	8	8	0
					0
		2	2	2	0
					0
10	10	10	7	5	-2
1					0
7	7	7	7	7	0
1	1	1	1	1	0
1	1	7	7	7	0
1	2	3	4	3	-1
1	1	1	1	1	0
4	3	4	5	5	0
1	1	2	2	2	0
1	1	1	1	1	0
7	8	7	7	6	-1
					0
1	1	1	1	1	0
					0
					0
68	69	84	84	82	-2
4	4	5	5	5	0
135	138	166	165	157	-8
25	3	28	-1	-8	

A RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE ORLEANS COUNTY GOVERNMENT FOR THE FISCAL YEAR 1992

WHEREAS, this Board by resolution dated December 11, 1991, has adopted a budget for the fiscal year 1992.

RESOLVED, that the several amounts specified in such budget in the column entitled "Adopted," be and they hereby, are appropriated for the objects and purposes specified, effective January 1, 1992.

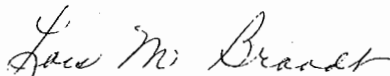
STATE OF NEW YORK
COUNTY OF ORLEANS

SS:

I, Lois M. Brandt, Clerk of the Legislature of the County of Orleans in the State of New York DO HEREBY CERTIFY that the foregoing resolution was duly adopted by the said Orleans County Legislature at a Regular Meeting duly called and regularly held on the 11th day of December, 1991 by an unanimous vote of all the members elected to said board.

I FURTHER CERTIFY that I have compared the foregoing copy of said resolution with the original thereof now remaining on file in my office and that the foregoing copy is a true and correct copy of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of said Orleans County Legislature this 11th day of December, 1991.



LOIS M. BRANDT
Clerk, Orleans County Legislature
Orleans County, New York

RECONVENED LEGISLATURE MEETING
December 16, 1991

The Legislature Meeting was reconvened by Chairman Billings at 2:40 p.m. All Legislators, with the exception of Legislator McCarthy, were present.

Ed Blair and John Schantz, of Architectural Finishes, Inc., along with David Stevenson and Sheriff David Green, were given privilege of the floor to discuss repairs that are needed for the jail showers. After discussion, the following resolutions were presented:

RESOLUTION NO. 581-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Berger

RESOLUTION AUTHORIZING REPAIR OF SHOWERS AT THE ORLEANS COUNTY JAIL

RESOLVED, that this Legislature authorizes the repair of showers at the Orleans County Jail as follows: first floor east, second floor dorm and two cell block showers on the south side, work to be done by Architectural Finishes, Inc. of Medina, New York, at a cost not to exceed \$6328.00, to be paid out of the Jail Renovation Capital Project Account, H3150.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 582-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION TO FILL VACANT DEPUTY COMMISSIONER OF ELECTIONS POSITION

WHEREAS, Mrs. Irene Woolston, Deputy Commissioner of the Board of Elections, representing the Republican Party, has submitted her resignation, effective December 27, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby authorize that said vacant Deputy Commissioner position be filled effective January 2, 1992; annual salary for said position to be \$19,229.00 (Grade 1, Step 8 on the 1991 Management Compensation Plan salary schedule).

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 583-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION TO FILL VACANT SR. TYPIST POSITION AT CD CENTER

WHEREAS, the Sr. Typist position at the Civil Defense Office will be vacant as of January 2, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Director of the CD Office to fill said vacant Sr. Typist position, effective January 2, 1992, at Grade 6, Step 1 (annual salary of \$15,137.00).

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 584-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION REGARDING PERSONNEL CHANGES IN VARIOUS DEPARTMENTS

RESOLVED, that this Legislature directs Orleans County Department Heads to take all necessary action regarding any personnel changes which will be in effect for the 1992 budget.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

Legislator Bower moved to recess the meeting. Seconded by Legislator Berger. Meeting recessed at 4:15 p.m.

LEGISLATURE MEETING
December 30, 1991

The meeting was called to order by Chairman Billings at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: A letter from Chairman Billings stating "It is a requirement of the New York State Retirement System that I go off the payroll for one day. To this end, I submit my resignation to my current term 1990-1991 effective December 30, 1991. I look forward to serving the people of District 4 in Orleans County for a new term commencing January 1, 1992....Respectfully submitted, Lynd. Billings, Chairman of the Legislature";

A letter from Congressman LaFalce regarding a seminar to be held at Niagara Community College regarding federal resources available to local governments; notice of the County Planning Board meeting to be held December 19 in Conference Room C at the County Building; a final copy of the State Equalization Rates for Orleans County; a copy of the independent audit report on the County Nursing Home from Ernst & Young;

A letter from Sheret Post No. 35 of the American Legion, recommending the appointment of L. Charles Atkinson to the vacant Veterans Service Agency Director position; a letter from District Attorney Conrad Cropsey designating L. Milford Phinney, Esq. for the position of First Assistant District Attorney; a letter from the County Fire Advisory Board endorsing Richard J. Clark for reappointment as Orleans County Fire & Disaster Preparedness coordinator for 1992.

Report of Standing Committees: Legislator Tuohey attended a Medical Scholarship Meeting on Saturday morning. Dr. Misiti will be going off the Committee, and hopefully he can be replaced with someone from the east end of the County. Legislators Bennett, Swiercznski and McCarthy reported their usual departmental meetings.

Legislator Berger attended the Genesee/Fingerlakes Council meeting; the Reconvened Legislature Meeting on December 16th, as well as a meeting at the CD Center

and the Planning Board Training Meeting; attended a STOP DWI meeting and the Probation Meeting - Mr. Berger said the president of MADD was also there and presented a video tape; did the auditing on December 26th; was at the Apple Grove Inn fire on December 27th; attended the Medical Scholarship Meeting on December 28th - Mr. Berger commented that there is money for a scholarship, but no applicant.

Legislator Bower attended his usual departmental meetings.

Motion by Legislator Tuohey, with second by Legislator Bennett to add the packet of "resolutions to be added" to the meeting agenda. Motion carried.

The following resolutions were presented:

RESOLUTION NO. 585-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT WITH COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY TO PROVIDE ECONOMIC DEVELOPMENT SERVICES

WHEREAS, the County of Orleans Industrial Development Agency is organized for the purposes of promoting and encouraging economic development within the county; and

WHEREAS, the Orleans County Legislature and the County of Orleans Industrial Development Agency are desirous of consummating an agreement to continue a comprehensive and aggressive economic development program in Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an agreement between the County of Orleans and the County of Orleans Industrial Development Agency providing professional staff to continue a local industry retention and expansion program; said agreement to be in effect from January 1, 1992 to December 31, 1992 at a cost not to exceed \$27,665.00 and be it

FURTHER RESOLVED, that upon the submission of a voucher to the County for auditing purposes, payments shall be made by the County to the IDA as follows:

1992:

January 1, 1992	\$6,916.00
April 1, 1992	6,916.00
July 1, 1992	6,916.00
October 1, 1992	6,917.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 586-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING CONTRACT FOR JAIL NURSE

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to contract for a replacement Jail Nurse in the Orleans County Sheriff's Department at an hourly rate of \$10.00 base, for six hours per week; said contract to be effective January 1, 1992 through December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 587-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING AGREEMENT FOR CHAPLAIN SERVICES FOR ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby approve the agreement between Orleans County and Rev. W. E. Moss, 223 Washington Street, Albion, N.Y. to provide chaplain services at the Orleans County Jail at an annual cost of \$2,000.00; said cost to be paid in equal quarterly installments of \$500.00 each on January 1, April 1, July 1, and October 1, 1992 upon the submission of a county voucher through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 588-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING JAIL PHYSICIAN AGREEMENT

RESOLVED, that this Legislature authorizes the agreement between the Orleans County Sheriff and Dr. John P. Fernandez for Jail Physician services, said agreement to be effective January 1, 1992 through December 31, 1992 at an annual cost of \$9,500.00

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger, with second by Legislator Bower, introduced a resolution entitled RESOLUTION AUTHORIZING AGREEMENT WITH VILLAGE OF LYNDONVILLE FOR SHERIFF'S PATROL. During discussion, Legislator Bower moved to amend, to add after the rate per hour, "plus increases that may be incurred during the calendar year 1992". This was seconded by Legislator Tuohey. Upon vote, the amendment carried, and the following resolution was then voted upon:

RESOLUTION NO. 589-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING AGREEMENT WITH VILLAGE OF LYNDONVILLE FOR SHERIFF'S PATROL

RESOLVED, that the agreement between the Sheriff's Department and the Village of Lyndonville for a Deputy Sheriff assigned to patrol the Village of Lyndonville is hereby approved by this Legislature; and be it

FURTHER RESOLVED, that the Orleans County Sheriff shall charge to the Village for said patrol the cost of the patrol computed at \$12.94 per hour, plus increases that may be incurred during the calendar year 1992, with an initial charge of \$500.00 to offset miscellaneous uniform, weapon and training expense.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 590-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING AND CREATING POSITIONS IN REAL PROPERTY TAX OFFICE

RESOLVED, that this Legislature does hereby abolish the full-time Clerk position in the Real Property Tax Office as of December 31, 1991, and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Clerk position in the Real Property Tax Office, effective January 2, 1992, Grade 3, Step 1, at an annual salary of \$5,803.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 591-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION ABOLISHING THE POSITION OF ORLEANS COUNTY
TOURISM DIRECTOR

RESOLVED, that this Legislature does hereby abolish the position of Orleans County Tourism Director, and authorizes removal of said position from the County Management Compensation Plan; said change to be effective upon the date of the retirement of the current Tourism Director.

Adopted. 5 ayes; 2 nays, Legislators Billings and Berger; 0 absent.

RESOLUTION NO. 592-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ABOLISHING POSITION IN SELF-INSURANCE
DEPARTMENT

RESOLVED, that this Legislature does hereby abolish the part-time Typist in the Department of Self-Insurance, effective December 31, 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 593-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) New Life Homes, Bath, P.O. Box 506, Bath, NY for provision of foster care services; to be effective July 1, 1991 through June 30, 1992 at a cost of \$25,397 per child. County cost is \$8,635.
- (2) Randolph Children's Home, P.O. Box 218, Randolph, NY for provision of foster care services; to be effective September 1, 1991 - August 31, 1992 at a cost of \$55,715 per child. County cost is \$18,943.
- (3) St. Joseph's Villa, 3300 Dewey Avenue, Rochester, NY for provision of foster care services; to be effective January 1, 1992 - December 31, 1992 at a cost not to exceed \$100,000. County cost is not to exceed \$34,000.
- (4) Orleans County Attorney, P.O. Box 606, Medina, NY for provision of attorney services; to be effective January 1, 1992 - December 31, 1992 at a cost of \$73,000. County cost is \$18,250.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 594-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO ABOLISH/CREATE POSITIONS IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby abolish the following positions in the Orleans County Sheriff's Department:

1. One (1) Full-time Clerk position;
2. Three (3) Deputy Sheriff positions;

and be it

FURTHER RESOLVED, that the following positions are created:

1. One (1) Part-time Clerk position;
2. Three (3) Civilian Dispatcher positions;

and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Sheriff to fill the following positions in the Sheriff's Department:

1. One (1) Full-time Clerk position, effective January 2, 1992;
2. One (1) Part-time Clerk position, effective January 2, 1992;
3. One Correction Officer position, effective January 1, 1992;
4. Three (3) Civilian Dispatcher positions, effective January 1, 1992;

and be it

FURTHER RESOLVED, that all part-time employees shall be eligible only for those benefits required by law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 595-1291

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING EMPLOYEE ASSISTANCE PROGRAM OPERATIONAL PLAN FOR 1992

WHEREAS, the Orleans County Legislature has delegated fiscal and managerial responsibility for vending machine services in the County - Resolution No. 424-991, effective January 1, 1991; and

WHEREAS, in the accordance with said resolution, the EAP Committee has submitted the necessary Operational Plan to the Legislature;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve this Operational Plan for 1992 as submitted by the EAP Committee outlining it's policies and procedures in conducting their program for 1992; and be it

FURTHER RESOLVED, that all authority granted under this resolution will expire December 31, 1992, unless renewed or extended by a subsequent resolution of this Legislature.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 596-1291

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING GLOW SOLID WASTE COMMITTEE
INTERMUNICIPAL COOPERATION CONTRACT

WHEREAS, The GLOW Region Solid Waste Management Project Amended and Restated Inter-Municipal Cooperation Contract is scheduled to expire on December 31, 1991, and

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Amended and Restated Inter-Municipal Cooperation Contract, commencing on January 1, 1992 and ending December 31, 1993; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and hereby is authorized to sign the Inter-Municipal Cooperation Contract on behalf of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 597-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO RESCIND AND CORRECT RESOLUTION NO.
574-1291 AUTHORIZING BUDGET SET UP AND TRANSFER TO
COVER APPROPRIATION OVER-EXPENDITURE IN THE 1991 BUDGET

WHEREAS, certain 1991 General Fund budgeted appropriations are or will be overexpended;

BE IT RESOLVED, that this Legislature does hereby rescind Resolution No. 574-1291, and authorizes the County Treasurer to set up new budget monies for Health Insurance expected over-expenditures and the Revenue reimbursement as follows:

Revenue Accts:

A3610	DSS State Revenue	\$12,838
A4610	DSS Federal Revenue	25,670

Appropriation Acct:

A9060-650	Health Insurance	38,508,
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and be it

FURTHER RESOLVED, that this Legislature does hereby authorize a transfer of \$64,848 (instead of \$314,848) of the Contingent Fund A1990 to the following appropriations:

A9060-650	Health Insurance	\$47,076
A2490-465	Community Colleges	17,772
	(instead of 125,000)	
A1996-628	Contr. to NYS (Pension)	0000
	(instead of 142,772)	

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 598-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING BUDGET SET UP FOR THE CURRENT BUDGET NOTE BORROWING

BE IT RESOLVED, that this Legislature sets up the \$250,000 borrowed on a budget note in the County's 1991 accounts as follows:

Appropriation A199

A1996	Pension Contribution to NYS	\$142,722
A2490	Community Colleges	107,228

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Berger tabled the next resolution on the agenda entitled RESOLUTION AUTHORIZING AGREEMENT WITH DAVID SCHUBEL, ATTORNEY AND ORLEANS COUNTY SELF-INSURANCE PROGRAM.

RESOLUTION NO. 599-1291

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING CREATING AND ABOLISHING POSITIONS IN THE COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby create and/or abolish the following positions in the Orleans County Highway Department:

Abolish: 1.	One full-time Working Foreman,
	Grade 5, Step 5

2. One Temp. Motor Equipment Operator,
Grade 2, Step 1;

Create: 1. Two Full-time Motor Equipment
Operators, Grade 2, Step 1;

and be it

FURTHER RESOLVED, that these personnel changes be effective January 2, 1992; and be it

FURTHER RESOLVED, that the Orleans County Highway Superintendent be authorized to fill the two vacant Motor Equipment Operator positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 600-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND RONALD KETTLE

RESOLVED, that this Legislature does hereby authorize the agreement between the Orleans County Office for the Aging and Ronald Kettle, for the installation of RJ31x telephone jacks in the homes of selected Lifeline clients at a cost of \$62.50 per installation.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 601-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION CREATING TEMPORARY POSITION IN COUNTY TREASURER'S OFFICE

WHEREAS, the Deputy Treasurer has submitted her resignation effective December 27, 1991; and

WHEREAS, year-end closings and the annual financial report are complicated, detailed procedures, which require specialized experienced personnel to complete accurately and on a timely basis; and

WHEREAS, the person who will be appointed Deputy

Treasurer will need training on a part-time temporary basis;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create one (1) temporary, part-time Deputy position in the Treasurer's office, said position to be for three days per week (7 hours per day) from January 2 through April 30 1992, not to exceed \$5,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 602-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING COUNTY TREASURER TO REFUND MONIES TO THE BUILDINGS AND GROUNDS DEPARTMENT FROM THE CONTINGENT FUND ACCOUNT

WHEREAS, the County Buildings and Grounds Department in 1991 completed a sidewalk for which monies were set aside in the Contingent Fund; and

WHEREAS, the Buildings and Grounds Department has covered unexpected expenditures in 1991 such as the Central Hall Parking Lot, Sidewalk, and Ramp;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to reimburse the Buildings and Grounds Department appropriation account A1620.418, \$13,000 from the Contingent fund Account A1990.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 603-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING ANNUAL CONTRACTS BETWEEN OFFICE FOR THE AGING AND VARIOUS COMMUNITY AGENCIES

RESOLVED, that this Legislature does hereby approve the annual contracts between the County Office for the Aging and the following community agencies:

Albion First Presbyterian Church providing for congregate and home delivered meal services to

persons over age 60 for the calendar year 1992, at a cost of \$119,482, with \$107,482 reimbursement.

Genesee-Orleans Homemakers, Inc., providing housekeeper/chore and personal care services to persons age 60 or over on a sliding scale cost share basis for the calendar year 1992 at a cost of \$63,346, with \$55,699 reimbursement.

Orleans Community Action Committee, Inc., providing for transportation services to persons over age 60 for the calendar year 1992, at a cost of \$36,500 with \$31,875 reimbursement.

Oak Orchard Legal Services, Inc., providing for legal advice and representation to persons over age 60 for the calendar year 1992, at a cost of \$4,725 with \$4,158 reimbursement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 604-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING 3-YEAR LEASE AGREEMENT BETWEEN COUNTY OF ORLEANS AND GRABOWSKI'S FOR DOG POUND

RESOLVED, that this Legislature does hereby approve a lease agreement between the County and Grabowski's for the Dog Pound which shall be effective January 1, 1992 through December 31, 1992 and shall be subject to renewal upon written notification by the County to Grabowski, of the County's intent to renew the agreement; said written notification to be submitted to Grabowski November 1, 1992 and November 1, 1993, should the County intend to renew the agreement; and be it

FURTHER RESOLVED, that the monthly payments for said agreement shall be made upon the submission of a County voucher through the regular auditing process; and be it

FURTHER RESOLVED, that the amount of the monthly payments shall be as follows:

Calendar year 1992	425.00
Calendar year 1993	450.00
Calendar year 1994	450.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 605-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorize the payment of \$10,220.30 to County Line Stone Co., Inc. of Akron, N.Y. for payment of Slade Road Bridge project, to be paid out of Capital Account H5120.2

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 606-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 5139 through 5305 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator McCarthy, introduced a resolution entitled RESOLUTION APPROVING SUBURBAN DISPOSAL APPLICATION FOR WASTE PERMIT. After discussion, Legislator Swiercznski, with second by Legislator Bower, moved to table the resolution until more information was available. Motion carried and the resolution was tabled.

RESOLUTION NO. 607-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING CHANGE ORDER FOR JAIL
RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby
authorize and approve change orders as follows:

For Contract No. 3, Colonna Electric of Albion

1. New Quad Receptacle for vending area in Waiting Room at the County Jail, additional cost of \$97.59
2. Relocate Switch in Waiting Area, additional cost of.....\$ 66.45
3. Demolish two (2) existing conduits in ceiling and floor of Waiting Room and in the Recreation Area, an additional cost of\$308.08.
4. Relocate light switch in new laundry room for an additional cost of.....\$ 86.99.

For Contract No. 1, Iversen Construction Corporation:

1. Scrape, clean and epoxy paint in accordance with Jail Contract Standards, the 1st Floor Dormitory on east side at a cost not to exceed.....\$400.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 608-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN
TOWN OF BARRE

RESOLVED, that this Legislature does hereby authorize the sale of County-owned property in the Town of Barre, located on the Culver Road, known as Tax Map No. 96.00-1-5-4, to Randall N. Cole, son of deceased former owner Florence Cole, for the sum of \$750.72; the County Treasurer has received a check for said amount.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 609-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN
TOWN OF GAINES

RESOLVED, that this Legislature does hereby authorize the sale of County-owned property located in the Town of Gaines to the former owner, Bennett Acres, Inc. for the sum of \$10,403.08, for Tax Map No. 40.00-3-4; said amount includes the taxes for 1988-1991 and the County Treasurer has received a check for said amount.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 610-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TRANSFERRING ONE CONFIDENTIAL STENOGRAPHER POSITION FROM CLERK OF THE LEGISLATURE DEPARTMENT TO THE DEPARTMENT OF THE CHIEF ADMINISTRATIVE OFFICER

RESOLVED, that this Legislature does hereby transfer one Confidential Stenographer position from the Clerk of the Legislature Department (Budget Code 1010) to the Department of the Chief Administrative Officer (Budget Code 1020); said transfer to become effective January 1, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 611-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT SOCIAL WELFARE EXAMINER POSITION IN SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Social Welfare Examiner position in said Department, effective January 6, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 612-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION PURCHASE OF ANSWERING MACHINE FOR DEPARTMENT

OF SOCIAL SERVICES

WHEREAS, in an effort to reduce County expenditures, the Department of Social Services has abolished two typist positions in Income Maintenance; and

WHEREAS, it is necessary to purchase 22 answering machines for use in the Income Maintenance Units;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Department of Social to purchase twenty-two (22) answering machines, from 1991 equipment monies, at a cost not to exceed \$1300.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator McCarthy, introduced a resolution entitled resolution APPROVING AGREEMENT WITH GRAYTON COMPANY TO IMPLEMENT THE 1991-92 TOURISM MATCHING FUNDS ADVERTISING PROGRAM. After discussion, Legislator Bennett, with second by Legislator McCarthy, moved to table the resolution. Motion carried, and the resolution was tabled.

RESOLUTION NO. 613-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING APPOINTMENTS TO EMPLOYEE ASSISTANCE PROGRAM BOARD

RESOLVED, that this Legislature does hereby approve the appointment of the following to the Employee Assistance Program Board:

<u>NAME</u>	<u>AGENCY</u>	<u>TERM ENDING</u>
Joanne Welch	DSS	12/31/92
Don Metzger	Mental Health	12/31/93
Eva Smith	Nursing Home	12/31/93
Nadine Paduchak	DSS	12/31/93

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 614-1291

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature does hereby authorize the sale of County-owned property in the Town of Ridgeway for the sum of \$4,419.37 (includes the 1988 through 1991 taxes), known as Tax Map No. 56.00-1-27.3, taken in the 1991 In Rem Foreclosure proceedings; said sale to be made to Clayton E. Searls, former owner.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett table the next resolution on the agenda entitled resolution AMENDING ORLEANS COUNTY HEALTH DEPARTMENT ENVIRONMENTAL HEALTH FEE SCHEDULE.

The next resolution on the agenda entitled RESOLUTION TO FILL VACANCIES IN SHERIFF'S DEPARTMENT was withdrawn by Legislator Berger.

RESOLUTION NO. 615-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING CONVERSION OF EMERGENCY GENERATOR AT CIVIL DEFENSE CENTER

RESOLVED, that this Legislator does hereby approve the conversion of the emergency generator at the Civil Defense Center from gasoline to propane, and authorizes the purchase of the necessary equipment to complete the project; said conversion includes the removal of the underground gasoline tank, and the installation and filling of the propane; and be it

FURTHER RESOLVED, that payment for this purchase shall be made from Civil Defense Account A3640.250 Other Equipment, cost for said purchase not to exceed \$2,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 616-1291

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CREATING TEMPORARY CIVILIAN DISPATCHER POSITION IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby create one Temporary Civilian Dispatcher position in the Orleans County Sheriff's Department at Grade 3, Step 1; said position is to be in effect while Deputy Sheriff Warren Terryberry, who has been assigned to dispatch duties, is on sick leave.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 617-1291

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT COMMUNITY SERVICES WORKER POSITION IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Community Services Worker position in the Department of Social Services, effective January 1, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 618-1291

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCY IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Assistance Buildings and Grounds Superintendent to fill the vacant Building Maintenance Worker position, Grade 9, Step 1 on the CSEA Salary Schedule, at an annual salary of \$16,862; said position to be filled immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Lyndon Billings said, "I would like to thank everyone for the cooperation I have had for the last 12 years I've served on the Board."

Motion by Legislator Bennett, with second by Legislator Swiercznski, to adjourn. Motion carried.

Meeting adjourned at 6:00 p.m.

Sine Die.

1992 COUNTY EQUALIZATION TABLE

Apportionment of County Taxes Using N.Y.S. Equalization Rates

Town	Taxable Value	Equalization Rate	Full Valuation	Rate	Amount of 1991 Tax Levy
Albion	118,975,124	102.81	115,733,299.29	.13669024	1,055,875.24
Barre	47,975,769	90.87	52,796,048.20	.06235633	481,676.71
Carlton	105,043,663	122.13	86,009,713.42	.10158434	784,696.77
Clarendon	67,752,473	114.23	59,312,328.64	.07005258	541,127.04
Gaines	57,512,376	105.95	54,282,563.47	.06411203	495,238.76
Kendall	84,089,357	101.66	82,716,266.97	.09769449	754,649.29
Murray	104,552,082	102.36	102,141,541.62	.12063729	931,872.88
Ridgeway	121,662,125	87.79	138,583,124.50	.16367770	1,264,342.14
Shelby	90,222,989	100.36	89,899,351.34	.10617829	820,183.12
Yates	<u>55,916,490</u>	85.75	<u>65,208,734.69</u>	<u>.07701671</u>	<u>594,922.05</u>
	853,702,448		846,682,972.14	1.00000000	7,724,584.00

Average County Tax Rate

9.1233487

1992 ESTIMATED SALES TAX TO TOWNS

Town	Population 1990 Census	Rate	Amount Apportioned to Towns
Albion	8178	.19543087	253,547.71
Barre	2093	.05001673	64,890.61
Carlton	2808	.06710319	87,058.20
Clarendon	2705	.06464178	83,864.82
Gaines	3025	.07228887	93,785.99
Kendall	2769	.06617119	85,849.05
Murray	4921	.11759786	152,568.87
Ridgeway	7341	.17542895	227,597.66
Shelby	5509	.13164938	170,799.01
Yates	2497	.05967118	77,416.08
Totals	41,846	1.00000000	1,297,378.00

1992 SALES TAX APPORTIONED TO TOWNS OUTSIDE

Town	Sales Tax Apportioned To Towns	% Due Village	Amount Due Village	Amount Due Towns - Outside
Albion	253,547.71	63.68%	161,459.18	92,088.53 (Credit on Taxes)
Barre	64,890.61	--	--	64,890.61 (Cash to Town)
Carlton	87,058.20	--	--	87,058.20 (Cash to Town)
Clarendon	83,864.82	--	--	83,864.82 (Cash to Town)
Gaines	93,785.99	25.89%	24,281.19	69,504.80 (Cash to Town)
Kendall	85,849.05	--	--	85,849.05 (Credit on Taxes)
Murray	152,568.87	33.16%	50,591.84	101,977.03 (Cash to Town)
Ridgeway	227,597.66	40.11%	91,289.42	136,308.24 (Credit on Taxes)
Shelby	170,799.01	44.32%	75,698.12	95,100.89 (Cash to Town)
Yates	77,416.08	28.12%	21,769.40	55,646.68 (Cash to Town)
	1,297,378.00		425,089.15	872,288.85

1992 SALES TAX APPORTIONED TO VILLAGES

Town	Taxable Value Town	Taxable Value Village	Equalization Rate	Taxable F.V. Town	Taxable F.V. Village	% Due Village	Amount Due Village
Albion	116,296,400	74,052,889	102.81	113,117,790.10	72,028,877.54	63.68%	161,459.18
Gaines	57,239,630	14,821,895	105.95	54,025,134.50	13,989,518.64	25.89%	24,281.19
Murray	101,498,197	33,658,231	102.36	99,158,066.63	32,882,210.82	33.16%	50,591.84
Ridgeway	118,376,029	56,255,829	87.79	134,839,992.03	64,079,996.58	40.11%	91,289.42
Shelby	87,696,037	38,866,346	100.36	87,381,463.73	38,726,929.06	44.32%	75,698.12
Yates	55,172,602	15,511,913	85.75	64,341,226.82	18,089,694.46	28.12%	21,769.40
							425,089.15

I. ABSTRACT OF TAX ROLLS
Assessments, Tax Rates and Tax Levies

Collector	Albion Nancy Miles Marine Bank	Barre Janice Grabowski	Carlton Pamela Rush	Clarendon Donna DePhillips	Gaines Margaret F. Miles	Kendall Virginia Devhurst	Murray Jennifer Piedmonte	Ridgeway June Stalker	Shelby Mildred Green	Yates Lawrence Brown
County General Fund - Outside										
Assessment	41,945,619	46,010,452	102,343,969	66,127,570	41,265,301	81,397,634	67,839,966	61,849,165	48,642,370	39,310,419
Tax rate per 1000	7.10139852	10.33752051	7.71120534	8.21264731	8.00317752	8.24675617	9.23799254	8.56378948	9.41434185	10.95292141
Taxes Levied	297,873.97	485,144.51	789,195.36	543,082.41	367,392.30	671,268.09	626,705.10	529,683.22	457,935.89	430,862.93
County General Fund - Inside										
Assessment	73,672,692				14,748,140		33,658,231	55,960,510	38,780,570	15,432,735
Tax rate per 1000	9.08071232				8.68401317		9.23556975	10.76287689	9.41432492	10.93383275
Taxes Levied	669,000.84				131,022.67		310,852.94	602,296.08	364,904.60	169,957.62
General Levy For Town Tax										
Assessment	116,296,400	47,100,376	104,771,475	67,040,024	57,239,630	82,357,585	101,498,197	118,376,029	87,696,037	55,172,602
Tax rate per 1000	1.05575923	1.70686536	0.86229577	2.60851837	2.87732274	2.77051227	1.30385231	1.90135823	2.11952365	5.52127304
Taxes Levied	122,781.00	80,394.00	90,344.00	174,875.00	147,825.00	228,172.70	132,342.00	225,075.00	185,874.00	304,623.00
General Levy For Highways Townwide										
Assessment	116,296,400	47,100,376	104,771,475	67,040,024	57,239,630	82,357,585	101,498,197	118,376,029	87,696,037	55,172,602
Tax rate per 1000	1.04169175	0.82772146	2.21911346	2.64394297	1.02551327	1.13770942	0.46599788	1.48636512	1.20081823	2.20616747
Taxes Levied	121,445.00	415,789.00	232,500.00	177,250.00	58,700.00	93,699.00	47,296.93	175,950.00	105,307.00	121,720.00
General Levy For Highways Outside										
Assessment	42,243,511						62,120,200	48,829,692	39,660,689	
Tax rate per 1000	2.23373583						2.19171864	0.28148857	3.04646750	
Taxes Levied	94,260.00						136,150.00	13,745.00	120,825.00	369,080.00
General Outside - Village										
Assessment							82,120,200			39,660,689
Tax rate per 1000							0.479322043			0.15052689
Taxes Levied							29,527.00			5,970.00
Water Dist. I Murray										
Assessment							3,241,619			
Tax Rate per 1000							1.64985768			
Taxes Levied							5,348.21			5,348.21
Water Dist. I Murray										
Total Front Footage							7256.40 Ft.			
Tax Rate Per Foot							0.69100000 Ft.			
Taxes Levied							4,934.35			4,934.35
Murray Water Dist. II										
No. of Units - 3/4"							134 Units			
Rate per unit							326.54			
Taxes Levied							43,756.26			43,756.26
Murray Water Dist. II										
No. of Units - 1"							4 Units			
Rate per Unit							571.07			
Taxes Levied							2,284.28			2,284.28
Light District										
Assessment		3,786,700	15,667,932				2,076,700			
Tax Rate per 1000		0.68214382	0.34661101				1.48131659			
Taxes Levied		1,750.00	5,500.00				3,100.00			10,350.00
Light Taxes Dist. I Kendall										
Assessment						6,742,174				
Tax rate per 1000						0.75643257				
Taxes Levied						5,100.00				5,100.00

Light Taxes Dist. 2 Morton									
Assessment					5,353,131				
Tax rate per 1000					0.59778100				
Taxes Levied					3,200.00				3,200.00
Light Taxes Dist. 1 Fancher									
Assessment					2,552,402				
Tax rate per 1000					0.80708290				
Taxes Levied					2,050.00				2,050.00
Light Taxes Dist. 2 Hulberton									
Assessment					4,187,543				
Tax rate per 1000					0.93849783				
Taxes Levied					3,930.00				3,930.00
Light Taxes Dist. 3 Brockville									
Assessment					2,230,782				
Tax rate per 1000					0.63587652				
Taxes Levied					1,450.00				1,450.00
Light Taxes Dist. 1 (Shelby)									
Assessment							3,484,900		
Tax rate per 1000							1.06178437		
Taxes Levied							3,700.00		3,700.00
Light Taxes Dist. 2 (Millville)									
Assessment							1,314,600		
Tax Rate per 1000							1.29316903		
Taxes Levied							1,700.00		1,700.00
Carlton Fire District									
Assessment		107,470,915							
Tax rate per 1000		0.64761708							
Taxes Levied		69,600.00							69,600.00
Fire Protection Dist.									
Assessment	43,545,931	107,470,915	68,601,578	49,842,384	36,988,314	65,117,160	51,229,624	40,975,503	
Tax rate per 1000	0.60855300	0.64761708	1.12825400	0.43135984	0.457148359	1.305339484	1.33036237	0.76385236	
Taxes Levied	26,500.00	69,600.00	77,400.00	21,500.00	16,900.00	85,000.00	68,287.00	31,300.00	328,887.00
Fire Dist. Barre									
Assessment		49,333,538							
Tax Rate per 1000		0.77026711							
Taxes Levied		38,000.00							38,000.00
Fire Taxes Kendall Dist No.1									
Assessment					61,891,229				
Tax rate per 1000					0.71633737				
Taxes Levied					44,335.00				44,335.00
Fire Taxes Morton Dist No.2									
Assessment					23,005,402				
Tax rate per 1000					1.75987414				
Taxes Levied					40,477.41				40,477.41
Fire Dist. 2 Fancher-Hulberton-Murray									
Assessment					33,786,697				
Tax rate per 1000					1.33826557				
Taxes Levied					45,148.00				45,148.00
Water Taxes Dist. 1 Yates									
Assessment							1,104,100		
Tax rate per 1000							0.27171462		
Taxes Levied							300.00		300.00
Water Taxes Carlton WD241									
Units		950 Units							
Tax rate per unit		145.00 Unit							
Taxes levied		137,750.00							137,750.00

Water Taxes Carlton WD242			
Units	373 Units		
Tax rate per unit	20.00 Unit		
Taxes levied	7,460.00		7,460.00
Water Taxes Carlton WD243			
Units	995 Units		
Tax rate per unit	1.80 Unit		
Taxes levied	1,791.00		1,791.00
Water Taxes Ridgeway (Dir. 31-E) WD1343			
Units	73 Units		
Tax Rate per unit	107.8343 Unit		
Taxes levied	7,850.00		7,850.00
Water Taxes Ridgeway (Indirect 31-E) WD1343			
Assessment	4,960,310		
Tax Rate per 1000	1.58256218		
Taxes levied	7,850.00		7,850.00
Water Taxes Ridgeway (Rt. 63)			
No. of Parcels	48 Parcels		
Tax rate per parcel	209.25 Parcel		
Taxes levied	9,216.25 *		
	9,215.72		9,215.72
Water Taxes Ridgeway (Rt. 63)			
WD1344	1,717,600		
Assessment	5,1300		
Tax rate per 1000	8,011.02 *		
Taxes levied	8,795.99		8,795.99
Water Taxes Ridgeway 289			
Co. Line W1345	40 Units		
Price per Unit	172.50 Unit		
Taxes Levied	6,900.00		6,900.00
Water Taxes Ridgeway 289			
Co. Line W1345	1,642,400		
Tax rate per \$1000	4.20169		
Taxes Levied	6,900.00		6,900.00
Knowlesville Sewer District			
No. of Units	78 Units		
Tax rate per Unit	282.0513 Unit		
Taxes levied	22,000.00		22,000.00

Specific Levies For reimbursement of county																				
Returned School taxes	222,544.06	137,149.85	213,045.38	109,576.25	120,906.14	107,065.07	223,075.90	305,184.81	267,812.73	150,822.53	1,857,292.82									
Barre Watershed																				
No. of Acres		2,093.70	Acres																	
Tax Rate per Acre		4.461362																		
Taxes Levied		9,340.75																		9,340.75
Clarendon Watershed																				
No. of Acres			1,775.97	Acres																
Tax Rate per Acre			4.461362																	
Taxes Levied			7,923.25																	7,923.25
Reassessed Water Mills			174.20			2,413.59	1,095.86	960.90	4,346.42	1,301.44	1,555.18	11,847.59								
Unpaid Solid Waste Fees			12,601.84		8,732.76	6,533.35	9,567.50	8,200.84	14,090.34	9,460.00	9,689.31	78,875.94								
Total Taxes on Roll Chargeable to Collector																				
Payable By Collector																				
To Supervisor	365,086.00	535,933.00	545,119.20	429,525.00	230,136.59	416,079.97	306,411.03	729,660.13	379,914.44	586,293.18	4,523,160.54									
To County Treasurer	1,189,418.57	831,635.11	1,014,842.58	869,314.67	825,854.46	787,900.66	1,168,834.78	1,451,244.85	1,100,113.22	760,133.39	9,399,291.99									
Total of Tax Rates Except District Taxes																				
Inside	11.17816332				12.48884918		11.0054307	4.15059824	12.73466880	4.66127046										
Outside	11.43256537	20.87210733	10.79261657	13.46311665	12.50801353	12.15497786	11.00184666	4.61854990	12.01627410	4.87735631										
Total amount for the district is 18047.27 less 35.56. 35.56 is a prepaid amount allowed by the Town for Mt.63 Water Improvement and reduces the amount to be raised to 18011.71.																				

I hereby certify that the above is a true abstract of the Tax Rolls and warrants attached thereto delivered to the collectors of the several tax districts of the county of Orleans on the 11th day of December, 1991, and I further certify that said collectors are by said warrants directed to collect the taxes and make the payments shown, on or before the 1st day of May, 1992.

Lois M. Brandt
 Clerk of the Legislature

Dated at Albion, New York, this 11th day of December, 1991.

II. ABSTRACT OF TAX ROLLS
Amount and Purpose of Taxes For Town Expenditure

	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates	
GENERAL TOWN LEVIES	122,781.00	80,394.00	90,344.00	174,875.00	147,525.00	228,172.70	132,342.00	225,075.00	185,874.00	304,623.00	1,692,005.70
Outside								29,527.00		5,970.00	35,497.00
Town Highway Levies:											
Townwide	121,445.00	415,789.00	232,500.00	177,250.00	58,700.00	93,699.00	47,296.93	175,950.00	105,307.00	121,720.00	549,656.93
Outside	94,360.00							136,150.00	13,745.00	120,825.00	365,080.00
District Expenses:											
Kendall Light Dist. #1						5,100.00					5,100.00
Kendall Light Dist. #2						3,200.00					3,200.00
Fancher Light Dist. #1							2,060.00				2,060.00
Hulberton Light Dist. #2							3,930.00				3,930.00
Brockville Light Dist. #3							1,450.00				1,450.00
Light District		1,750.00	5,500.00					3,100.00			10,350.00
Shelby Light Dist. #1 (Shelby)									3,700.00		3,700.00
Shelby Light Dist. #2 (Millville)									1,700.00		1,700.00
Fire District		38,000.00	69,600.00								107,600.00
Fire Protection District	26,500.00			77,400.00	21,500.00		16,900.00	85,000.00	68,287.00	31,300.00	326,887.00
Kendall Fire Dist. #1						44,335.00					44,335.00
Morton Fire Dist. #2						40,477.41					40,477.41
Fancher-Hulberton-Murray Fire Dist. #2							45,148.00				45,148.00
Murray Water Dist. #1							10,282.56				10,282.56
Murray Water Dist. #2							46,040.64				46,040.64
Yates Water Dist. #1										300.00	300.00
Ridgeway Water Dist. (63)								18,011.71			18,011.71
Ridgeway Water Dist. (269)								13,800.00			13,800.00
Ridgeway Water Improvement (Benefitted 31-E)								7,850.00			7,850.00
Ridgeway Water Improvement											
Non-Improvement (Non-benefitted 31-E)								7,850.00			7,850.00
Carlton Water Dist. WD241			137,750.00								137,750.00
Carlton Water Dist. WD242			7,460.00								7,460.00
Carlton Water Dist. WD243			1,791.00								1,791.00
Knowlesville Sewer District								22,000.00			22,000.00
Reassessed Water Bills			174.20		2,413.59	1,095.86	960.90	4,346.42	1,301.44	1,555.18	11,847.59
Total Taxes Levied for Town Expenditure											
To Supervisor	365,086.00	535,933.00	545,119.20	429,525.00	230,138.59	416,079.97	306,411.03	728,660.13	379,914.44	586,293.18	4,523,160.54

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans in the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of Board for the year 1991.

Dated at Albion, New York, this 11th day of December, 1991.

Lois M. Brandt, Clerk of the Legislature

III. ABSTRACT OF TAX ROLLS
Amount and Purpose of Taxes for County Expenditure

Supervisor	Albion Don Brace	Barre Jon Paglow	Carlton Lawrence R. Higley	Clarendon Harold Piedmonte	Gaines Ronald Radzinski	Kendall Michael Paduchak	Murray James J. Piedmonte	Ridgeway George Mufford	Shelby John W. Fox	Yates Robert Lunn
Town Accounts & Charges										
General County Expense	1,055,675.24	481,676.71	784,696.77	541,127.04	495,238.76	754,649.29	931,872.88	1,264,342.14	820,183.12	594,922.05
Less Sales Tax Credit	92,088.53					85,849.05		136,308.24		
Amount to be raised by taxes	963,786.71	481,676.71	784,696.77	541,127.04	495,238.76	668,800.24	931,872.88	1,128,033.90	820,183.12	594,922.05
Erroneous Refunded Taxes		13.40	1,634.02	30.63		271.80		234.47		9.14
Chargeback: Tax Bill/Mailer	358.80	180.05	330.57	211.74	164.42	246.05	292.21	435.93	304.37	243.88
Tax Processing	991.60	2,277.95	913.60	585.20	2,080.19	680.00	3,697.08	1,204.80	841.20	3,085.48
User Fees	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00
Update	1,487.40	746.40	1,370.40	877.80	681.60	1,020.00	1,211.40	1,807.20	1,261.80	1,011.00
Total Amount to be Raised By County Taxes	966,874.51	485,144.51	789,195.36	543,082.41	498,414.97	671,268.09	937,558.04	1,131,959.30	822,840.49	599,521.55
Returned School Taxes	222,544.06	137,149.85	213,045.38	109,576.25	120,905.14	107,065.07	223,075.90	305,194.91	267,812.73	150,922.53
Barre Watershed		9,340.75								
Unpaid Solid Waste Program Fees			12,601.84	8,732.76	6,533.35	9,587.50	8,200.84	14,090.34	9,460.00	9,689.31
Clarendon Watershed				7,923.25						
Total Payable to County Treasurer										
from Taxes Levied & All Other Sources	1,189,418.57	631,635.11	1,014,842.58	669,314.67	625,854.46	787,900.66	1,168,835.78	1,451,244.55	1,100,113.22	760,133.39
										9,399,291.99

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans in the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of said board for the year 1991.

Dated at Albion, New York, this 11th day of December, 1991.

Lois M. Brandt, Clerk of the Legislature

RECYCLING SOLID WASTE PROGRAM FEES - 1992

Town	Inside Outside	Total Cost**
Albion*	Inside Outside*	187,681.50
Barre*		
Carlton		238,875.50
Clarendon		153,850.50
Gaines	Inside Outside	34,368.00 124,405.50
Kendall		177,120.50
Murray	Inside) Outside)	264,920.00
Ridgeway	Inside Outside	198,704.92 214,263.00
Shelby	Inside Outside	123,716.32 157,162.00
Yates	Inside) Outside)	192,514.50
TOTAL FEES		2,067,582.24

*Towns of Albion and Barre are not participating in County Program.

**Total Cost - represents total amount (including administration fees) to be collected during the month of January, 1992. Late payments are subject to the same penalties as late property tax payments. Fees not paid during 1992 will have the appropriate penalties applied, and will be relieved and become a part of 1993 County Tax.

SUMMARY OF TOWN BUDGET

ALBION

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
	General	\$ 298,136	\$ 115,355	\$ 60,000	\$ 122,781
A	General-Outside Village	32,032	25,830	6,202	--
DA	Highway- Townwide	208,945	48,500	39,000	121,445
DB	Highway-Outside Village	129,860	33,500	2,000	94,360
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Fire District	26,500	--	--	26,500
	Totals	\$ 695,473	\$ 223,185	\$ 107,202	\$ 365,086

TOWN OF ALBION
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>4,961</u>
<u>Clerk</u>	<u>17,496</u>
<u>Highway Superintendent</u>	<u>30,384</u>
<u>Tax Collector (Clerk)</u>	<u></u>
<u>Town Justices (each)</u>	<u>5,126</u>
<u>Councilmen (each)</u>	<u>2,535</u>

TOWN OF BARRE
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,500</u>
<u>Clerk</u>	<u>13,125</u>
<u>Highway Superintendent</u>	<u>32,550</u>
<u>Tax Collector</u>	<u>1,600</u>
<u>Town Justices (each)</u>	<u>8,000</u>
<u>Councilmen (each)</u>	<u>4,800</u>

		Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
Code	Fund				
A	General	\$ 260,344	\$ 150,000	\$ 20,000	\$ 90,344
B	General-Outside Village				
DA	Highway-Townwide	423,500	151,000	40,000	232,500
DB	Highway-Outside Village				
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Waterport Lights	6,000	--	500	5,500
	Carlton Water Dist.	374,501	227,500	--	147,001
	Carlton Fire Dist.	69,600	--	--	69,600
	Totals	\$ 1,133,945	\$ 528,500	\$ 60,500	\$ 544,945

TOWN OF CARLTON
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,929</u>
<u>Clerk</u>	<u>13,000</u>
<u>Highway Superintendent</u>	<u>27,700</u>
<u>Tax Collector</u>	<u>1,800</u>
<u>Town Justices (each)</u>	<u>5,000</u>
<u>Councilmen (each)</u>	<u>6,174</u>

SUMMARY OF TOWN BUDGET

CLARENDON

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 345,090	\$ 135,715	\$ 34,500	\$ 174,875
B	General-Outside Village				
DA	Highway- Townwide	328,250	120,000	31,000	177,250
DB	Highway-Outside Village				
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Water District 1	24,850	24,850	--	--
	Fire District	77,400	--		77,400
	Totals	\$ 775,590	\$ 280,565	\$ 65,500	\$ 429,525

TOWN OF CLARENDON
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>6,520</u>
<u>Clerk</u>	<u>14,700</u>
<u>Highway Superintendent</u>	<u>30,500</u>
<u>Tax Collector</u>	<u>2,550</u>
<u>Town Justices (each)</u>	<u>12,200</u>
<u>Councilmen (each)</u>	<u>9,000</u>

SUMMARY OF TOWN BUDGET

GAINES

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 197,125	\$ 49,600	\$ --	\$147,525
B	General-Outside Village	28,850	2,350	26,500	--
DA	Highway- Townwide	117,800	34,100	25,000	58,700
DB	Highway-Outside Village	69,686	69,686	--	--
CD	Community Development				
CF	Federal Revenue Sharing				
I.	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Water District	68,626	59,025	9,601	--
	Fire Protection	21,500	--	--	21,500
	Totals	\$ 503,587	\$214,761	\$ 61,101	\$ 227,725

TOWN OF GAINES
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,500</u>
<u>Clerk</u>	<u>9,000</u>
<u>Highway Superintendent</u>	<u>20,400</u>
<u>Tax Collector</u>	<u>1,200</u>
<u>Town Justices (each)</u>	<u>6,000 5,500</u>
<u>Councilmen (each)</u>	<u>4,800</u>

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 281,744.70	\$ 38,594	\$ 15,000	\$ 228,172.70
B	General-Outside Village				
DA	Highway-Townwide	191,349	82,650	15,000	93,699
DB	Highway-Outside Village				
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Kendall Light 1	5,100	--	--	5,100
	Morton Light	3,200	--	--	3,200
	Kendall Fire	45,835		1,500	44,335
	Morton Fire	40,477.41			40,477.41
	Totals	\$ 567,728.11	\$ 121,244	\$ 31,500	\$ 414,984.11

TOWN OF KENDALL
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>6,000</u>
<u>Clerk</u>	<u>12,800</u>
<u>Highway Superintendent</u>	<u>27,500</u>
<u>Tax Collector</u>	<u>2,500</u>
<u>Town Justices (each)</u>	<u>3,600</u>
<u>Councilmen (each)</u>	<u>6,800</u>

SUMMARY OF TOWN BUDGET

MURRAY

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 322,808	\$ 70,466	\$ 120,000	\$ 132,342
B	General-Outside Village	38,439	33,250	5,189	--
DA	Highway- Townwide	166,610.49	67,000	52,313.56	47,296.93
DB	Highway-Outside Village	167,172.58	97,780.23	69,392.35	--
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Fancher Light	3,210	150.00	1,000	2,060
	Hulberton Light	5,080	150.00	1,000	3,930
	Brockville Light	2,400	150.00	800	1,450
	Water District 1	21,282.56	6,000	5,000	10,282.56
	Water District 2	66,040.64	20,000		46,040.64
	Murray Fire Dist.	18,900		2,000	16,900
	FHM Fire District	45,148			45,148
	Totals	\$ 857,091.27	\$294,946.23	\$ 256,694.91	\$ 205,450.13

TOWN OF MURRAY
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>7,500</u>
<u>Clerk</u>	<u>15,750</u>
<u>Highway Superintendent</u>	<u>31,500</u>
<u>Tax Collector (Clerk)</u>	<u></u>
<u>Town Justices (each)</u>	<u>11,500</u>
<u>Councilmen (each)</u>	<u>8,000</u>

SUMMARY OF TOWN BUDGET

RIDGEWAY

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 35,495	\$ 63,420	\$ 65,000	\$ 225,075
B	General-Outside Village	45,027	5,500	10,000	29,527
DA	Highway- Townwide	302,950	72,000	55,000	175,950
DB	Highway-Outside Village	189,150	48,000	5,000	136,150
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Ridgeway Fire Dist.	85,000			85,000
	Knowlesville Light	3,500	100	300	3,100
	Knowlesville Sewer	24,100	200	1,900	22,000
	Water Improvement	69,560	55,000	14,560	--
	Water Improvement 31E	15,700	--	--	15,700
	Water Improvement 63	22,987.50	--	4,975.79	18,011.71
	Water Improvement 269	13,800	--	--	13,800
	Totals	\$1,125,269.50	\$ 244,220	\$ 156,735.79	724,313.71

TOWN OF RIDGEWAY
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>8,300</u>
<u>Clerk</u>	<u>25,950</u>
<u>Highway Superintendent</u>	<u>29,200</u>
<u>Tax Collector</u>	<u>2,033</u>
<u>Town Justices (each)</u>	<u>21,600</u>
<u>Councilmen (each)</u>	<u>12,000</u>

SUMMARY OF TOWN BUDGET

SHELBY

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 326,398	\$ 94,024	\$ 46,500	\$ 185,874
B	General-Outside Village	15,173	15,173	--	--
DA	Highway- Townwide	260,307	109,000	46,000	105,307
DB	Highway-Outside Village	199,888	144,143	42,000	13,745
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Shelby Light	3,700	--	--	3,700
	Millville Light	1,700	--	--	1,700
	Shelby Water 1	34,115	34,115	29,940	--
	Shelby Water 2	15,995	15,995	--	--
	Shelby Fire	49,166	--	--	49,166
	E. Shelby Fire	19,121	--	--	19,121
	Totals	\$ 942,063	\$ 428,950	\$ 180,940	\$ 332,173

TOWN OF SHELBY
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>9,187</u>
<u>Clerk</u>	<u>27,115</u>
<u>Highway Superintendent</u>	<u>33,524</u>
<u>Tax Collector (Clerk)</u>	
<u>Town Justices (each)</u>	<u>14,734</u>
<u>Councilmen (each)</u>	<u>11,004</u>

Code	Fund	Appropriations and Provisions for Other Uses	Less Estimated Revenues	Less Unexpended Balance	Amount to be Raised by Tax
A	General	\$ 374,023	\$ 34,400	\$ 35,000	\$304,623
B	General-Outside Village	34,513	8,543	20,000	5,970
DA	Highway-Townwide	259,220	105,500	32,000	121,720
DB	Highway-Outside Village	237,825	87,000	30,000	120,825
CD	Community Development				
CF	Federal Revenue Sharing				
L	Public Library Fund				
V	Debt Service Fund				
S	Special Districts: (List each separately)				
	Water District 1	300	--	--	300
	Water District 2	13,820	13,820	--	--
	Fire Protection	31,300	--	--	31,300
	Totals	\$ 951,001	\$ 249,263	\$ 117,000	\$584,738

TOWN OF YATES
1992

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,676</u>
<u>Clerk</u>	<u>31,764</u>
<u>Highway Superintendent</u>	<u>34,608</u>
<u>Tax Collector (Clerk)</u>	
<u>Town Justices (each)</u>	<u>11,976</u>
<u>Councilmen (each)</u>	<u>7,680</u>

Form 1
Footings of Assessment Roll
Town of Albion
1991

	Outside 342089	
	County	Town
Real Property	38,260,337	38,558,030
Public Service	1,731,500	1,731,500
R.R. Property	809,023	809,023
Special Franchise	1,144,958	1,144,958
Total Outside	41,945,818	42,243,511

	Inside 342001	
Real Property	67,994,245	68,374,440
Public Service	2,015,865	2,015,865
R.R. Property	390,596	390,596
Special Franchise	3,271,988	3,271,988
Total Inside	73,672,694	74,052,889
Total Roll	114,454,176	115,148,250

Recycle/Waste Program (Units) 2057

Fire Protection Dist. (FD201) 43,545,931

Land Value:	Outside	Inside
	10,946,090	11,646,200
Total Land	22,592,290	

Exemptions:	County/Town	County/Town
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Form 3
Amount and Purpose of Taxes
For County Expenditure
Town of Albion
1991

General County Tax, Including Highways:

Apportioned to Town	\$ 1,055,875.24
Less Sales Tax Credit	<u>92,088.53</u>
Amount to be raised by tax	\$ 963,786.71

General Town Tax:

Erroneous & Refunded	
Chargeback - Data Mgmt. Svcs.	991.60
Chargeback - Tax Bills/Mailers	358.80
Chargeback - User Fee (N.Y.S.)	250.00
Chargeback - Update	<u>1,487.80</u>
Total General Town Tax	3,087.80
Total Amt to be raised by tax	\$966,874.51

Special Levies:

Returned School Tax	\$222,544.06
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Total Levies for County Expenditure

Payable to County Treasurer	\$1,189,418.57
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Form 1
Footings of Assessment Rolls
Town of Barre
1991

	Town & County Swiss Code 342200	
	County	Town
Real Property	43,807,250	43,977,174
Public Service	2,467,566	2,467,566
Special Franchise	655,636	655,636
Total Roll	46,930,452	47,100,376
Light District		3,786,700
Recycling/Waste Program		743 Units
Fire District		49,333,536
Land Value		16,788,909
Barre Watershed		2,093.70 Acres
Exemptions:	County/Town Inside	County/Town Outside

Form 3
Amount and Purpose of Taxes
For County Expenditure
Town of Barre
1991

General County Tax, including Highways:

Apportioned to Towns	\$ 481,676.71
Amount to be raised by tax	<u>\$ 439,676.71</u>

General Town Tax

Erroneous & Refunded Taxes	\$ 13.40
Chargeback - Data Mgmt Svcs.	2,277.95
Chargeback - Tax Bills/Mailers	180.05
Chargeback - User Fees (NYS)	250.00
Chargeback - Update	<u>746.40</u>
Total General Town Tax	3,467.80
Total Amount to be raised by tax	\$ 485,144.51

Special Levies:

Returned School Tax	\$ 137,149.85
Barre Watershed	\$ <u>9,340.75</u>
Total Special Levies	146,490.60

Total Levies for County Expenditure

Payable to County Treasurer	\$ 631,635.11
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Form 1
Footings of Assessment Rolls
Town of Carlton
1991

	Swiss Code 342400	
	County	Town
Real Property	94,898,710	95,571,816
Public Safety	6,173,535	7,927,935
Special Franchise	1,271,724	1,271,724
Total Roll	102,343,969	104,771,475
Fire Protection District		107,470,915
Recycling/Waste Program		1340.5 Units
Water District 1 (Units)		950
Water District 2		373
Water District 3		995
Light District		15,867,932
Land Value		36,137,414
Exemptions:	County/Town Inside	County/Town Outside

Form 3
Amount and Purpose of Taxes
for County Expenditure
Town of Carlton
1991

General County Tax, including Highways:

Apportioned to Towns \$ 784,696.77

Amount to be raised by tax \$ 784,696.77

General Town Tax:

Erroneous & Refunded Taxes \$ 1,634.02

Chargeback - Data Mgmt. Svcs. 913.60

Chargeback - Tax Bills/Mailers 330.57

Chargeback - User Fee (N.Y.S.) 250.00

Chargeback - Update 1,370.40

Total Amount to be raised by tax \$ 789,195.36

Special Levies:

Returned School Tax \$ 213,045.38

Unpaid Solid Waste Fees 12,601.84

225,647.22

Total Levies for County Expenditure

Payable to County Treasurer \$1,014,842.58

Form 1
Footings of Assessment Roll
Town of Clarendon
1991

	Swiss Code 342600	
	County	Town
Real Property	62,137,198	62,512,752
Public Service	2,114,359	2,651,259
R.R. Property	72,574	72,574
Special Franchise	1,803,439	1,803,439
Total Roll	66,127,570	67,040,024
Fire Protection		68,601,578
Total Land		17,331,160
Clarendon Watershed		1,775.97
Recycling/Waste Program (Units)		862
Exemptions:	County/Town Inside	County/Town Outside

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Clarendon
1991

General County Tax including Highway:

Apportioned to Town	\$ 541,127.04
Amount to be raised by tax	\$ 541,127.04

General Town Tax

Erroneous and Refunded Taxes	\$ 30.63
Chargeback of Data Mgmt Svcs.	585.20
Chargeback of Tax Bills/Mailer	211.74
Chargeback User Fee (NYS)	250.00
Chargeback Update	<u>877.80</u>
Total General Town Tax	1,955.37
Total Amount to be raised by tax	\$ 543,082.41

Special Levies:

Returned School Tax	\$ 109,576.25
Clarendon Watershed	\$ 7,923.25
Unpaid Solid Waste Fees	<u>8,732.76</u>
Total Special Levies	126,232.26

Total Levies for County Expenditure

Payable to County Treasurer	\$ 669,314.67
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Form 1
Footings of Assessment Rolls
Town of Gaines
1991

	Swiss Code 342889	
	Outside	
	County	Town
Real Property	38,103,292	38,340,226
Public Service	1,867,652	2,783,152
Special Franchise	1,294,357	1,294,357
Total Outside	41,265,301	42,417,735

	Swiss Code 342801	
	Inside	
	County	Town
Real Property	13,928,885	14,002,640
Public Service	517,099	517,099
Special Franchise	302,156	302,156
Total Inside	14,748,140	14,821,895
Total Roll	56,013,441	57,239,630

	County	Town
Water Dist. (WD282) Units		42
Fire Protection Dist. FD281		49,842,384
Water Dist. WD281		16,903,269
Recycling/Waste Program Units	Inside 256	
	Outside 695	951

	Outside	Inside
Land Value:	11,468,900	2,725,400
Total Land	14,194,300	

Exemptions:	County/Town Inside	County/Town Outside
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Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Gaines
1991

General County Tax including Highways:

Apportioned to Town \$ 495,238.76

Amount to be raised by tax \$ 495,238.76

General Town Tax:

Erroneous & Refunded Taxes	\$	
Chargeback of Data Mgmt Svcs.		2,080.19
Chargeback Tax Bills/Mail		164.42
Chargeback User Fee (NYS)		250.00
Chargeback Update		<u>681.60</u>
Total General Town Tax		3,176.21
Total Amt to be raised by Tax	\$	<u>498,414.97</u>

Special Levies:

Returned School Tax	\$	120,906.14
Unpaid Solid Waste Fees		<u>6,533.35</u>
		127,439.49

Total Levies for County Expenditure

Payable to County Treasurer \$ 625,854.46

Form 1
Footings of Assessment Rolls
Town of Kendall
1991

	Swiss Code 34300	
	County	Town
Real Property	77,970,438	78,930,189
Public Service	2,442,094	2,442,094
Special Franchise	985,302	985,302
Total Roll	81,397,834	82,357,585
Fire Dist. 1 FD301		61,891,229
Fire Dist. 2 FD302		23,005,402
Light Dist. 1 LD301		6,742,174
Light Dist. 2 LD302		5,353,131
Recycling/Waste Program Units	992 + 100 (MT)	
Water Dist. WD301		28,912,647
Land Value		21,619,050

Exemptions:

County/Town
Inside

County/Town
Outside

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Kendall
1991

General County Tax including Highways:

Apportioned to Towns	\$ 754,649.29
Less Sales Tax Credit	<u>85,849.05</u>
Amount to be raised by tax	\$ 668,800.24

General Town Tax

Erroneous & Refunded Taxes	\$ 271.80
Chargeback of Data Mgmt. Svcs.	680.00
Chargeback of Tax Bills/Mailers	246.05
Chargeback User Fee (NYS)	250.00
Chargeback Update	<u>1,020.00</u>
Total General Town Tax	2,467.85
Total amount to be raised by tax	\$ 671,268.09

Special Levies:

Returned School Tax	\$ 107,065.07
Unpaid Solid Waste Fees	<u>9,567.50</u>
	116,632.57

Total Levies for County Expenditure

Payable to County Treasurer	\$ 787,900.66
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Form 1
Footings of Assessment Roll
Town of Murray
1991

Outside 343289

County and Town

Real Property	63,105,665
Public Service	1,727,054
R.R. Property	558,596
Special Franchise	2,448,651
Total Outside	67,839,966

Inside 343201

County and Town

Real Property	32,053,348
Public Service	344,767
R.R. Property	378,169
Special Franchise	881,947
Total Inside	33,658,231
Total Roll	101,498,197

RWP 34 Recycling/Waste Program Units	1,487
Light Dist. 1 LD321	2,552,402
Light Dist. 2 LD322	4,187,543
Light Dist. 3 LD323	2,210,782
Fancher-Hul-Mur Fire Dist.2 FD322	36,968,314
Fire Protection Dist. 1 FD321	33,786,697
Water Dist. 1 WD321 (7256.4 ft)	3,241,619
Water Dist. 2 WD322 (3/4")	134 Units
Water Dist. 2 WD323 (1")	4 Units

Land Value:

Outside	Inside
14,886,617	5,046,800
Total Land	19,933,417

Exemptions:

County/Town	County/Town
Inside	Outside

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Murray
1991

General County Tax including Highways:

Apportioned to Towns	\$ 931,872.88
Amount to be raised by tax	\$ 931,872.88

General Town Tax:

Erroneous & Refunded Tax	234.47
Chargeback of Data Mgmt. Svcs.	3,697.08
Chargeback of Tax Bills/Mailers	292.21
Chargeback of User Fee (NYS)	250.00
Chargeback Update	<u>1,211.40</u>
Total General Tax	5,685.16
Total Amount to be raised by tax	\$ 937,558.04

Special Levies:

Returned School Tax	\$ 223,075.90
Unpaid Solid Waste Fees	<u>8,200.84</u>
Total Special Levies	231,276.74

Total Levies for County Expenditure

Payable to County Treasurer	\$1,168,834.78
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Form 1
Footings of Assessment Rolls
Town of Ridgeway
1991

	Outside Swiss Code 343489	
	County	Town
Real Property	55,125,315	55,396,350
Public Service	4,212,698	4,212,698
R.R. Property	343,330	343,330
Special Franchise	2,167,822	2,167,822
Total Outside	61,849,165	62,120,200

	Inside Swiss Code 343401	
Real Property	51,693,265	51,988,584
Public Service	2,037,846	2,037,846
R.R. Property	263,709	263,709
Special Franchise	1,965,690	1,965,690
Total Inside	55,960,510	56,255,829
Total Roll	117,809,675	118,376,029

Fire Protection Dist. FD341	65,117,160
Light Dist. LD341	2,750,467
Sewer Dist. SD341 (78 S.U.)	2,078,700
Water Dist. W1343 (31E) (73 Units)	4,962,310
Water Dist. W1344 (63) (45 Parcels)	1,717,600
Water Dist. W1345 Co. Line (40 Parcels)	1,642,400
RWP34 Recycling/Waste Program	2411 Units

Land Value:	Outside	Inside
	19,933,417	9,631,200

Total Land	28,686,200
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Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Ridgeway
1991

General County Tax including Highways:

Apportioned to Towns	\$1,264,342.14
Less Sales Tax Credit	<u>136,308.24</u>
Amount to be raised by tax	1,128,033.90

General Town Tax:

Erroneous & Refunded Tax	\$ 227.47
Chargeback of Data Mgmt. Svcs.	1,204.80
Chargeback Tax Bills/Mailer	435.93
Chargeback User Fee (NYS)	250.00
Chargeback Update	<u>1,807.20</u>
Total Amount to be raised by tax	\$1,131,959.30

Special Levies:

Returned School Taxes	\$ 305,194.91
Unpaid Solid Waste Fees	<u>14,090.34</u>
Total Special Levies	319,285.25

Total Levy for County Expenditure

Payable to County Treasurer	\$1,451,244.55
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Form 1
Footings of Assessment Rolls
Town of Shelby
1991

Swiss Code 343689
Outside

	County	Town
Real Property	43,304,356	43,491,678
Public Service	3,801,086	3,801,086
R.R. Property	323,677	323,677
Special Franchise	1,213,251	1,213,251
Total Outside	48,642,370	48,829,692

Swiss Code 343601
Inside

	County	Town
Real Property	37,120,339	37,226,114
Public Service	366,973	366,973
R.R. Property	115,297	115,297
Special Franchise	1,157,961	1,157,961
Total Inside	38,760,570	38,866,345
Total Roll	87,402,940	87,696,037

Fire Protection Dist. FD361	51,329,624
Light Dist. 1 (Shelby) LD361	3,484,700
Light Dist. 2 (Millville) LD362	1,314,600

Land Value:	Outside	Inside
	17,192,560	6,635,400
Total Land	23,827,960	

Exemptions:	County/Town Inside	County/Town Outside
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Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Shelby
1991

General County Tax including Highway:

Apportioned to Town	\$ 820,183.12
Amount to be raised by tax	\$ 820,183.12

General Town Tax

Erroneous & Refunded Taxes	\$	
Chargeback of Data Mgmt. Svcs.		841.20
Chargeback of Tax Bills/Mailers		304.37
Chargeback of User Fee (NYS)		250.00
Chargeback Update		<u>1,261.80</u>
Total Amount to be raised by tax	\$	822,840.49

Special Levies:

Returned School Tax	\$	267,812.73
Unpaid Solid Waste Fees		<u>9,460.00</u>
Total Special Levies		277,272.73

Total Levies for County Expenditure

Payable to County Treasurer	\$1,100,113.22
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Form 1
Footings of Assessment Rolls
Town of Yates
1991

Swiss Code 343889

Outside

	County	Town
Real Property	37,123,757	37,207,127
Public Service	1,488,267	1,488,267
Special Franchise	698,395	698,395
Total Outside	39,310,419	39,660,689

Swiss Code 343801

Inside

	County	Town
Real Property	14,611,179	14,670,357
Public Service	315,355	315,355
Special Franchise	526,201	526,201
Total Inside	\$ 15,452,735	15,511,913
Total Roll	54,763,154	55,172,602

Fire Protection Dist. FD381	40,976,505
Water Dist. 1 WD381	1,104,100
Water Dist. 2 WD382	105,200
Water Dist. 3 WD383	41,400
RWP 34 Recycling/Waste Program	1078 Units

Land Values:	Outside	Inside
	16,918,440	2,655,450
Total Land	19,573,890	

Exemptions:	County/Town Inside	County/Town Outside
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Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Yates
1991

General County Tax including Highways	
Apportioned to Town	\$ <u>594,922.05</u>
Amount to be raised by tax	594,922.05

General Town Tax	
Erroneous & Refunded Taxes	\$ 9.14
Chargeback of Data Mgmt. Svcs.	3,085.48
Chargeback of Tax Bills/Mailers	243.88
Chargeback of User Fee (NYS)	250.00
Chargeback Update	<u>1,011.00</u>
Total General Town Tax	4,599.50
Total amount to be raised by tax	\$ 599,521.55

Special Levies:	
Returned School Tax	\$ 150,922.53
Unpaid Solid Waste Fees	<u>9,689.31</u>
Total Special Levies	160,611.84

Total Levies for County Expenditure	
Payable to County Treasurer	\$ 760,133.39

LEGISLATURE'S COMPENSATION TABLE

STATE OF NEW YORK)
COUNTY OF ORLEANS)

I, Lois M. Brandt, Clerk of the Orleans County Legislature, do hereby certify that the following statement contains the amount of compensation, mileage and expenses paid to each member of the Legislature for regular and reconvened meetings during the year 1991.

That the number of days said Legislature was in session at its regular meetings was 24, and six reconvened meetings.

<u>Name of Legislator</u>	<u>District</u>	<u>Salary</u>	<u>Travel & other expenses</u>
Lyndon Billings Chairman	Dist. 4	12,600	1,861
Richard Bennett	At Large	8,400	555
George Bower	At Large	8,400	2,363
John McCarthy II	At Large	8,400	1,122
Marcia Tuohey	Dist. 1	8,400	764
Frank Berger	Dist. 2	8,400	1,688
Ted Swiercznski	Dist. 3	8,400	0
TOTAL		63,000	8,353

MILEAGE - COUNTY ROADS

1991

<u>Town</u>	State Highways Inside Villages	State Highways Outside Villages	County Roads	Town Roads	Combined Totals State, County & Town
Albion	3.04	12.45	16.55	23.75	55.79
Barre		13.39	19.01	64.03	96.43
Carlton		14.41	31.07	51.12	96.60
Clarendon		13.08	14.94	44.47	72.49
Gaines	0.15	14.88	20.17	16.28	51.48
Kendall		11.63	22.00	26.20	59.83
Murray	2.33	20.03	16.80	29.29	68.45
Ridgeway	2.22	20.39	18.72	47.92	89.25
Shelby	1.73	14.01	17.82	46.21	79.77
Yates	<u>1.01</u>	<u>11.33</u>	<u>19.85</u>	<u>36.10</u>	<u>68.29</u>
TOTAL	10.48	145.61	196.93	385.37	738.38

Total mileage of State Highways inside and outside Villages is 156.08.

DEPARTMENT ANNUAL REPORT INFORMATION
1991

ACTIVITY SUMMARY

DEPARTMENT Office for the Aging

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 146,445	\$ 167,483	\$ 167,997	\$ 155,693
Non-personnel Expense	370,934	406,402	394,481	404,190
TOTAL	\$ 517,379	\$ 573,885	\$ 562,478	\$ 559,883

PERSONNEL:

Number of				
Full Time	7	7	7	7
Part Time	6	6	6	6
Seasonal	1	1	1	-
Temporary	-	-	-	-

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Contributions:			
-Newsletter/Misc.	2964.30	-Fund Raising	4744.01
-Home Care	12835.56	-SCAC	300.00
-CATS	3585.43	-Legal	233.00
-Lifeline Fees	34736.75		

PROGRAM:

In 1991 the Office successfully completed the Senior Citizen Energy Packaging Program which assisted 55 Seniors in obtaining major weatherization and energy repairs to their homes. Repairs totalling \$137,193 were completed which resulted in annual energy savings of \$16,690 for these individuals. Funding for this program ended Oct. 31, 1991. While we believed we could have continued to obtain excellent results had funding been extended, we were very proud of the substantial improvements made to Seniors' housing.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT _____ Budget Officer _____

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 8,494	\$ 11,096	\$ 8,642.20	\$ 11,096
Non-personnel Expense	1,923	4,262	2,569.42	3,937
TOTAL	\$ 10,417	\$ 15,358	\$ 11,211.62	\$ 15,033

PERSONNEL:

Number of				
Full Time				
Part Time	2	2	2	2 *
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

No actual additional people staff the Budget Department since the Treasurer is also Budget Officer and the Deputy Treasurer is Deputy Budget Officer. Treasurer staff handles clerical duties.

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Buildings & Grounds

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 193,011	\$ 208,447	\$ 207,480	\$ 210,300
Non-personnel Expense	188,825	199,052	223,973	194,867
TOTAL	\$ 381,836	\$ 407,499	\$ 431,453	\$ 405,167

PERSONNEL:

Number of				
Full Time	10	10	9	10
Part Time	2	2	2	2
Seasonal	1	1	1	1
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Chief Administrative Officer

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 42,189.	\$ 44,291.	\$ 44,328.	\$ 51,771.
Non-personnel Expense	2,430.	2,843.	1,445.	1,830.
TOTAL	\$ 44,619.	\$ 47,134.	\$ 45,773.	\$ 53,601.

PERSONNEL:

Number of				
Full Time	1	1	1	1
Part Time				4
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM:

The Chief Administrative Officer is responsible for overseeing the day-to-day operation of county government. Among the major 1991 activities was the implementation of a countywide solid waste management program, contract negotiations with two employee unions, and implementation of a records management program. The 1992 increase in personnel is offset by a corresponding decrease in the Legislature Clerk budget.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT CIVIL DEFENSE

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 50,168.15	\$ 54,034.00	\$ _____	\$ 54,998.00
Non-personnel Expense	56,401.50	36,449.00	_____	30,073.00
TOTAL	\$106,569.65	\$90,483.00	\$ _____	\$85,071.00

PERSONNEL:

Number of				
Full Time	2	2		2
Part Time	8	8		8
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Emergency management administrative allocation

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Clerk of the Legislature

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 74,551	\$ 75,778	\$ 75,778	\$ 69,452
Non-personnel Expense	3,548	5,050	3,814	3,758
TOTAL	\$ 78,099	\$ 80,828	\$ 79,592	\$ 73,210

PERSONNEL:

Number of				
Full Time	4	4		4
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT County Attorney

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$83,404.50	\$90,031.00	\$86,029.21	\$90,486.00
Non-personnel Expense	45,874.47	38,770.00	31,316.26	32,330.00
TOTAL	\$131,701.97	\$128,801.00	\$117,345.47	\$122,816.00

PERSONNEL:

Number of				
Full Time	1	1	1	1
Part Time	2	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Department of Health - \$3,500.00*
Department of Social Services - \$69,063.96

*A balance of \$3,500.00 from the Department of Health is due and owing the County Attorney for July 1, 1991 to December 26, 1991

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT _____ COUNTY CLERK _____

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
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EXPENDITURES:

Personnel	\$227,318.04	\$ 234,143.00	\$229,624.36	\$ 226,488.00
Non-personnel Expense	31,885.93	46,721.62	40,472.00	31,665.00
TOTAL	\$259,203.97	\$ 280,864.62	\$270,096.36	\$ 258,153.00

PERSONNEL:

Number of				
Full Time	12	12	12	12
Part Time	2	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM:

<u>Revenue Source</u>			
CONSERVATION	\$	72.75	ABSTRACT CO. RENT \$ 5,600.00
TRANSFER TAX		1,410.00	
COURT FEES		3,735.00	
MORTGAGE TAX (Clerk Hire)		7,000.00	
MOTOR VEHICLE FEES		131,257.31	
MOTOR VEHICLE-SALES TAX		6,526.25	
COUNTY CLERK FEES		110,898.29	
NYS EDU. DEPT. REC FEES		1,377.50	
EQUALIZATION & ASSESS.		2,035.00	
		264,312.10	
MORTGAGE TAX COLLECTED AND DISPURSED TO TOWNS WHERE PROPERTY IS LOCATED		268,805.12	

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT ORLEANS COUNTY HIGHWAY

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 602,676.53	\$ 620,924.00	\$ 615,027.04	\$ 618,143.00
Non-personnel Expense	2,462,982.25	2,651,317.00	2,330,908.49	2,363,216.00
TOTAL	\$ 3,065,658.78	\$ 3,272,241.00	\$ 2,945,935.53	\$ 2,981,359.00

PERSONNEL:

Number of	25	25	25	26
Full Time	2	2	3	1
Part Time				
Seasonal				
Temporary	4	4	2	2

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Job Development Agency

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 227,280	\$ 283,529	\$ 313,545	\$ 407,751
Non-personnel Expense	460,016	419,620	412,315	337,759
TOTAL	\$ 687,296	\$ 703,149	\$ 725,860	\$ 745,510

PERSONNEL:

Number of				
Full Time	12	12	13	13
Part Time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM: It is our primary goal to utilize the funding we receive to provide employment and training activities to income eligible residents of Orleans County. We also receive some money to provide services to laid off or dislocated workers. This program has no income eligibility criteria. We also administer the Department of Social Services employment programs.

We provided services to 339 unduplicated adults and youth. We provided work experience to 102 economically disadvantaged youth in our Summer Youth Employment Program. As it was last year, 1991 proved to be a difficult year for placing trainees in unsubsidized jobs. While the employer's in our County did not experience major reductions in their workforce, the number of employment opportunities did not increase.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Legislative Board

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personal	\$ 63,000	\$ 63,000	\$ 63,000	\$ 63,000
Non-personal Expense	28,304	25,842	24,698	24,755
TOTAL	\$ 91,304	\$ 88,842	\$ 87,698	\$ 87,755

PERSONNEL:

Number of				
Full Time	7	7		7
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Mental Health

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
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EXPENDITURES:

Personnel	\$ 169,613	\$ 236,144	\$ 223,293	\$ 233,752
Non-personnel Expense	266,244	389,054	294,065	389,378
TOTAL	\$ 435,857	\$ 625,198	\$ 517,358	\$ 623,130

PERSONNEL:

Number of				
Full Time	10	11	11	11
Part Time	0	0	0	0
Seasonal	0	0	0	0
Temporary	1	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Medicaid	191,980	ICM Medicaid	77,350
Medicaid transportation	29,375		
Private Insurance	14,740		
COPS	7,706		
	243,801		

PROGRAM:

4320
Continuing Treatment
Intensive Case Management

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Mental Health

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 260,110	\$ 274,778	\$ 244,299	\$ 243,757
Non-personnel Expense	338,319	297,409	292,127	304,445
TOTAL	\$ 598,429	\$ 572,187	\$ 536,426	\$ 548,202

PERSONNEL:

Number of				
Full Time	11	10	10	10
Part Time	1	1	1	1
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Self Pay	8,378
Medicaid	88,160
Medicare	22,900
3rd Party	92,594
COPS	41,390
PROGRAM:	253,422

4310
Mental Health Clinic
Administration

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Orleans County Nursing Home

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
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EXPENDITURES:

Personnel	\$2254924	\$ 2278454	\$ 2388016	\$ 2361358
Non-personnel Expense	1595696	1644236	1735014	1753507
TOTAL	\$3850620	\$ 3922690	\$ 4123030	\$ 4114865

PERSONNEL:

Number of				
Full Time	92	92	92	89
Part Time	69	69	69	82
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Medicaid 3502617
Private Pay 449682
Medicare & Other 137713

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Personnel

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 62,371.09	\$ 63,872.00	\$ 59,008.43	\$ 61,281.00
Non-personnel Expense	11,240.16	13,093.00	7,826.96	10,857.00
TOTAL	\$ 73,611.25	\$ 76,965.00	\$ 66,835.39	\$ 72,138.00

PERSONNEL:

Number of				
Full Time	2	2	2	2
Part Time	1	1	1	1
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Civil Service Examinations Fees \$2,000.00

PROGRAM:

The Orleans County Department of Personnel operates with a Personnel Officer, a full time Personnel Assistant and a Personnel Clerk. The department serves two basic functions, which are to provide an orderly and uniform system for the administration of Civil Service on a basis of merit and fitness as provided in the Civil Service Law of the State of New York and to serve as the central personnel agency for County government.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT PLANNING AND DEVELOPMENT

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 134,133	\$ 145,975	\$ 148,272	\$ 148,632
Non-personnel				
Expense	52,624	35,854	31,215	27,196
A8025.465	5,633	5,633	5,633	5,633
TOTAL	\$ 192,390	\$ 187,462	\$ 185,120	\$ 181,461

PERSONNEL:

Number of				
Full Time	7	7	7	7
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Federal A4089
New York State Housing Finance Agency (Section 8 Housing) \$101,460

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT PROBATION

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$385,906.14	\$425,579.	\$407,555.33	\$424,122.
Non-personnel Expense	42,962.46	50,468.	44,024.91	49,312.
TOTAL	\$431,456.71	\$476,047.	\$451,580.24	\$473,434.

PERSONNEL:

Number of				
Full Time	19	19		19
Part Time	0	0		0
Seasonal	0	0		0
Temporary	1	1		0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

County Court Restitution	\$27,235.79
County Court Fines	3,251.00
Justice Court Restitution	11,387.82
Justice Court Fines	4,158.00
Family Court Restitution	848.34
5% Surcharge	1,937.73
Other	73.00
TOTAL:	\$48,989.88

PROGRAM: The Probation Department provided service to 612 clients through Family Court Intake and Justice Court Diversion in 1991. Although slightly lower than 1990, many of the cases involved violence or the threat thereof and this required more intensive supervision.

We provided 493 pre-sentence investigations for the Courts. As anticipated, nearly 75% of these investigations were drug/alcohol related. 25 violations were filed with the clients returning to Court for resentencing. We processed 46 Diversion cases.

Our Supervision caseload was 496, a slight increase over the previous year. Due to the continued increase in drug/alcohol related cases, many more night-checks and home visits were required.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT ORLEANS COUNTY PUBLIC DEFENDER

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 87,084.69	\$ 93,317.00	\$ 92,308.26	\$ 94,349.00
Non-personnel Expense	31,932.16	26,554.00	37,267.22	26,554.00
TOTAL	\$118,371.16	\$119,871.00	\$130,575.48	\$120,903.00

PERSONNEL:

Number of				
Full Time	1	1	1	1
Part Time	3	3	3	3
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

N.Y.State-Indigent Inmates - § 606 Correction Law - \$ 1,565.69
N.Y.State-Indigent Inmates - not charged with crimes - \$ 9,978.95
* \$ 11,544.64

This is a decrease of \$277.66 from 1990 revenues and a 69% increase over the budgeted amount of \$8,000.00.

PROGRAM: The Orleans County Public Defender's Office consists of three (3) part-time attorneys and a full time secretary, who is a certified Legal Assistant. The attorneys share responsibility of providing legal representation to poor persons charged in twenty-two (22) Town and Village Courts and in County Court. Representation of defendants charged with certain violations, misdemeanors and felonies involves, among other things: appearances at arraignments, discovery demands, pre-trial motions and hearings, trial, post-trial motions, revocation of probation and parole revocation hearings. Appeals may be taken which involve legal research, preparation of a law brief and oral argument in the Appellate Division.

The Office handles other matters out of the Orleans and Albion Correctional Facilities concerning § 440 CPL matters, appeal from denial of parole; appeal from revocation of parole; Habeas Corpus and Parole Rescission Hearings. These matters generated income of \$11,544.64. The assigned counsel budget appeared to be in good shape, however, we again went over budget due to unknown factors. By way of example: A Rochester attorney was assigned in 1984 to a Vozelman appeal. The appeal was finally argued in October and decided in November. The Attorney submitted a \$1,300.00 bill. I didn't have a clue that such appeal was out there.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT PUBLIC HEALTH 4010

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 467,157.37	\$ 598,944	\$ 626,958.62	\$ 613,034
Non-personnel Expense	321,368.52	432,054	448,584.93	466,427
TOTAL	\$ 788,525.89	\$ 1,030,998	\$ 1,075,543.55	\$ 1,079,461

PERSONNEL:

Number of	25	27	27	26
Full Time	4	4	4	3
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Programs: Public Health Nursing
Home Health Agency
Environmental Health Services
Physically Handicapped Children's Program

PROGRAM:

Nursing Fees

Medicare 158,931.77
Medicaid 257,499.42
Self Pay 4,615.80
Other Ins. 54,847.36
475,894.35

PHCP

Parent Payments 281.54

Environmental Health Fees

Food Service Est. 7,650
Temp. Residences 2,495
Pools & Beaches 200
Comm./Industrial 165
Private Residences 24,665
35,175

OTHER (Hep B, Radon Kits, Freedom
of Info, Misc.)

571.50

TOTAL: 511,922.39

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Real Property Tax Service Agency

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 55,184	\$ 60,774	\$ 58,625	\$ 46,526
Non-personnel Expense	9,884	17,201	13,985	14,688
TOTAL	\$ 65,068	\$ 77,975	\$ 72,610	\$ 61,214

PERSONNEL:

Number of				
Full Time	3	3	3	2
Part Time				1
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Real Property Tax Processing Fees	7,173.45
State Reimbursements	374.16
	<u>7,547.51</u>

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Records Management

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 5,970.	\$ 3,636.	\$ 9,626.	\$ 10,422.
Non-personnel Expense	29,559.	6,322.	7,681.	1,960.
TOTAL	\$ 35,529.	\$ 9,958.	\$ 17,307.	\$ 12,382.

PERSONNEL:

Number of				
Full Time				
Part Time	.2	.2	.2	.2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

\$13,950 was received from a N.Y.S. Records Management Grant

PROGRAM:

The department operates with a part time clerical position under the general direction of the Chief Administrative Officer. Records from various departments are stored in a center located in the basement of the Mental Health Building. This department provides storage and retrieval services, maintains inventory information for the departments, and destruction service for obsolete records.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT SELF-INSURANCE

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 33,568.69	\$ 33,985.00	\$ 33,497.98	\$ 32,136.00
Non-personnel Expense	324,686.18	383,797.00	450,868.99	421,003.00
TOTAL	\$ 358,254.87	\$ 417,782.00	\$ 484,366.97	\$ 453,139.00

PERSONNEL:

Number of				
Full Time	1	1	1	1
Part Time	4	3	3	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PARTICIPANT ASSESSMENTS	- \$417,782.00
INTEREST ON CD's & CHECKING	- 47,242.00
REFUNDS PRIOR YEARS	- 18,051.00
UNCLASSIFIED REVENUE	- 10.00
	\$483,085.00

PROGRAM:

The Orleans County Self-Insurance Plan is responsible for Workers' Compensation cases for all County, Town and Village Employees and Orleans County Volunteer Firefighters. We enforce appointments and encourage safety programs to reduce health risks and high costs. We are required to keep a Reserve Account and apportion costs between participants on an annual basis.

With the exerted efforts of the Safety Committee, the Safety Officer and the Administrator of Self-Insurance, safety will continue to be enforced and we will continue to offer training and guidance to promote safety. By doing this we hope to help decrease the number and extent of accidents and injuries, therefore, decreasing the cost of the Plan.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Sheriff's Dept.

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$1,598,567.19	\$1,570,715.	\$2,236,095.14	\$1,525,094.
Non-personnel Expense	528,328.65	492,610.	492,385.04	482,095.
TOTAL	\$2,126,895.84	\$2,063,325.	\$2,728,480.18	\$2,007,189.

PERSONNEL:

Number of				
Full Time	59	59	59	59*
Part Time	11	11	11	13
Seasonal	3	3	3	3
Temporary	2	2	2	2

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Fees/Mileage	30,683.86	Pris. Housing	351,450.65	Inmate Phone	10,767.58
Misc. Fees		NYS School Lunch	16,510.19	Pistol Permits	1,840.00
Dispatch	36,455.54	Crime Victims	5,251.00	DWI	6,010.00
Pris. Transp.	112.70	Alt.Incar.	18,475.00	Court Security	32,161.03
Navigation-State	20,766.44	Security Agree	1,920.00		
D&E Felons	35,751.46	Lyndonville	27,653.79		

PROGRAM:

narrative submitted earlier

*We did not have 59 full time for the entire year as follows:

Kozielski retired - 11/16
Bennett resigned - 12/13
Sevor retired - 12/8
Luczak retired - 12/25
Meyer, Reis retired 12/27

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 1,581,925	\$ 1,614,668	\$ 1,653,103	\$ 1,398,586
Non-personnel Expense	8,696,532	9,179,961	9,489,703	9,663,337
TOTAL	\$10,278,457	\$ 10,794,629	\$11,142,806	\$ 11,061,923

PERSONNEL:

Number of				
Full Time	86.9	90	87.2	78
Part Time	<u>included</u>	<u>included</u>	<u>included</u>	<u>included</u>
Seasonal	"	"	"	"
Temporary	"	"	"	"

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Federal Reimbursement:	\$3,016,379
State Reimbursement:	2,350,410
Repayments:	610,875

TOTAL:	\$5,977,664
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PROGRAM:

SUMMARY SHEET: All Programs

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 26,897	\$ 32,932	\$ 25,762	\$ 19,161
Non-personnel Expense	509,643	502,104	501,597	402,000
TOTAL	\$ 536,540	\$ 535,036	\$ 527,359	\$ 421,161

PERSONNEL:

Number of	1.8	2.1	1.6	1.1
Full Time	included	included	included	0
Part Time	"	"	"	0
Seasonal	"	"	"	0
Temporary	"	"	"	0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Federal Reimbursement: \$480,571
TOTAL: \$480,571

PROGRAM:

HEAP

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 165,270	\$ 164,029	\$ 153,718	\$ 132,586
Non-personnel Expense	29,547	33,697	30,720	34,837
TOTAL	\$ 194,817	\$ 197,726	\$ 184,438	\$ 167,423

PERSONNEL:

Number of				
Full Time	8.9	9	8.5	8
Part Time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Federal Reimbursement: \$144,154
State Reimbursement: 40,648
Collection Incentive: 47,472

TOTAL: \$232,274

PROGRAM:

CHILD SUPPORT ENFORCEMENT

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
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EXPENDITURES:

Personnel	\$ 487,468	\$ 503,047	\$ 527,478	\$ 458,456
Non-personnel Expense	762,524	948,712	704,874	937,265
TOTAL	\$ 1,249,992	\$ 1,451,759	\$ 1,232,352	\$ 1,395,721

PERSONNEL:

Number of	26	27	26.7	23
Full Time	<u>included</u>	<u>included</u>	<u>included</u>	<u>included</u>
Part Time	<u>0</u>	<u>"</u>	<u>"</u>	<u>"</u>
Seasonal	<u>0</u>	<u>"</u>	<u>"</u>	<u>"</u>
Temporary	<u>0</u>	<u>"</u>	<u>"</u>	<u>"</u>

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Federal Reimbursement:	\$ 310,143
State Reimbursement:	650,330
Repayments:	60,951

TOTAL: \$1,021,424

PROGRAM:

CHILD & FAMILY SERVICES (Purchase of Services, Juvenile Delinquent Care, State Training Schools, Child Welfare Services)

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 602,550	\$ 630,876	\$ 646,447	\$ 543,910
Non-personnel Expense	7,056,740	7,344,092	7,909,689	7,908,723
TOTAL	\$ 7,659,290	\$ 7,974,968	\$ 8,556,136	\$ 8,452,633

PERSONNEL:

Number of	35.8	36.9	35.7	32.4
Full Time				
Part Time	<u>included</u>	<u>included</u>	<u>included</u>	<u>included</u>
Seasonal	"	"	"	"
Temporary	"	"	"	"

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Federal Reimbursement:	\$2,066,643
State Reimbursement:	1,642,847
Repayments:	502,452

TOTAL: \$4,211,942

PROGRAM:

INCOME MAINTENANCE (Aid to Dependent Children, Home Relief, Emergency
Aid to Adults, Medical Assistance, Food Stamps, JOBS, Burials)

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 299,740	\$ 283,784	\$ 299,699	\$ 244,473
Non-personnel Expense	338,078	351,356	342,823	380,512
TOTAL	\$ 637,818	\$ 635,140	\$ 642,522	\$ 624,985

PERSONNEL:

Number of				
Full Time	14.4	15	14.7	13.5
Part Time	<u>included</u>	<u>included</u>	<u>included</u>	<u>included</u>
Seasonal	<u>0</u>	<u>"</u>	<u>"</u>	<u>"</u>
Temporary	<u>0</u>	<u>"</u>	<u>"</u>	<u>"</u>

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Federal Reimbursement: \$14,868
State Reimbursement: 16,585
TOTAL: \$31,453

PROGRAM:

ADMINISTRATION

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Solid Waste

	ACTUAL EXPENSES 1990	FISCAL BUDGET 1991	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
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EXPENDITURES:

Personnel	\$ 0	\$	0	\$
Non-personnel Expense	0		380,880.	1,997.058
TOTAL	\$ 0	\$	380,880.	\$1,997.058

PERSONNEL:

Number of				
Full Time	0	0	0	0
Part Time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Program user fees generated \$385,926.
State Grant for public education provided \$10,000.

PROGRAM:

In 1991, in cooperation with towns and villages, the Legislature developed and implemented a countywide recycling and garbage collection program. Activities included development of bid specifications, numerous town and village meetings, implementation of billing and collection procedures, and a public information program. Program administered by the Chief Administrative Officer, in cooperation with the County Planner, the Clerk of the Legislature, and the County Treasurer.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Tourism Department

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 26,714	\$ 27,395	\$ 31,630	\$ -0-
Non-personnel Expense	82,855	81,332	77,727	61,415
TOTAL	\$ 109,569	\$ 108,727	\$ 109,357	\$ 61,415

PERSONNEL:

Number of				
Full Time	1	1	1	0
Part Time				
Seasonal				
Temporary	2	2	2	

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

\$33,245 - State of New York

PROGRAM:

I Love New York Matching Funds Program

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Treasurer

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 142,858	\$ 154,229	\$ 153,553.44	\$ 155,564
Non-personnel Expense	33,255	41,842	29,776.83	41,934
TOTAL	\$ 176,113	\$ 196,071	\$ 183,330.27	\$ 197,498

PERSONNEL:

Number of				
Full Time	6	6	6	6
Part Time	1	1	1	1
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

Tax Searches	3,992.00
Treasurer's Fees	39,007.12
Miscellaneous Fees	528,453.61

PROGRAM:

The newly implemented Solid Waste program created additional problems and work for this office. However, we now have a computer system which should help.

DEPARTMENT ANNUAL REPORT INFORMATION
1991
ACTIVITY SUMMARY

DEPARTMENT Veterans Service Agency

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
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EXPENDITURES:

Personnel	\$ 47,317.22	\$ 50,777.00	\$ 53,286.08	\$ 41,287.00
Non-personnel Expense	13,073.53	21,344.00	16,906.24	13,690.00
TOTAL	\$ 60,390.75	\$ 72,121.00	\$ 70,192.32	\$ 54,977.00

PERSONNEL:

Number of	2	2	2	2
Full Time	1	1	1	0
Part Time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

n/a

PROGRAM:

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DEPARTMENT WEIGHTS & MEASURES

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 18,318	\$ 19,773	\$ 16,638.10	\$ 18,701
Non-personnel Expense	4,555	3,388	3,046.16	3,860
TOTAL	\$ 22,873	\$ 23,161	\$ 19,684.26	\$ 22,561

PERSONNEL:

Number of				
Full Time	1	1	1	1
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

\$2745 Received for Safety Officer from self-ins. wages
\$ 820 Received for NYS Petroleum Quality Program from NYS Dept. AG&MKT.S.

PROGRAM:

NYS Petroleum Quality Program - This Program test the octane of gasoline at the retail level throughout the county, funded by NYS.

DEPARTMENT ANNUAL REPORT INFORMATION
1991

ACTIVITY SUMMARY

DEPARTMENT YOUTH BUREAU

	ACTUAL EXPENSES 19 90	FISCAL BUDGET 199 1	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992
EXPENDITURES:				
Personnel	\$ 84,327.00	\$ 81,854	\$ 15,572.36	\$ 0
Non-personnel Expense	387,102.46	109,532	82,589.01	87,254
TOTAL	\$ 471,429.46	\$ 190,986	\$ 98,161.37	\$ 87,254

PERSONNEL:

Number of				
Full Time	4	4		
Part Time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1991 (Please list source):

PROGRAM:

The fiscal crisis faced by New York State in preparing the 1991-92 budget, prompted the implementation of dramatic changes for the youth bureau. The result of the delayed state budget was a 35% reduction of the major funding allocated by the department.

In April, the county entered into agreement with neighboring Genesee County, for the operation of the Youth Bureau.

All staff and direct service programs within the department were either eliminated or absorbed by other county agencies. As the above financial figures indicate, this accounted for a considerable savings to the county.

The primary mission of the Youth Bureau remains planning and allocating funds provided by the state for youth service programs.

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4/30/93

PROCEEDINGS
of the
LEGISLATURE
of
ORLEANS COUNTY

1992

Richard V. Bennett	Member at Large
George R. Bower	Member at Large
John J. McCarthy, II	Member at Large
Marcia B. Tuohey	District No. 1
Frank R. Berger	District No. 2
Theodore Swiercznski	District No. 3
Lyndon D. Billings	District No. 4

Frank R. Berger	Chairman
Lyndon D. Billings	Vice Chairman
Stanley J. Dudek	Chief Administrative Officer
Lois M. Brandt	Clerk
Kathleen M. Ahlberg	Deputy Clerk
Donna D. Smith	Confidential Stenographer
Lori A. Moore	Confidential Stenographer

By Order
of the
Legislature

COUNTY OF ORLEANS)

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.

Lois M. Brandt

Clerk of the Legislature

ORGANIZATIONAL MEETING
ORLEANS COUNTY LEGISLATURE
January 2, 1992

The Clerk called the meeting to order at 4:30 p.m. Pastor Robert Mowatt of the First Baptist Church of Albion delivered the opening prayer, which was followed by the pledge to the flag.

The Clerk called the roll and the Legislators responded as follows:

Legislator Richard V. Bennett	At Large
Legislator Frank R. Berger	District No. 2
Legislator Lyndon D. Billings	District No. 4
Legislator George R. Bower	At Large
Legislator John J. McCarthy II	At Large
Legislator Theodore Swiercznski	District No. 3
Legislator Marcia B. Tuohey	District No. 1

The Clerk called for nominations for the position of Temporary Chairman. Legislator Berger nominated Legislator Billings to serve as Temporary Chairman. This motion was seconded by Legislator Tuohey. Legislator Bennett, with second by Legislator Berger, then moved for nominations to be closed. Motion carried. The following resolution was then approved:

RESOLUTION NO. 1-192

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPOINTING TEMPORARY CHAIRMAN OF THE
LEGISLATURE

RESOLVED, that Legislator Lyndon Billings is hereby appointed Temporary Chairman of the Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

The floor was open for nominations for the position of Permanent Chairman of the Orleans County Legislature. The following nominations were made:

Legislator Berger nominated by Legislator Tuohey;
Legislator Bower nominated by Legislator McCarthy;

Legislator Bennett nominated by Legislator Swiercznski.

Legislator Billings, with second by Legislator Bennett, moved that nominations be closed. Motion carried. Legislator Swiercznski called for a caucus. The meeting was recessed at 4:37 p.m. and reconvened at 4:55 p.m. At that time, Legislator Bennett withdrew his name from the list of nominees.

Roll call vote for the position of "Permanent Chairman" was taken, with each Legislator responding as follows:

Legislator Bennett	"Berger"
Legislator Berger	"Berger"
Legislator Billings	"Berger"
Legislator Bower	"Bower"
Legislator McCarthy	"Bower"
Legislator Swiercznski	"Berger"
Legislator Tuohey	"Berger"

Legislator Berger was declared Chairman of the Orleans County Legislature and the following resolution was adopted:

RESOLUTION NO. 2-192

By Legislator Tuohey , who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPOINTING PERMANENT CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that Legislator Frank R. Berger be appointed as Permanent Chairman of the Orleans County Legislature.

Adopted. 5 ayes; 2 nays, Legislators Bower and McCarthy; 0 absent

Legislator Tuohey nominated Legislator Billings for the position of Vice Chairman of the Legislature. Since there were no other nominations, Legislator Tuohey, with second by Legislator Bennett, moved that nominations be closed. Motion carried. Roll call vote was taken, with each Legislator responding as follows:

Legislator Bennett	"Billings"
Legislator Berger	"Billings"
Legislator Billings	"Abstain"
Legislator Bower	"Billings"

Legislator McCarthy	"Billings"
Legislator Swiercznski	"Billings"
Legislator Tuohey	"Billings".

Legislator Billings was declared Vice Chairman of the Orleans County Legislature, and the following resolution was then adopted:

RESOLUTION NO. 3-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Berger.

RESOLUTION APPOINTING VICE CHAIRMAN OF THE LEGISLATURE

RESOLVED, that Legislator Lyndon Billings is hereby appointed Vice Chairman of the Orleans County Legislature in accordance with Rule No. 2 of the rules of Procedure as duly adopted by this Legislature.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Billings.

RESOLUTION NO. 4-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Lois M. Brandt be appointed Clerk of the Legislature to serve during the pleasure of the Legislature.

Unanimously adopted.

RESOLUTION NO. 5-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING COUNTY ATTORNEY

RESOLVED, that David Schubel of Medina, New York is hereby appointed Orleans County Attorney by this Legislature; and be it

FURTHER RESOLVED, that salary for said position is set at Grade 6, Step 1 on the Management Compensation Plan salary schedule.

Unanimously adopted.

RESOLUTION NO. 6-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPOINTING BUDGET OFFICER

RESOLVED, that Mary B. Basinait be appointed Budget Officer of this County, effective January 1, 1992 through December 31, 1992; and be it

FURTHER RESOLVED, that the Budget Officer be authorized to appoint a Deputy Budget Officer for the year 1992 at an annual salary of \$1500.00.

Unanimously adopted.

The Chairman recessed the meeting at 5:05 p.m. in order for the Clerk, County Attorney and Budget Officer to take their oaths of office. The meeting reconvened at 5:06 p.m.

RESOLUTION NO. 7-192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 1992, the compensation of each Legislator payable by the County of Orleans shall be annual salary, with the Chairman's salary to be \$12,600.00, and each other member to receive \$8,400.00 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 twenty-six cents (\$0.26) 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 twenty-six cents (\$0.26) 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 8-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DESIGNATING NEWSPAPERS

RESOLVED, that pursuant to Section 214, Subd. 2 of the County Law, the following newspapers be designated as the official newspapers of the County of Orleans for the publication of all local laws, notices and other matters required by law to be published:

The Albion Advertiser, Inc., published in the Village of Albion, New York;

The Journal-Register, Inc., published in the Village of Medina, New York

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 9-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION DESIGNATING NEWSPAPERS

WHEREAS, the Democratic members of this County

Legislature have filed a certificate designating the Albion Advertiser, Inc. to publish the Concurrent Resolutions for 1992, the Tax Redemption Notices for 1992, the Official Canvas for 1991 and the Election Notices for 1992; and

WHEREAS, the Republican members of this County Legislature have filed a certificate designating the Medina Journal-Register, Inc. to publish the Concurrent Resolutions for 1992, the Tax Redemption Notices for 1992, the Official Canvas for 1991 and the Election Notices for 1992;

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature does hereby approve of such designations and hereby designates the Albion Advertiser, Inc. and the Medina Daily Journal Register, Inc. to publish the concurrent Resolutions for 1992, the Tax Redemption Notices for 1992, the Official Canvas for 1991 and the Election Notices for 1992; and be it

FURTHER RESOLVED, that all official notices required by law shall be printed solid in not exceeding eightpoint type, 12 ems, and any proof of publication shall be filed in the County Treasurer's and County Clerk's Offices within twenty days after the last publication, and shall be accompanied by a statement of cost of such printing and the cost of printing shall be determined pursuant to Section 70-a of the Public Officers Law as amended. The reason for this regulation is to insure uniformity and composition and cost in official publications and printing.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Bennett, introduced the resolution authorizing the Sheriff to purchase new cars. In doing so, Mrs. Tuohey commented that previously Sheriff Green had submitted a proposal regarding budget cuts in his department, and Mrs. Tuohey was of the opinion, that if the Legislature approves the purchase of new cars, then it should also formally accept the budget cut proposal as presented by Sheriff Green.

Meeting recessed at 5:12 p.m.

Meeting reconvened at 5:17 p.m.

After further discussion of the resolution, the Legislators agreed that the proposed budget cuts as outlined by the Sheriff, along with additional changes made by the Legislature, should be included in the resolution authorizing the purchase of new cars. The following resolution was then adopted:

RESOLUTION NO. 10-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PURCHASE OF CARS FOR SHERIFF'S DEPARTMENT

WHEREAS, Sheriff Green has submitted a proposal to reduce his budget, as requested by the Legislature, by \$71,438.00; and

WHEREAS, part of this proposal was acted upon, at the previous Legislature meeting;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the remainder of said proposal as follows:

1. Raise the proposed overtime cuts from 826 to 1,826;
2. Increase the proposed .250 Equipment line item cut from \$17,206 to \$18,206;
3. Approves the proposed \$2700 cut from .418 Other Contractual line item;

and be it

FURTHER RESOLVED, that with the acceptance of said proposal, this Legislature does hereby authorize the purchase of two (2) marked cars and one (1) unmarked car for use by the Orleans County Sheriff's Department; said purchase to be made from Warnock, 175 Route 10, East Hanover, New Jersey 07936 at a total cost of \$38,294.00 (includes "trade-in") and is the New York State Bid Price (NYSC P36829).

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger announced to the members of the Legislature that he had reappointed Richard Clark, Medina, New York to the position of Civil Defense Director, with assigned duties as Orleans County Fire Coordinator.

Legislator Tuohey, with second by Legislator Bennett, moved to go into Executive Session to discuss a personnel matter. Motion carried.

Meeting recessed at 5:25 p.m.

Meeting reconvened at 6:00 p.m.

RESOLUTION NO. 11-192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF DISTRICT ATTORNEY FILES TO COUNTY ADMINISTRATION BUILDING

WHEREAS, the files of the District Attorney are now located at the office of Conrad Cropsey, who is currently Orleans County District Attorney, and who has resigned his position effective midnight, January 5, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Department personnel to move the aforementioned District Attorney files, and any other equipment belonging to the County, to an office in the County Administration Building, or to the Commissioner's House; said decision is left to the discretion of the Chairman and the Chief Administrative Officer.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Billings, moved to amend the "Rules of Procedure", No. 3, to schedule the regular meetings of the Legislature for the 2nd and 4th Wednesdays of each month, and to begin at 4:30 p.m. (instead of 7:30 p.m.). There was discussion, and Legislator Bower felt the meetings should be held in the evening to encourage more people to attend. Legislator Billings noted that several years ago, the Legislature held one of their monthly meetings in various Town Halls across the County, and even then, attendance was poor. Legislator Swiercznski noted that both the old Board of Supervisors and the Legislature tried various meeting times to make it convenient for more people to attend meetings, and commented that there was better attendance during the afternoon sessions.

Legislator McCarthy, with second by Legislator Bower, moved to amend the "Rules" to allow the Legislature to meet the 2nd and 4th Thursdays of each month. After further discussion, Legislators McCarthy and Bower withdrew their motion.

Chairman Berger gave out Standing Committee assignments, noting that the Civil Defense Director had been removed from the Public Safety Committee and placed under the responsibilities of the Legislature Chairman. The listing for Executive Succession for

1992 was included along with the Standing Committee assignments. These changes were made part of the resolution to amend the "Rules of Procedure". The following resolution was then adopted:

RESOLUTION NO. 12-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AMENDING THE RULES OF PROCEDURE FOR THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that this Legislature does hereby amend the RULES OF PROCEDURE as follows:

Under "Meetings"

No. 3 shall read as follows (changes are underlined):

3. The regular meetings of the Legislature after the said annual meeting shall be held on the second and fourth Wednesday of each month. Both meetings shall commence at 4:30 p.m. in the afternoon. Any meeting may be adjourned to such date as may be fixed by the adjournment motion; and be it

Under "Standing Committees"

In the section listing the areas of responsibility for the various Standing Committees, the Office of Disaster Preparedness and Fire Advisory Board are hereby removed from the Public Safety Committee, and placed under the responsibilities of the Legislature Chairman.

The names of the following Legislators shall be added to the Standing Committee listing (Legislator listed first is Chairman of that particular Committee. Legislature Chairman is ex-officio member of all Committees):

Legislature Chairman
(Chairman Berger, Legislators Billings, Tuohey)
Administration & Finance
(Legislators Tuohey, McCarthy)
Public Safety
(Legislators Bennett, Billings)
Home & Community Services
(Legislators Billings, Bennett)
Health
(Legislators McCarthy, Tuohey)
Elections
(Majority & Minority Leaders)

Economic Assistance & Opportunity
(Legislators Bower, Swiercznski)
Highway
(Legislators Swiercznski, Bower);

Under Item No. 24:

The Executive Succession listing is hereby amended to read as follows:

EXECUTIVE SUCCESSION
1992

Legislator Lyndon D. Billings, Dist. 4
Legislator Marcia B. Tuohey, Dist. 1
Legislator George R. Bower, At Large
Legislator John J. McCarthy, At Large
Legislator Richard V. Bennett, At Large
Legislator Theodore Swiercznski, Dist. 3.

Adopted. 5 ayes; 2 nays, Legislators Bower and McCarthy; 0 absent.

Chairman Berger said, "I appreciate your support....I will need it. It will be a pleasure working with each one of you."

Legislator Swiercznski, with second by Legislator McCarthy, moved to adjourn. Motion carried.

Meeting adjourned at 6:12 p.m.

LEGISLATURE MEETING
January 8, 1992

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all legislators with the exception of Legislator Billings were present.

Report of Standing Committees: Legislator Bower reported meeting with the Buildings & Grounds Department, and then meeting with Legislator Swiercznski this morning. Mr. Bower also attended a luncheon meeting with the Highway Superintendents this noon.

Legislator McCarthy reported meeting with Legislator Tuohey today to discuss their new committee assignments.

Legislator Tuohey attended a village hearing on Trash Pick-up on Monday night, and attended the Shelby Firemen's Dinner.

Legislator Bennett met with a couple of his new committees, and will arrange meetings with his remaining committees next Wednesday.

Legislator Swiercznski reported that he had started meeting with his new committees earlier in the day, and would continue on - Mr. Swiercznski will inform the Chairman when his committee meetings will be held.

Chairman Berger attended the Town of Ridgeway Board meeting January 7, 1992; and the Safety Committee on January 8, 1992.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to add the following resolutions:

1. Abolishing positions in County Health Department;
2. Authorizing transfer of funds within Sheriff's Department 1992 budget accounts;
3. Approving maintenance agreement for Xerox copier in County Clerk's office;
4. Rescinding resolution No. 617-1291 re Community Services Worker position in Social Services Department;
5. To fill vacant positions in Department of Social Services;

6. Authorizing payment of capital project claim from Account H3150.2 re Jail Reconstruction Project;
7. Regarding Management Compensation Plan Salary Schedule;
8. Appointing Superintendent of Buildings and Grounds Department;
9. Creating/abolishing position in Buildings and Grounds Department;
10. Authorizing Buildings and Grounds Superintendent to rehire Donald Penna on interim basis;
11. Revenue anticipation not resolution of Orleans County New York, adopted January 8, 1992, authorizing the issuance of \$120,000 Revenue Anticipation Notes of the County pursuant to S25.00 of the Local Finance Law;
12. Establishing salaries for assistants to the Acting District Attorney.

Motion carried.

The following resolutions were presented:

Legislator Bower presented a resolution appointing Sidney Passerell of Clarendon to the position of Director of Veterans Service Agency. Legislator Tuohey tabled the resolution.

RESOLUTION NO. 13-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM RE JAIL CONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$57,601.35 to Iversen Construction Corporation in payment of Payment Application No. 3, on Contract No. 1 of the Jail Reconstruction Project; said payment to be made from Account H3150 Jail Reconstruction.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator McCarthy withdrew the next resolution entitled RESOLUTION CONFIRMING APPOINTMENT OF DEPUTY DIRECTOR FOR ADMINISTRATION FOR THE MENTAL HEALTH DEPARTMENT from the agenda.

RESOLUTION NO. 14-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING ADVERTISEMENT FOR CARETAKER SERVICES AT THE ORLEANS COUNTY MARINE PARK FOR THREE SEASONS

BE IT RESOLVED, that the Superintendent of the County Highway Department be authorized to advertise for Caretaker Services at the Orleans County Marine Park, for the following time periods:

1. April 1, 1992 through November 1, 1992;
2. April 1, 1993 through November 1, 1993;
3. April 1, 1994 through November 1, 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 15-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION RE STEP INCREMENTS FOR EMPLOYEES LISTED ON THE MANAGEMENT COMPENSATION AND HIGHWAY BENEFIT PLANS SALARY SCHEDULE

RESOLVED, that employees who are covered by the Management Compensation and Highway Benefits Plans, and who are eligible for an increment are hereby authorized to receive said increment, unless the employee(s) are notified in writing by their Department Head or the Legislature that the increment is being withheld.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings

RESOLUTION NO. 16-192

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL VACANT POSITIONS AT THE COUNTY NURSING HOME

RESOLVED, that the Administrator of the County Nursing Home is hereby authorized to fill the following vacancies at the County Nursing Home:

1. One (1) PFT Food Service Helper position;

2. Two (2) PFT Institutional Aide position;
3. Two (2) PPT LPN positions.
4. One (1) PPT Institutional Aide position.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Tuohey, with second by Legislator Swiercznski, introduced a resolution establishing new bidding and/or purchasing procedures/policies. Mr. Dudek explained this was necessary due to a change in State law. At this time Mr. Dudek pointed out that there is a resolution requiring all equipment purchases over \$200.00 come before the Legislature for approval. Other types of purchases over \$200.00 require the approval of the Chief Administrative Officer only. Legislator Bennett felt the Finance Chairman should be involved in the process, stating "I am not in favor of by-passing the Legislature". Legislator Tuohey asked, if it was the recommendation of the Chief Administrative Officer to require that not only equipment, but all purchases over \$200.00 come before the Legislature. Mr. Dudek stated that it was his opinion that if the item to be purchased is in the Department's budget, then there should be no problem making the purchase. If the item was not in the Department's budget, it should come before the Legislature for approval. Legislator Tuohey agreed, reiterating "If the item is in the budget they should be authorized to okay it. If it is not in the budget, then they (department heads) have to come to the Legislature for approval."

RESOLUTION NO. 17-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ESTABLISHING BIDDING AND/OR PURCHASING POLICIES AND PROCEDURES FOR THE COUNTY OF ORLEANS

BE IT RESOLVED, that this resolution sets forth the bidding and/or purchasing policies of the County of Orleans in order to meet the requirements of General Municipal Law, Section 104-b, as follows:

Purpose

Goods and services which are not required by law to be procured pursuant to competitive bidding must be procured in a manner so as to assure the prudent and economical use of public moneys, in the best interests

of the taxpayers, to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption. To further these objectives, the governing board is adopting internal policies and procedures governing all procurement of goods and services which are not required to be made pursuant to the competitive bidding requirements of the General Municipal Law, Section 103 or of any other general, special or local law.

Procedures for Determining Whether Procurements are Subject to Bidding

The procedures for determining whether a procurement of goods and services is subject to competitive bidding and documenting the basis for any determination that competitive bidding is not required by law is as follows:

Generally the official(s) responsible for making the particular procurement will make the determination of whether competitive bidding is required. In making this determination, the following questions must be considered -

1. Is the proposed procurement a purchase contract or a contract for public work?
2. If it is, will the combined total of similar procurements made by all County Departments exceed the applicable threshold, and if so, do any exceptions apply.
3. If not, what type of procurement is it?

The procuring official must document the basis for any determination that competitive bidding is not required. This documentation may include evidence of written or verbal quotes that the price of the item or service will not exceed the bidding limits. The official may also document the amount expended in previous years in comparison with the threshold to show that the bidding will not be required. The documentation must also state how it was determined whether the procurement was a purchase or a contract for public work.

Statutory Exceptions from these Policies and Procedures

Except for procurements made pursuant to General Municipal Law, Section 103(3) (through county

contracts) or Section 104 (through state contract, State Finance Law, Section 175-b (from agencies for the blind or severely handicapped), Correction Law, Section 186 (articles manufactured in correctional institutions) or the items excepted herein (see below), alternative proposals or quotations for goods and services shall be secured by use of written requests for proposals, written quotations, verbal quotations or any other method of procurement which furthers the purposes of General Municipal Law, Section 104-b.

Methods of Competition to be Used for Non-bid Procurements

1. PROCEDURES FOR THE PURCHASE OF COMMODITIES, EQUIPMENT OR GOODS:

<u>Dollar Limit</u>	<u>Procedure</u>
\$ 1 to \$ 199	At the discretion of the Department
200 to 999	Documented verbal quotes from at least 3 separate vendors (if available)
1,000 to 4,999	Formal written quotes from at least 3 separate vendors (if available) are required.
5,000 to 9,999	Formal request for proposal (RFP) with a response from at least 3 separate vendors (if available).
10,000 and up	Sealed bids in conformance with Municipal Law, Section 103.

2. PROCEDURES FOR PUBLIC WORK PROJECTS/CONTRACTS:

<u>Dollar Limit</u>	<u>Procedure</u>
\$ 1 to \$ 999	At the discretion of the Department.
1,000 to 2,999	Documented verbal quotes from at least 3 separate vendors (if available).
3,000 to 9,999	Formal written quotes from at least 3 separate vendors (if available) are required.

- | | |
|------------------|--|
| 10,000 to 19,999 | Formal Request for Proposal (RFP) with a response from at least 3 vendors. |
| 20,000 and up | Formal sealed bids in conformance with Municipal Law, Section 103. |

3. PROCEDURE FOR PROFESSIONAL SERVICES AND CONSULTANTS:

<u>Dollar Limit</u>	<u>Procedure</u>
\$ 1 to \$14,999	Selection will be at the discretion of the Department Head, and with the approval of the County Legislature.
15,000 to 29,999	Prices will be obtained by formal written quotes from at least 2 sources, and the award will be made at the discretion of the County Legislature
Over \$30,000	Prices will be obtained by RFP from at least 3 sources, and the award will be made at the discretion of the County Legislature.

4. EXCEPTIONS TO POLICY:

A. Emergency: An emergency exists wherein the delay caused by soliciting quotes would endanger the health, welfare, or property of the County. When this situation exists, the procurement of goods or services will be at the discretion of the department head. Documentation as to the nature of the emergency and shall be sent to the Chief Administrative Officer, within five (5) working days of such procurement.

5. ADEQUATE DOCUMENTATION:

Documentation of actions taken in connection with each such method of procurement is required as follows:

Documentation of quotes must be made on an approved form and maintained by the ordering department for the same period of time as the corresponding purchase or contract.

Documentation, acceptable to the Chief Administrative Officer must be provided whenever the required number of quotes are not provided.

6. AWARDS TO OTHER THAN LOWEST RESPONSIBLE DOLLAR OFFERER:

Whenever any contract is awarded to other than the lowest responsible dollar offerer, the reasons such an award furthers the purpose of General Municipal Law, Section 104-b as set forth herein above shall be documented as follows:

The purchasing official must clearly state the reason, in writing, on the quotation form for any award made to other than the lowest offered.

7. INPUT FROM OFFICERS:

Comments concerning the policies and procedures shall be solicited from officers of the political subdivision or district therein involved in the procurement process prior to the enactment of the policies and procedures, and will be solicited from time to time hereafter.

8. A. PURCHASE ORDERS AND CONTRACTS:

All commitments or orders in excess of \$50.00 shall be either by a contract awarded by the Legislature or purchase order signed by the appropriate officials. No contract shall be recommended or purchase order released until after determining that unencumbered appropriations are sufficient to cover such obligation.

Supplies used by various departments should be uniform whenever practical. The Chief Administrative Officer is authorized to require a department to reconsider specification or quantity of material if it appears County interests could be better served. In the event agreement cannot be reached, the Chairman shall make the final determination.

All contracts which exceed \$1,000 or which extend for more than one year must be reviewed by the County Attorney and submitted to the Legislature for approval.

Purchase orders totaling less than \$200 may be released to the vendor by the ordering department except for printing. Orders of \$200 or more or which are for printing shall require the approval of the Chief Administrative Officer and certification from the Treasurer that funds are available before being released.

Distribution of the purchase order set shall be as follows:

1. Copies marked Vendor and Voucher will be mailed or delivered to the supplier.
2. Copy marked Computer will be sent to the Treasurer's Office.
3. Copy marked Department/Receiving will be kept at the originating department until receipt of the goods or services.

Once order is completed to department head's satisfaction, this copy is signed and forwarded along with invoices and other related material to the Clerk of the Legislature's office. If the payment is for a purchase made from a state bid, a copy of the appropriate section of the state award must be attached.

Vendors' signatures shall not be required on any claims against the County if such claim is in payment of an agreement previously approved by the Orleans County Legislature, or if such claim is in payment of goods or services totaling \$200 or less.

Any modifications to an approved order shall be confirmed in writing.

B. HIGHWAY DEPARTMENT:

As an exception to the preceding purchase order procedure, the Highway Department may release purchase orders below the building limits to the vendor without any further approval except as follows: Section 133 of the Highway Law establishes a county road machinery fund from which the highway superintendent may make purchases for equipment, buildings, and supplies. Any purchase of new machinery of a value in excess of one thousand dollars (\$1,000), but less than five thousand dollars (\$5,000) in order to become effective, may be approved, in writing, by the County Legislature's Highway Committee. Purchases of new machinery or equipment in excess of \$5,000 must be approved by the Legislature.

C. NURSING HOME:

As an exception to the preceding purchase order procedure, the Nursing Home may release purchase orders for operating supplies directly to the vendor, but must submit orders for equipment in excess of \$200 to the Chief Administrative Officer for approval.

C. BLANKET PURCHASE ORDERS:

In certain circumstances, orders are placed with certain vendors numerous times each month. To eliminate the need for processing many small orders, a department may use a "Blanket" Purchase Order. The estimated value of items to be acquired during the month will be placed on the order prior to release to the vendor. Computer copies will be sent to the Treasurer for encumbrance. The voucher along with all the individual invoices will be processed at the end of the month and a new "Blanket" order issued for the following month.

A department desiring to use this system must submit a list of proposed vendors, estimated average monthly amounts to be authorized and the reason a blanket order is desired for the approval of the Chief Administrative Officer. Once this has been obtained, no further approval of subsequent "Blanket" orders are necessary even though they may exceed the \$200 limit, unless a single item is over \$200.

9. ANNUAL REVIEW:

The governing board shall annually review these policies and procedures. The Chief Administrative Officer shall be responsible for conducting an annual review of the procurement policy and for an evaluation of the internal control structure established to ensure compliance with the procurement policy.

10. UNINTENTIONAL FAILURE TO COMPLY:

The unintentional failure to fully comply with the provisions of the General Municipal Law, Section 104-b shall not be grounds to void action taken or give rise to a cause of action against the County of Orleans, or any officer or employee thereof.

This policy shall go into effect January 1, 1992 and will be reviewed annually.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 18-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION DESIGNATING DEPOSITORIES

RESOLVED, that pursuant to Section 212 Subdivision 3 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 that listed below:

Marine Midland Trust	
Company-Western.....	\$ 5,000,000
Norstar Bank.....	10,000,000
Manufacturers' & Traders'	
Trust Company.....	2,500,000
Chase Lincoln.....	5,000,000
Central Trust Company	
Lyndonville.....	3,500,000

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 19-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION DELEGATING TO THE COUNTY TREASURER OF THE COUNTY OF ORLEANS, NEW YORK, THE POWER TO AUTHORIZE THE ISSUANCE OF AND TO SELL NOT EXCEEDING \$1,900,000 REVENUE ANTICIPATION NOTES OF THE COUNTY OF ORLEANS, NEW YORK IN ANTICIPATION OF REVENUES TO BE RECEIVED DURING THE CURRENT 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 issuance of and to sell revenue anticipation notes of the County of Orleans, New York, in an amount not to exceed \$1,900,000, including renewals thereof, in anticipation of revenues to be received during the current fiscal year of said County, is hereby delegated to the County Treasurer, 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

Local Finance law.

Section 2. This resolution shall take effect immediately.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 20-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 5316 through 5453 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

The following resolutions were tabled at the December 30, 1991 Legislature Meeting, and were removed from the table by the appropriate Legislator, and were acted upon.

RESOLUTION NO. 21-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AMENDING ORLEANS COUNTY HEALTH DEPARTMENT ENVIRONMENTAL HEALTH FEE SCHEDULE

WHEREAS, the Orleans County Health Department Environmental Health Fee Schedule was adopted by Resolution No. 156-484 and amended by Resolutions No. 171-486 and 197-488; and

WHEREAS, changes in the schedule have been suggested by the County Health Department;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Health Department Environmental Health Fee Schedule is hereby amended as follows:

Under FOOD SERVICES ESTABLISHMENTS:

Change:		
Seasonal		\$ 30.00
Bakeries		30.00
Catering Operations		25.00
Add:		
Frozen Desserts (NYS Fee)		\$ 25.00
Caterer - Temporary		10.00

Under TEMPORARY RESIDENCES

Change:		
Migrant Labor Camps		
05 to 10 Occupants		\$ 25.00
11 or More		50.00

Under PRIVATE RESIDENCES

Change:		
Soil and Lot Evaluations		
New Systems (Perc Test-2)		\$ 50.00
Additional Perc Test		25.00
Loan Approval Surveys		
SDS* & Well Survey		\$100.00
SDS* Survey Only		50.00
Well Survey Only		50.00
Water Sample - On Site		50.00
Environmental Assessment		50.00
Project Review w/OCHD Approval-		
(SDS, MHP, TR, MLC, Pools, PWS)		100.00
Subdivision Approval Per Lot		25.00

Under COMMERCIAL/INDUSTRIAL ESTABLISHMENTS
(Other Agency Requests)

Change:		
Annual Water Survey		\$ 50.00
(plus water sample fee)		

and be it

FURTHER RESOLVED, that an Orleans County Resident

shall be entitled to one (1) water sample test annually, per well, without charge; and be it

FURTHER RESOLVED, that Senior Citizens or other persons entitled to the exemption from Orleans County Taxes under Section 467 of the Real Property Tax Law and from anatomical, physiological or psychological conditions, other than addition to alcohol, gambling or any controlled substance, which are, demonstrable by medically acceptable chemical and laboratory diagnostic techniques, and which are expected to be permanent and which prevent the person from engaging in any substantial gainful employment shall be exempt from the payment of fees imposed by this resolution, applicable to their residence; and be it

FURTHER RESOLVED, that this Resolution shall take effect 01 January 1992, and shall be applicable to all affected inspections and/or services rendered on or after that date.

Adopted. 4 ayes; 2 nays, Legislators Bennett and Bower; 1 absent, Legislator Billings.

During discussion on the previous resolution, it was decided to raise the Environmental Assessment Fee from \$50.00 to \$100.00. Legislator Bower commented that he felt the services listed in the resolution had already been paid for through the County/town taxes paid by the taxpayers. He felt the taxpayers of the County should not have to pay an additional "tax" for these services. Legislator Tuohey explained that it was not a "tax", but a user fee, so that those who are actually using the service, pay for the service.

RESOLUTION NO. 22-192

By Legislator Berger, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING AGREEMENT WITH DAVID STEFANIAK, ATTORNEY AND ORLEANS COUNTY SELF-INSURANCE PROGRAM

RESOLVED, that this Legislature does hereby approve the agreement between David Stefaniak, Attorney, Medina, New York, and County Self-Insurance Program, which provides for legal services for the County Self-Insurance Program; said agreement to be effective January 1, 1992 through December 31, 1992, at an annual cost of \$11,000.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Swiercznski, with second by Legislator Bennett introduced a resolution approving an application for a waste permit submitted by Suburban Disposal. CAO Stan Dudek explained that under the Local Law recently passed, anyone hauling waste in/through Orleans County has to apply for an application to do so, along with a certificate of insurance. The application costs \$100.00 and has to be approved by the Legislature.

RESOLUTION NO. 23-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING SUBURBAN DISPOSAL APPLICATION FOR WASTE PERMIT

RESOLVED, that this Legislature does hereby approve Suburban Disposal's application for a "Waste Permit", as provided for under Local Law #3 of 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 24-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AGREEMENT WITH GRAYTON COMPANY TO IMPLEMENT THE 1991-92 TOURISM MATCHING FUNDS ADVERTISING PROGRAM

RESOLVED, that this Legislature does hereby approve an agreement with Grayton Company to assist in implementing the 1992-92 Tourism Matching Funds advertising program at a cost not to exceed \$5,000.00 (matching fund program with \$2500.00 of these funds to be County money); said agreement to be in effect during calendar year 1992; and be it

FURTHER RESOLVED, that the Orleans County Legislature Chairman is authorized to sign this agreement upon approval by the Legislature.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

The following resolutions were added to the agenda at the beginning of the meeting:

RESOLUTION NO. 25-192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ABOLISHING POSITIONS IN COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby abolish the following positions in the County Health Department:

1. One (1) Full-time Public Health Sanitarian
2. One (1) Part-time (40% FTE) Public Health Technician;

to be effective January 1, 1992.

Adopted. 4 ayes; 2 nays, Legislators Berger and Bower; 1 absent, Legislator Billings.

RESOLUTION NO. 26-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS WITHIN SHERIFF'S DEPARTMENT 1991 BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the transfer of \$1,626.55 from Special Drug Investigation Account A3189 to Sheriff's Department Personal Services Account A3110.1; said transfer is necessary to cover overtime expenses incurred during drug investigations in 1991.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 27-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING MAINTENANCE AGREEMENT FOR XEROX COPIER IN COUNTY CLERK'S OFFICE

WHEREAS, the lease for the Xerox copier Model No. 5028, located in the County Clerk's Office expired

December 31, 1991, and it is necessary to have a service agreement on this copier;

NOW, THEREFORE, BE IT RESOLVED, that a maintenance agreement for said copier, covering cost of maintenance, parts, labor and unlimited service calls for the calendar year 1992, is hereby approved by this Legislature; cost for said agreement is \$362.64.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 28-192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION RESCINDING RESOLUTION NO. 617-1291 RE COMMUNITY SERVICES WORKER POSITION IN SOCIAL SERVICES DEPARTMENT

RESOLVED, that the resolution to fill the vacant Community Services Worker position in the Department of Social Services, effective January 1, 1992, is hereby rescinded by this Legislature.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 29-192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO FILL VACANT POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the following vacant positions in the Department of Social Services, effective January 9, 1992:

1. One (1) Typist position;
2. One (1) Data Entry position.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 30-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H3150 RE JAIL RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby authorize the payment of \$1,085.71 to Colonna Electric, Inc. of Albion for payment application No. 3 on the Electrical Contract for the Jail reconstruction project; said payment to be made from Capital Project claim account H3150 Jail Reconstruction.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 31-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REGARDING MANAGEMENT COMPENSATION PLAN
SALARY SCHEDULE

WHEREAS, the Management Compensation Plan steps begin with "Step 0"; and

WHEREAS, all other salary schedules begin with "Step 1"; and

WHEREAS, this difference causes considerable confusion when placing new employees in their proper step on the Management Compensation Plan Salary Schedule;

NOW, THEREFORE, BE IT RESOLVED, that all Management Compensation Plan "steps" be renumbered by increasing them by one (1), so that the range of steps goes from Step 1 to Step 9, rather than from Step 0 to Step 8; and be it

FURTHER RESOLVED, that a corresponding change be made in the personnel records of all employees covered by the Management Compensation Plan who are in the step and grade system; and be it

FURTHER RESOLVED, that the salaries of the employees affected by this change shall be neither increased nor decreased as a result of implementing this resolution.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings

RESOLUTION NO. 32-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING SUPERINTENDENT OF BUILDINGS AND
GROUNDS DEPARTMENT

RESOLVED, that Ronald Tower, of Albion, New York is hereby appointed to the position of Superintendent of the Orleans County Buildings and Grounds Department, Grade 3, Step 1 of the Management Compensation Plan Salary Schedule, with an annual salary of \$21,494.00; said appointment to be effective immediately, and is subject to the usual six month probationary period.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 33-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION CREATING/ABOLISHING POSITION IN BUILDINGS
AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature does hereby abolish one Maintenance Worker position in the Buildings and Grounds Department, and in its place creates one Custodian position, grade and step to be established.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 34-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS
SUPERINTENDENT TO REHIRE DONALD PENNA ON INTERIM BASIS

RESOLVED, that the Superintendent of the Buildings and Grounds Department is hereby authorized to rehire Donald Penna, on an interim basis, until the Maintenance Worker position is permanently filled; length of employment not to exceed three months, at the same salary as previously paid for said position.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 35-192

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

REVENUE ANTICIPATION NOTE RESOLUTION OF ORLEANS COUNTY, NEW YORK, ADOPTED JANUARY 8, 1992, AUTHORIZING THE ISSUANCE OF \$120,000 REVENUE ANTICIPATION NOTES OF THE COUNTY PURSUANT TO S25.00 OF THE LOCAL FINANCE LAW

Section 1. The Legislature of Orleans County (hereinafter called "Board" and "County" respectively), in anticipation of the collection of specific revenues other than real property taxes or assessments, to wit: medicaid payments to be received from the State of New York, to become due and payable during the year commencing January 1, 1992, hereby authorized the issuance of One Hundred Twenty Thousand and 00/100 (\$120,000.00) Dollars Revenue Anticipation Notes of the County to provide funds for operating expenses at the Orleans County Nursing Home needed because of delays in state reimbursement. Said notes shall be issued pursuant to Section 25.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (hereinafter called "Law").

Section 2. That the amount of uncollected specific revenue aforesaid, to wit: medicaid payments to be received from the State of New York, against which the said Notes are authorized to be issued, is as of the date hereof, the sum of Three Million Three Hundred Twenty Thousand and 00/100 (\$3,320,000.00) Dollars. There are no other Revenue Anticipation Notes authorized or outstanding in anticipation thereof.

Section 3. The issuance of said Revenue Anticipation Notes is authorized pursuant to Section 25.00 of the Law, and said Revenue Anticipation Notes may be renewed from time to time but, such Notes, including the renewals thereof, shall mature not later than the close of the second fiscal year succeeding the fiscal year in which said Notes were issued.

Section 4. The Notes hereby authorized shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the County and the faith and credit of the County are hereby irrevocable pledged to the punctual payment of the principal of and interest on said Notes, and unless said Notes are otherwise paid or payment provided for,

an amount sufficient for such payment shall be inserted in the budget of the County and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to Section 30.00 and Sections 50.00 to 60.00 of the law, the power to prescribe the terms, form and contents and as to the sale and issuance of the Notes authorized by this Resolution and any renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

Section 6. The Notes hereby authorized shall be executed in the name of the County by its County Treasurer and the Corporate seal of the County shall be affixed thereto and attested by its County Clerk.

Section 7. This resolution shall take effect immediately.

Adopted. 6 ayes; 0 nays, 1 absent, Legislator Billings.

RESOLUTION NO. 36-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ESTABLISHING SALARIES FOR ASSISTANTS TO THE ACTING DISTRICT ATTORNEY

WHEREAS, Milford L. Phinney is serving as Acting District of the County of Orleans; and

WHEREAS, it is necessary to establish salaries for the positions of First Assistant to the Acting District Attorney and Second Assistant to the Acting District Attorney;

NOW, THEREFORE, BE IT RESOLVED, that the salaries for the positions of First Assistant to the Acting District Attorney and Second Assistant to the Acting District Attorney are as follows:

Acting District Attorney.....	\$42,000.00
First Asst. to Acting D.A.....	23,004.00
Second Asst. to Acting D.A.....	12,500.00;

and be it

FURTHER RESOLVED, that the foregoing salaries shall only be for the term of the Acting District

Attorney and shall terminate upon a permanent appointment to the Office of District Attorney.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

At the end of the meeting there was discussion on the Sportsmen's Shows, that previously were handled through the Tourism Department. During discussion, three Legislators volunteered to cover three of the shows, with the fourth show being covered by Steve Isaacs, and the following schedule was arranged:

Legislator McCarthy, who said he was going to be in Detroit during that time period, will cover the Greater Detroit Sportfishing Expo at Auburn Hills, Michigan on March 7 - 10, 1992;

Legislator George Bower will cover the Eastern Sports, Boat, Camping and Travel & Outdoor Show at Harrisburg, Pennsylvania February 8 - 17, 1992;

Legislator Richard Bennett will cover the Greater Buffalo Sport & Travel Expo at Hamburg, New York March 12 - 15, 1992; and

Steve Isaacs, EDA Coordinator, will cover the Outdoors Northeast...Fishing & Hunting Sportsmen's Show in West Springfield, Massachusetts February 20 - 23, 1992.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to adjourn. Motion carried.

Meeting adjourned at 5:20 p.m.

LEGISLATURE MEETING
January 22, 1992

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications:
A letter from County Attorney David C. Schubel announcing the he had appointed Bruce R. Schmidt as First Assistant County Attorney, and John C. Gavenda as Second Assistant County Attorney; a notice from the County Soil & Water Conservation District announcing an Orleans County Water Quality Strategies Coordinating Committee Meeting to be held on Monday, February 3, 1992 at 10:00 a.m. in the Soil & Water Conservation District Offices at 446 West Avenue, Albion, New York; a letter from the Soil & Water Conservation District recommending that David Mathes be reappointed to another term on the Board; letters from the County Treasurer stating that Mrs. Judy Ames, Albion, New York had been appointed Deputy County Treasurer effective January 1, 1992 and Mrs. Susan M. Heard, Albion, New York had been appointed Deputy County Budget Officer effective January 1, 1992.

Report of Standing Committees: Legislator Tuohey reported attending a Leadership Meeting in Medina, Soil & Water Conservation District Meeting, attended the Mental Health Board meeting with Co-legislator McCarthy, as well as regular Departmental meetings with Real Property Tax Director, County Treasurer and the Legislature Chairman.

Legislator Bennett met with Sheriff Green and prison board on the 9th, a Probation meeting in Medina on the 15th, and IDA meeting on the 17th and Supervisors' and Legislators' meeting on the 21st.

Legislator Swiercznski reported several meetings with Buildings & Grounds, along with Legislator Bower; also met with the Highway Committee, attended the Supervisors' and Legislators' meeting on the 21st, and attended the prison meeting with Legislator Bennett.

Legislator McCarthy reported attending a Tourism meeting on the 15th, the Community Services Board meeting on the 16th, and met with three members of the Ridgeway Town Board on the 20th.

Legislator Billings had nothing to report.

Legislator Bower reported that in the last two weeks he had met with the Buildings & Grounds Department, the Highway Committee and attended the Department of Social Services monthly meeting, on Monday met with the Office for the Aging, earlier this afternoon he had met with the Administrator of the Nursing Home, and attended the Carlton Town Board meeting, noting that there was a County Planning Board problem there. Attended the Barre Town Board meeting. There was a representative from the gas company who informed the Board they would like to install their gas line at the same time the water line is installed - they had already attended the Albion Town Board meeting regarding this. The meeting was well attended. Mr. Bower said he had been asked to be a member of the Standing Committee on Transportation for NYSAC, which he will accept.

Chairman Berger attended the Yates Town Board meeting on the 9th, attended the Ridgeway Fire Company meeting with Mrs. Tuohey on the 11th, attended the Village of Lyndonville Board meeting on the 13th, attended the Soil & Water Annual Meeting on the 14th, attended the Chamber of Commerce breakfast on the 17th, also met with Jim Hancock on the 17th, attended the Fire Chiefs Association meeting in Albion on the 20th, represented the County at a reception given by the PIC-GLOW organization honoring Mrs. Gioia, Craig Yunker and Steve Hawley.

During the open discussion portion of the meeting, the privilege of the floor was given to Messrs. Paul and Scott Heiligenthaler. Paul Heiligenthaler spoke first. Mr. Heiligenthaler said he had come with a prepared statement, and would be glad to answer any questions after he was through. He noted that prior to January 1, 1992 he had contacted every Legislator, with the exception of Mr. Billings, and had expressed an interest in the job held by Bruce Schmidt. At this point Mr. Heiligenthaler read his statement - a copy is on file in the Legislature Office.

Mr. Heiligenthaler stated that the position (First Assistant County Attorney) should be given to any interested candidate who is qualified and a citizen of Orleans County. Mr. Heiligenthaler also commented that the Legislators he had spoken with agreed, and said they would support him. He also commented that the "process and procedure used by the Board and County Attorney David Schubel in making decisions as to who should be appointed (hired) be analyzed and changed." Regarding the Board's appointment of County Attorney and Attorney for Self Insurance Program, Mr. Heiligenthaler again expressed concern regarding "process and procedure as to how these appointments

were made." He said he did not understand why the County is not run "more like a business" - did not understand why "interviews were not conducted for these positions". Mr. Heiligenthaler said he felt that all candidates interested in the position should be interviewed, and a determination made as to who is best qualified for the position. Mr. Heiligenthaler stated that he was in attendance at the meeting to "change the procedures for appointments and ensure that the taxpayers received the best person." Mr. Heiligenthaler said, "I was not given an opportunity because of procedures or lack thereof. I am asking you Legislators to rescind and all appointments made in which simple businesslike procedures were not applied."

Legislator Tuohey replied, "I resent the implication that I did not apply good business practices to my position on the Board. You are assuming that I don't. You called me and I gave you support, and also gave two other people support, by encouraging each of you to apply for the position." I contacted the individuals who work with Mr. Schmidt, and found out that he is doing an excellent job. I felt it was good for the County and the taxpayers to continue with Mr. Schmidt since he has been a good County Attorney - there is no break in continuity with his reappointment."

Chairman Berger agreed with Mrs. Tuohey, and told Mr. Heiligenthaler that he, himself, had given Mr. Heiligenthaler the same advice.

Several more comments were made by Mr. Heiligenthaler, at which time Mrs. Tuohey left the room.

Chairman Billings commented that according to the Rules of Procedure, individuals were given privilege of the floor for five minutes, and Mr. Heiligenthaler had been considerably longer than five minutes.

Chairman Berger noted that they (the Heiligenthalers') had already taken more than five minutes, and said to Mr. Heiligenthaler, "If you would continue please." Mr. Scott Heiligenthaler was recognized and commented on the courtesy that should be extended to those who speak to the Board.

When asked how "he" (Mr. Schmidt) was informed of the position and recommended, Chairman Berger explained that he had several lawyers call regarding the position, and that he had told each one to apply for the position. With regard to recommendations, Mr. Berger said that he had contacted the Social Services

Department and the individuals Mr. Schmidt worked with at Social Services, and everyone there was very satisfied with his work.

Chairman Berger recessed the meeting at 5:05 p.m. and reconvened at 5:10 p.m.

The following resolutions were presented:

RESOLUTION NO. 37-192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION EXTENDING DATE FOR FILING THE FINAL GENERIC ENVIRONMENTAL IMPACT STATEMENT

WHEREAS, the draft generic environmental impact statement (DGEIS)/ GLOW Region Solid Waste Management Plan was filed in October, 1991; the final public hearing was held thereon on November 19, 1991; and comments were scheduled to be received thereon no later than December 2, 1991; and

WHEREAS, the State Environmental Quality Review Act (SEQRA) and its implementing regulations, 6 NYCRR 617 et seq., require that a Final Generic Environmental Impact Statement (FGEIS) be filed within forty-five (45) days of filing the DGEIS, unless such period is extended; and

WHEREAS, given the nature and extent of the comments, additional time is necessary to prepare the statement adequately;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County, as co-lead agency, hereby extends the period for the filing of the FGEIS until such time as all public comments and regulatory agency comments have been addressed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 38-192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING REPRESENTATIVES TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, Frank Berger, as Chairman of this Legislature, automatically serves as a County representative on the Council; and

WHEREAS, the County is entitled to appoint a second representative and an alternate;

NOW, THEREFORE, BE IT RESOLVED, that Lyndon Billings be appointed as the County's second representative and Richard Bennett be appointed as the alternate.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 39-192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CONFIRMING APPOINTMENTS TO GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE

WHEREAS, the Orleans County membership on the GLOW Region Solid Waste Management Committee (the Committee), pursuant to an intermunicipal cooperation contract, consists of the Legislature Chairman, his alternate, and two additional representatives to be nominated by the Chairman;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby confirm the Chairman's nominations to the Committee with terms to end December 31, 1992:

<u>NAME</u>	<u>REPRESENTATION</u>
Richard Bennett	Alternate
Lyndon Billings	Legislature
Wayne Hale, Jr.	Planning Dept.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 40-192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING UP LINE ITEMS IN SOLID WASTE FUND 1992 BUDGET ACCOUNT CL8160

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up line items in the Solid Waste Fund 1992 Budget Account CL8160, as follows:

CL8160.411 Supplies	\$1,000.00
CL8160.418 Other Contractual	5,500.00
CL8160.441 Printing	1,500.00
CL8160.461 Postage	<u>2,000.00</u>
TOTAL	\$10,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 41-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator

RESOLUTION APPOINTING BUILDINGS AND GROUNDS
SUPERINTENDENT TO THE SAFETY COMMITTEE

RESOLVED, that this Legislature does hereby appoint Buildings and Grounds Superintendent Ronald Tower, to the Orleans County Safety Committee for a two-year term, to end December 31, 1993; Mr. Tower replaces David Stevenson.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings, with second by Legislator McCarthy, moved a resolution entitled "Resolution Approving Agreement between the County of Orleans and Cooperative Extension of Orleans County". During discussion Legislator Bennett, with second by Legislator Bower, moved to amend by adding a qualification "that the Extension send to the Legislature an update regarding the cuts that will be made in their budget. Motion carried. 4 ayes; 3 nays, Legislator Billings, Swiercznski and Tuohey. The following resolution was then adopted:

RESOLUTION NO. 42-192

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN THE COUNTY OF
ORLEANS AND COOPERATIVE EXTENSION OF ORLEANS COUNTY

RESOLVED, that this Legislature does hereby

approve the agreement between the County of Orleans and the Cooperative Extension of Orleans County, which authorizes the payment of the sum of \$173,723.00 as appropriated in the 1992 County Budget, to the Cooperative Extension; and be it

FURTHER RESOLVED, that the Extension send to the Legislature an update regarding the cuts that will be made in their budget; and be it

FURTHER RESOLVED, that said payment shall be made in quarterly installments of \$43,430.75 each, payable upon submission of a County voucher, and the adoption of a resolution authorizing said payment.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 43-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT WITH IDENTI-KIT COMPANY, INC.

RESOLVED, that this Legislature does hereby authorize the Sheriff of Orleans County to enter into an agreement with Identi-Kit Company, Inc., which provides for the lease of an identification kit at an annual fee of \$408.00; and be it

FURTHER RESOLVED, that this Kit is for use in formulating composite sketches of suspects involved in crimes in Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Tuohey, moved a resolution entitled "Resolution Regarding Indoor Air Quality Consultation for County Buildings." During discussion, it was decided not to do anything at this time, but that it would be best to actually vote on the proposed resolution. The vote proceeded as follows:

RESOLUTION NO. 44-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION REGARDING INDOOR AIR QUALITY CONSULTATION

FOR COUNTY BUILDINGS

RESOLVED, that this Legislature does hereby authorize the Safety Committee to request the NYS Department of Labor to consult with the County regarding the indoor air quality of County Buildings.

DEFEATED. 0 ayes; 7 nays, Legislators Bennett, Berger, Billings, Bower, McCarthy, Swiercznski and Tuohey; 0 absent.

RESOLUTION NO. 45-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP NEW BUDGET MONIES IN 1992 WEIGHTS AND MEASURES BUDGET ACCOUNTS

WHEREAS, the Department of Weights and Measures has an agreement with the NYS Department of Agriculture and Markets providing for 100% reimbursement to the County for inspection screenings and samplings of petroleum products carried out by the County Weights and Measures Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in 1992 Weights & Measures Budget accounts as follows:

Revenue Acct. No. A3989.....	\$2,767.50
Appropriation Acct. No. A6610.465	
Petroleum Quality Program.....	\$2,767.50.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 46-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF COUNTY DUES TO VARIOUS ORGANIZATIONS

RESOLVED, that this Legislature does hereby authorize the payment of County dues to the following organizations:

1. National Association of Counties, 440 First St.,

NW, Washington D.C.....\$ 657.00

2. New York State Association of Counties, 150 State St., Albany, N.Y..... 2,700.00
3. Orleans County Past & Present Supervisors and Legislators Association..... 25.00
4. Intercounty Association of WNY..... 50.00

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 47-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIMS
RE JAIL RECONSTRUCTION

RESOLVED, the County Treasurer is hereby authorized to pay the following claims from Capital Project Account H3150 Jail Reconstruction:

1. Cassidy Mechanical Corporation, 11 Comfort St., Rochester, NY 14620, Application No. 3..\$10,599.00
2. Architectural Finishes, Inc., P.O. Box 123, Syracuse, N.Y.....\$6,328.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 48-192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO YOUTH BOARD

RESOLVED, that this Legislature does hereby approve the appointment of Phillip McKenna, Albion, New York to a three-year term on the Orleans County Youth Board; said term to end December 31, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 49-192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY TO
OPERATE THE ORLEANS COUNTY YOUTH BOARD

BE IT RESOLVED, that the Orleans County Legislature does hereby approve an agreement with Genesee County to operate the Orleans County Youth Bureau. Orleans County's share (40% of the actual annual operating cost of the Genesee County Youth Bureau) for 1992 will be \$36,805.00, payable in monthly installments of \$3,067.00, with the only exception being the monthly installment for December, which will be an adjusted payment, based on a reconciliation of expenditures.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 50-192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT POSITION IN COUNTY NURSING
HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacant positions in the County Nursing Home:

1. One (1) permanent part-time Food Service Helper;
2. Two (2) Permanent Part-time Institutional Aid
3. One (1) PPT Cleaner position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 51-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION TO FILL VACANT POSITION IN THE SHERIFF'S
DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Sheriff to fill the vacant Correction Officer position in the County Jail, which resulted from the transfer of a Corrections Officer to the position of Civilian Dispatcher.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 52-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL VACANT ASSISTANT DISTRICT ATTORNEY POSITIONS

WHEREAS, the First Assistant District Attorney, Milford L. Phinney has been appointed to the position of Acting District Attorney, until the vacant District Attorney position is filled;

NOW, THEREFORE, BE IT RESOLVED, that the Acting District Attorney is hereby authorized to fill the Acting First Assistant District Attorney position, appointing Sanford A. Church to said position; and be it

FURTHER RESOLVED, that the Acting District Attorney is hereby authorized to fill the position of Acting Second Assistant District Attorney, appointing Matthew D. Conlon, who will replace Sanford A. Church; and be it

FURTHER RESOLVED, that this resolution is in effect until such time as a permanent District Attorney for Orleans County is appointed.

Adopted. 7 ayes; 0 nays; 0 absent.

Prior to the adoption of Resolution No. 53, Legislator Bower commented, "I could move to table because it's a money item. I think we get motions to table on money issues to harrass or annoy somebody. If it is legitimate, then we should do it. In my opinion, motions to table ought not to be made."

RESOLUTION NO. 53-192

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PURCHASE OF TERMINAL FOR COUNTY TREASURER'S OFFICE

RESOLVED, that this Legislature does hereby authorize the County Treasurer's Office to purchase one (1) Data General Computer Terminal with keyboard (80 column SCREEN), at a total cost of not more that \$394.50; said purchase is necessary to allow access to the computer accounting records to the main office.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 54-192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENTS WITH PSYCHIATRISTS
FILLING IN FOR SUPERVISING PSYCHIATRISTS ON LEAVE IN
THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby
approve the following agreements between the County
Mental Health Department and Seymour Viener, M.D.,
Mohsen Emami, M.D.:

1. Seymour Viener, M.D., 1295 Portland Avenue,
Rochester, New York 14621 providing services as
Psychiatrist for 8 hours per week at an hourly
rate of \$67.50, not to exceed 8 weeks while Dr.
Gordon Pleune is on leave from January 22, 1992
through March 12, 1992; and
2. Mohsen Emami, M.S., 106 Oak Lane, Rochester, New
York 14610 providing services as Psychiatrist for
an additional 8 hours per week at an hourly rate
of \$67.50 not to exceed 5 weeks while Dr. Patil is
on leave from January 24, 1992 through March 21,
1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 55-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENTS TO THE ALTERNATIVES
TO INCARCERATION BOARD

BE IT RESOLVED that this Legislature hereby
approves the following appointments to the Alternatives
to Incarceration Board:

Frank R. Berger, Chairman	Legislature
Lyndon D. Billings	Legislature
Richard Bennett	Legislature
James Punch, Judge	County Court
John Henderson	Magistrates
District Attorney	Orleans County
Duane Johnson, Public Defender	Orleans County

David Green, Sheriff	Orleans County
Homer Phillips	Medina Police
Donald Hinman	Albion Police
Ron Sodoma, Superintendent	Albion School
Richard Metz, Undersheriff	Sheriff
Don Metzger, Director	Mental Health
Christine Capurso	Park Ridge
Dean Holland, Director	Probation
Deborah Linville	Citizen
John P. Scott	Citizen

and be it

FURTHER RESOLVED, that the terms for the above members shall expire December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 56-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING APPOINTMENTS TO CONDITIONAL RELEASE COMMISSION

RESOLVED, that this Legislature authorizes the following appointments to the Conditional Release Commission:

Don Metzger, Director	Mental Health
Dean Holland, Director	Probation
Chris Capurso	Park Ridge
	Chemical Depdcy

and be it

FURTHER RESOLVED, that the term for these appointees will expire December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled "Resolution Appointing Director of Veterans Service Agency" tabled at the January 8th Legislature Meeting, was removed from the table by Legislator Bower, and formally removed from the agenda.

Legislator Billings, with second by Legislator Bower, moved to waive the rules and allow for the introduction of the following resolutions:

RESOLUTION NO. 57-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 5462 through 5602 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 58-192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REGARDING TAX ROLL AND BILL PROCESSING AGREEMENTS FOR VILLAGES WITHIN THE COUNTY

WHEREAS, the County has heretofore contracted with the Villages within the County for tax roll and tax bill processing services; and

WHEREAS, such service was terminated by Resolution No. 490-1191, adopted by the Legislature on November 13, 1991;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the tax roll and bill processing agreements between the County and the various villages within the County, which restore such services as previously provided by the County to said villages; charge for such services shall be \$1.10 per parcel, and shall be due and payable May 15, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 59-192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING CHANGE ORDER FOR IVERSEN
CONSTRUCTION CORPORATION RE JAIL RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby approve Change Order No. I-7 for Iversen Construction Corporation, Gorham, New York, which deletes all counter/casework inside the Control/Radio Room, resulting in a credit to the County of \$833.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 60-192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CHANGE ORDERS FOR JAIL
RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby approve change orders for the Jail Reconstruction Project as follows:

1. Colonna Electric of Albion (Electrical Contract), for installation of one (1) additional circuit as a spare in new dispatch area, at an additional cost of.....\$150.00;
2. Cassidy Mechanical (HVAC Contract) for installation of flexible duct and grids for existing heater in Jail entrance way at an additional cost of.....\$236.00.
3. Iversen Construction Corp. (Construction Contract) for the removal of existing bars in order to install new bullet-proof glass in north wall of new dispatch at an additional cost of.....\$100.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Billings, with second by Legislator McCarthy, to adjourn the meeting. Motion carried.

Meeting adjourned at 5:42 p.m.

LEGISLATURE MEETING
February 12, 1992

The Chairman called the meeting to order at 4:45 p.m. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications: October through December Civil Defense reports, announcement of February Inter-County Meeting, letter from Paul Munger expressing his pleasure in the progress of the Marine Park and the excellent job Dave Albanese and Rich Wilson have been doing, minutes from January Soil & Water meeting, minutes from November Fire Advisory meeting, letter from Town of Albion Assessor regarding postponing the 1992 update, letter from Town of Ridgeway regarding equalization rates, Notice regarding Ag District #3, copy of letter to Scott Heiligenthaler from David Schubel regarding Legislature Rules of Procedure, memo from Wayne Hale regarding disposal of needles and syringes, November meeting minutes of Fire Chief's Association, announcement of Cornell University Symposium, copy of letter to Richard Clark from Carlton Fire Company regarding Republican meeting, letter from U.S. Dept. of Agriculture and news article regarding Orleans County being eligible for Emergency Loan assistance.

Report of Standing Committees: Legislator Tuohey reported attendance at a Solid Waste meeting on January 25, Fire Advisory Board meeting January 27, meeting with Village of Medina January 28, also Public Health meeting on the 28th, Record Management Committee meeting on February 3; also Town of Barre meeting, meeting regarding Medicaid at Office for the Aging on February 5, Solid Waste meeting on February 6, School Board meeting February 10, auditing on February 11 and Safety Committee meeting on February 12.

Legislator Bennett reported on information he obtained regarding the Conditional Release Program; also reported attendance at regular meetings.

Legislator Swiercznski reported attendance at his regular committee meetings; also attended meetings at the Nursing Home and Social Services.

Legislator McCarthy reported meeting with the Chairman of the Health Department on January 28, and Health Board meeting in the evening; also met with Chairman of Health Department and County Clerk on February 11.

Legislator Billings announced that he would like to add a resolution regarding solid waste to tonight's agenda. He met with Planning on February 12.

Legislator Bower said he attended regular committee meetings. He said that he has asked the County Attorney to look into the question of residency requirements regarding the hiring of the Assistant County Attorney.

Legislator Berger announced that he attended a retirement party on January 23, attended the NYS Supervisors and County Legislators meeting from January 26 through 29th, attended GLOW meeting January 30, ARC meeting on February 3, talked with SPOC representative on February 4; also attended Ridgeway Town meeting, February 5 attended Probation meeting, February 6 attended GLOW meeting; also Assessors meeting and Solid Waste meeting, February 7 attended meeting regarding Route 531, Soil & Water meeting February 11 and Safety Committee meeting on February 12.

During the open discussion portion of the meeting, Paul Heiligenthaler addressed the Legislature regarding the process and procedure used by the County Attorney and Legislators in making appointments or hiring. Mr. Heiligenthaler filed a copy of his statement with the Legislature. David Schubel said he will have a response ready for Mr. Heiligenthaler for the February 26 meeting.

Chairman Berger introduced Franklin Tower, the new Veterans' Director. Mr. Tower gave a brief summary of his background to the Legislature.

Legislator Billings questioned Don Metzger about the State positions that are currently located in the County Mental Health Department. Legislator Billings said he thought these were positions already filled with state employees, now it appears that the county is interviewing to fill these positions. Mr. Metzger explained that Rochester Psychiatric Hospital did the recruiting; three out of four of the positions have been filled. He explained that the State provided the positions, not the people.

The following resolutions were presented:

RESOLUTION NO. 61-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING AGREEMENTS BETWEEN THE COUNTY AND
VARIOUS LIBRARIES WITHIN THE COUNTY

RESOLVED, that this Legislature does hereby approve agreements, for the calendar year 1992, between the County and the following agencies within the County:

1. The Swan Library, Albion, New York, in the amount of \$10,654.85;
2. Lee-Whedon Memorial Library, Medina, New York, in the amount of \$9,100.83;
3. Community Free Library, Holley, New York, in the amount of \$6,133.48;
4. Yates Community Library, Lyndonville, New York, in the amount of \$3,180.84.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 62-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENTS BETWEEN THE COUNTY AND
VARIOUS SERVICE AGENCIES WITHIN THE COUNTY

RESOLVED, that this Legislature does hereby approve agreements, for the calendar year 1992, between the County and the following service agencies within the County:

1. Soil and Water, West Avenue, Albion, York, in the amount of \$20,157.00;
2. Orleans Community Action Committee, Inc., Albion, New York in the amount of \$26,562.00.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 63-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENT TO AGING ADVISORY
COUNCIL

RESOLVED, that this Legislature does hereby reappoint Legislator George Bower to a two-year term on the Orleans County Aging Advisory Council; said term to end December 31, 1993.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Bower

RESOLUTION NO. 64-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING REAPPOINTMENT TO THE ORLEANS COUNTY ETHICS COMMITTEE

RESOLVED, that this Legislature does hereby re-appoint Mr. Thomas Corcoran, 1215 West Avenue, Medina, New York, to a five-year term on the Orleans County Ethics Committee; said term to expire December 31, 1996.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 65-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENTS TO THE MEDICAL SCHOLARSHIP COMMITTEE

RESOLVED, that the following are hereby appointed to the Orleans County Medical Scholarship Committee for a three-year term ending December 31, 1994:

1. Dr. Arthur Mruczek
500 Erie Street
Medina, New York 14103
2. Mrs. Betty Childs
383 Erie Street
Medina, New York 14103

and be it

FURTHER RESOLVED, that the following Legislators are appointed to the Committee for a two-year term, ending December 31, 1993:

3. Legislator Marcia Tuohey

4. Legislator John J. McCarthy II.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 66-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING APPOINTMENT TO THE ORLEANS COUNTY MENTAL HEALTH BOARD

RESOLVED, that this Legislature does hereby appoint Legislator John J. McCarthy II to a term on the Orleans County Mental Health Board, with Marcia Tuohey as the alternate, replacing Legislator Richard Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 67-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENT TO WESTERN NEW YORK REGIONAL OFF-TRACK BETTING BOARD OF DIRECTORS

RESOLVED, that this Legislature does hereby reappoint Mr. George Herring, Holley, New York, to a two-year term on the WNY Regional OTB Board of Directors; said term to end December 31, 1993;

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 68-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENT TO RECORDS MANAGEMENT ADVISORY COMMITTEE

RESOLVED, that this Legislature does hereby reappoint the following to a three-year term on the Records Management Advisory Committee; said terms to end December 31, 1994:

NAME

REPRESENTS

Mary Basinait
Central Hall
Albion, New York

Treasurer

Carol Lonnen
Court House Sq.
Albion, New York

County Clerk

Lois M. Brandt
Court House Sq.
Albion, New York

Clerk of Legislature

Stanley J. Dudek
Court House Sq.
Albion, New York

Records Mgmt Officer

C. W. Lattin
Central Hall
Albion, New York

County Historian

and be it

FURTHER RESOLVED, that the following Legislators are appointed to this Committee for a two-year term, ending December 31, 1993:

Marcia Tuohey
West Avenue
Medina, New York

Legislature

John J. McCarthy II
Catherine Street
Medina, New York

Legislature

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 69-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENTS TO SOIL AND WATER CONSERVATION DISTRICT BOARD

RESOLVED, that this Legislature does hereby approve the appointment of the following, to the Orleans County Soil and Water Conservation District Board for two-year terms; said terms to end December 31, 1993:

<u>NAME</u>	<u>REPRESENTS</u>
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Frank R. Berger	
-----------------	--

3626 N. Gravel Road
Medina, New York 14103

Legislature

Richard V. Bennett
4779 Pine Hill Road
Albion, New York 14411

Legislature

and be it

FURTHER RESOLVED, that the following appointment is approved for a three-year term, ending December 31, 1994:

David Mathes
4655 Mathes Road
Albion, New York 14411

Grange

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 70-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING APPOINTMENT TO THE ORLEANS COUNTY JURY BOARD

RESOLVED, that this Legislature does hereby approve the appointment of Richard Bennett to a two-year term on the Orleans County Jury Board; said term to end December 31, 1993:

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 71-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENTS TO THE LOCAL EMERGENCY PLANNING COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the Local Emergency Planning Committee; said terms to expire December 31, 1992:

NAME

REPRESENTS

Frank R. Berger
Court House Sq.

Albion, New York 14411	Legislature
Richard V. Bennett Court House Sq. Albion, New York 14411	Legislature
David Green Cunneen Hall Platt Street Albion, New York 14411	Sheriff
Richard Clark West County House Rd. Albion, New York 14411	Office of Disaster Preparedness
Paul Wagner 16337 Church St. Holley, New York 14470	Deputy Coordinator
Andy Lucyszyn, Director County Health Dept. Route 31, West Albion, New York 14411	Health Department
Donald Cooley, Supt. County Highway 222 W. Academy Street Albion, New York 14411	County Highway Department
Owen Toale 413 Main Street Medina, New York 14103	Journal Register
Clifton Jenney, Mgr. 40 Jackson Street Holley, New York 14470	Diaz Chemical
Eric Bradshaw 37 E. Bank Street Albion, New York 14411	Village/Albion

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 72-292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENTS TO PUBLIC SAFETY
ADVISORY COMMITTEE

RESOLVED, that this Legislature does hereby
approve the appointment of the following to a one-year
term on the Public Safety Advisory Committee; said

terms to expire December 31, 1992:

<u>NAME</u>	<u>REPRESENTS</u>
Frank R. Berger 3626 N. Gravel Road Medina, New York 14103	Legislature
David Green Albion, New York 14411	Sheriff
Dean Holland Albion, New York 14411	Probation
James Punch Albion, New York 14411	County Judge
Vacant	District Attorney
C. Eugene Leigh Ridge Road Albion, New York 14411	Village & Town Court Justices
Homer Phillips Main Street Medina, New York 14103	Village of Medina Police Dept.
Don Hinman E. Bank Street Albion, New York 14411	Village of Albion Police Dept.
Howard Lake, Jr., Mayor Village Hall Medina, New York 14103	Village Government
John Wing 16642 Carr Road Kendall, New York 14476	Citizen
Dick Metz Albion, New York 14411	Undersheriff
Dick Clark Civil Defense Director West County House Road Albion, New York 14411	Civil Defense
Geary Shenck, Supv. Town of Clarendon Town Hall P.O. Box 145 Clarendon, New York 14429	Town Representative

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Swiercznski introduced a resolution authorizing the purchase of a pay telephone for the county Administration Building. Legislator Bennett asked if there were any other quotes obtained, other than from Doherty Communications. After further discussion, Legislator Tuohey moved to call the question. The following resolutions were then presented:

RESOLUTION NO. 73-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PURCHASE OF PAY TELEPHONE FOR COUNTY ADMINISTRATION BUILDING

WHEREAS, it has been determined that the County can save approximately \$85.00 per month by replacing the existing pay telephone at the County Administration Building with a County-owned pay telephone;

NOW, THEREFORE, BE IT RESOLVED, that the Superintendent of Buildings and Grounds is hereby authorized to purchase one pay telephone for use at the County Administration Building, at a cost not to exceed \$900.00.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent

RESOLUTION NO. 74-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING ERDMANN, ANTHONY ASSOCIATES AS ENGINEERS FOR FUEL FARM CLEANUP AT HIGHWAY DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby authorize to provide environmental engineer services as called for in the NYS Department of Environmental Conservation S.P.C.C. plan; said services to be provided for on an "as needed" basis, at hourly rates as listed below:

- | | |
|--------------------|---------|
| 1. Senior Engineer | \$65.00 |
| 2. Engineer | 50.00 |
| 3. Hydrogeologist | 55.00 |

- | | |
|------------------------|--------|
| 4. Senior Technician | 50.00 |
| 5. Drafting Technician | 40.00 |
| 6. Clerical | 35.00. |

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 75-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION TO FILL VACANCIES AT THE COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancies:

1. Two (2) PPT Institutional Aide positions.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 76-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION TO FILL VACANT PUBLIC HEALTH NURSE POSITION AT COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Director of the County Health Department to fill the vacant Public Health Nurse position in said department, at Grade 15, Step 1 on the CSEA salary schedule; annual salary of \$21,335.00.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 77-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AMENDING NO. 613-1291 RE APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM BOARD

RESOLVED, that this Legislature does hereby amend Resolution No. 613-1291 to read as follows (amended

portions are underlined):

<u>NAME</u>	<u>AGENCY</u>	<u>TERM ENDING</u>
Joanne Welch	<u>CSEA</u>	12/31/92
Don Metzger	<u>Administration</u>	12/31/92
Eva Smith	<u>CSEA - Nursing Home</u>	12/31/93
Nadine Paduchak	Liaison-Administrator	<u>12/31/92</u>
<u>Jeanne Scharping</u>	<u>Highway</u>	<u>12/31/93</u>

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 78-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT WITH C.S.E.A. RE
CUSTODIAL WORKER POSITION

BE IT RESOLVED, that the Chairman is hereby authorized to approve an agreement with the C.S.E.A. placing the newly created "Custodian" position in Grade 6, of the C.S.E.A. Salary Schedule; and be it

FURTHER RESOLVED, that the Custodian position shall have a normal work week of forty (40) hours.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Swiercznski presented a resolution titled RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR HIGHWAY EQUIPMENT. The resolution was seconded by Legislator Bower. Legislator Billings moved to amend the resolution to delete the Highway Superintendent's vehicle from the resolution. This was seconded by Legislator Tuohey. The motion to amend failed with Legislators Bower, McCarthy, Berger and Swiercznski voting against it. The resolution failed as originally presented, with Legislators Bennett, Berger, Billings and Tuohey voting nay.

RESOLUTION NO. 79-292

SBY Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENTS TO THE STOP DWI COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the STOP - DWI Committee; terms for said appointments to end December 31, 1992:

<u>NAME</u>	<u>REPRESENTATION</u>
Dan Albanese	Restaurant Owner
George Bane	Citizen
Roger Maxon	Magistrates Assn.
Chris Capurso	Park Ridge Chemical Depdcy.
Vacant	Student
Richard Bennett	Chairman, Public Safety Committee
Lyndon Billings	Legislature
David Green	Sheriff, STOP DWI Coordinator
Dean Holland	Director, Probation
Vacant	District Attorney
James Punch	County Judge
Carol Lonnen	County Clerk
Homer Phillips	Law Enforcement
Gary Wilkinson	NYS State Police

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 80-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY FIRE ADVISORY BOARD

RESOLVED, that this Legislature does hereby approve appointments to a term on the Orleans County Fire Advisory Board; said term to end December 31, 1992:

<u>NAME</u>	<u>REPRESENTATION</u>
Dale Banker	Albion Fire Department
Thomas Hicks	Barre Fire Department
Robin Roberts	Carlton Fire Department
Richard DeYoung	Clarendon Fire Department
Kirk Zinkievich	E. Shelby Fire Department
Fran Gaylord	Holley Fire Department
John Blosenhauer	Hulberton Fire Department
Doug Jones	Kendall Fire Department
Donald Grabowski	Lyndonville Fire Dept.

Gregory Barhite
David Steenburgh
Norman Bale
David Moden

Medina Fire Department
Morton Fire Department
Ridgeway Fire Department
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>
Richard Clark	Orleans County Fire Coordinator
David Green	Orleans County Sheriff
Dale Watts	Deputy Coordinator
David Westlund	Deputy Coordinator
Paul Wagner	Deputy Coordinator
John Daniels	Fire Investigator
Charles Mele	Fire Investigator
Mark Watts	Fire Investigator
Mark Mallick	Office of Fire Prevention and Control
Tom Hicks	Orleans County Fire Chiefs' Assn.
Frank R. Berger	Legislator Chairman
Lyndon D. Billings	Legislator
Marcia B. Touhey	Legislator

Adopted. 7 ayes; 0 nays; 0 absent

Legislator McCarthy introduced a resolution regarding residency requirements for welfare/medicaid services. After presenting the resolution, Legislator McCarthy moved to amend the resolution to recommend to New York State that it close its doors to out-of-state applicants, rather than the resolution stating that this Legislature "close their doors". Legislator Bower seconded the motion to amend the resolution. Carried.

The following resolutions were then presented:

RESOLUTION NO. 81-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION TO JOIN OTHER NEW YORK STATE COUNTIES IN
PROTESTING NEW YORK STATE'S LACK OF RESIDENCY
REQUIREMENT FOR WELFARE/MEDICAID SERVICES

WHEREAS, County budgets across the state are under
siege and property taxpayers are getting hit hard with

excessive costs due to high state mandated welfare and medicaid spending; and

WHEREAS, Orleans County's mandated welfare and medicaid costs have skyrocketed over the past years, with the County being blamed by the taxpayers for these high costs; and

WHEREAS, one major concern of both taxpayers and local governments is New York State's lack of any residency requirement in order for an individual/family to receive welfare and medicaid services;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby recommend to the State that the doors be closed to out-of-state welfare/medicaid applicants on April 8, 1992, and be it

FURTHER RESOLVED, that copies of this resolution be sent to Senator John Daly, Assemblyman R. Stephen Hawley, Governor Cuomo, the appropriate State Legislature Committee Chairman, NYSAC, the Western NY Intercounty Association, as well as other counties within the State.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 82-292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND TO SET UP NEW BUDGET MONIES IN PROBATION DEPARTMENT 1992 BUDGET ACCOUNTS

WHEREAS, the Orleans County Probation Department has an additional revenue of \$7,045.00 available from the NYS Department of Social Services in conjunction with its Domestic Violence Program; and

WHEREAS, the Orleans County Probation Department will need an additional \$8,155.00 appropriated to its Personal Services Account A3140.1 to avail itself of these monies;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to-

1. Set up new budget monies in Revenue Account A3312 and in appropriation Account A3140.1 Personal Services in the amount of \$7,045.00; and

2. Transfer the sum of \$1,110.00 from Contingent Account A1990 to Account 3140.1 Personal Services.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 83-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPOINTING TEMPORARY ACTING DIRECTOR FOR THE VETERANS SERVICE AGENCY

WHEREAS, the position of Director of the Veterans Service Agency has been vacant since December 28, 1991; and

WHEREAS, Jean Woodcook has been responsible for handling the activities of the office in the absence of a Director;

NOW, THEREFORE, BE IT RESOLVED, that Jean Woodcook is hereby promoted to the Temporary Position of Acting Director of the Veterans Service Agency for the period beginning January 1, 1992, and ending upon the appointment of a permanent Director; salary for said temporary position shall be \$21,494, in accordance with the Management Compensation Plan salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 84-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING ADDENDUM TO AGREEMENT BETWEEN OFFICE FOR AGING AND MEDINA MEMORIAL HOSPITAL

RESOLVED, that this Legislature does hereby approve the addendum to the Agreement between the County Office for the Aging and Medina Memorial Hospital Long Term Home health Care Program (HTHHCP), initiating an installation fee of \$75.00 on all Lifeline installations made by the Office for LTHHCP clients to be effective February 1, 1992.

Adopted. 7 ayes; 0 absent; 0 nays

RESOLUTION NO. 85-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPLICATION BY ORLEANS COUNTY
OFFICE FOR THE AGING TO NYS OFFICE FOR THE AGING FOR
CHILDREN OF CAREGIVER'S CURRICULUM TESTING PROJECT

WHEREAS, the NYS Office for the Aging has issued a competitive Request for Application for 100% grants up to \$5000 to be used to test a curriculum on aging issues with teenagers for the period March 1, 1992 - August 31, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Orleans County Office for the Aging to submit an application for this grant program to the NYS Office for the Aging.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 86-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION REQUESTING EXTENSION OF "DEADLINE DATE"
OF SECTION 27-0707 NYS ENVIRONMENTAL CONSERVATION LAW

WHEREAS, the Environmental Conservation Law, Section 27-0707, establishes the date of April 1, 1992 as the date by which facilities must cease to accept waste from municipalities that do not have a local solid waste management plan in place; and

WHEREAS, GLOW Solid Waste Management Committee in the western New York area is working on a plan for the region, but will not be able to meet the deadline date; and

WHEREAS, the GLOW Committee has made every effort to submit a Solid Waste Management Plan in a timely manner, but in fact, the final approval of the Committee's Plan will not come before the deadline, leaving the Committee with very few, if any, alternatives; and

WHEREAS, it is quite possible that there are other municipalities in New York State that will not be able to meet this deadline;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby request that Section 27-0707 of

the New York State Environmental Conservation Law be amended to extend the deadline date of April 1, 1992, to December 31, 1992, thereby giving more municipalities an opportunity to reach compliance of the aforementioned law.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 87-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENTS BETWEEN COUNTY HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and various agencies, for the calendar year 1992, as follows:

1. Genesee Delivery to provide transportation of water samples, cultures, etc., from the Orleans County Health Department to the Genesee County Laboratory; cost to be reimbursed through State Aid at 40%.
2. Genesee-Orleans Homemaker Services, Inc., to provide Home Health Aide service to the Orleans County Health Department Home Health Agency, with costs to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, other Third Party Insurance, etc.; thus, there is no cost to the County.
3. Westside Home Care Agency, LTD., to provide back-up Home Health Aide services to the Orleans County Health Department Home Health Agency, with cost to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, other Third Party Insurance, etc.; thus, there is no cost to the County.
4. Genesee Board of Health (Genesee Laboratory Board of Managers) for laboratory services. Cost to be reimbursed through State Aid at 40%.
5. Freed, Maxicks, Sachs and Murphy, PC, for the preparation of the 1991 Medicare Cost Report, as well as a mid-year review to determine potential Medicare reimbursement for 1992, at a total cost not to exceed \$5,000. Reimbursement through State Aid at 40%.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution abolishing and creating positions in the Health Department. Seconded by Legislator Bennett. After discussion, Legislator Billings moved to amend the resolution to approve the filling of a vacancy for an Account Clerk Typist, rather than creating a Senior position. Seconded by Legislator Swiercznski. The amendment passed, with Legislators Bennett and McCarthy voting nay. The following resolutions were then presented:

RESOLUTION NO. 88-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING VACANCY TO BE FILLED IN HEALTH DEPARTMENT

BE IT RESOLVED, that this Legislature authorizes the filling of a vacancy for an Account Clerk Typist position in the Orleans County Health Department, Grade 5 of the CSEA Salary Schedule.

Adopted. 5 ayes; 2 nays; Legislators Bennett and McCarthy; 0 absent

RESOLUTION NO. 89-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING THE APPOINTMENT TO BOARD OF HEALTH

RESOLVED, that this Legislature does hereby appoint Allen Lofthouse, to complete the unexpired term of Virginia Everett, on the Orleans County Board of Health; said term to expire on 31 December 1996.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 90-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING THE TRANSFER OF FUNDS IN THE 1991 COUNTY HEALTH DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby

authorize the following transfer of budget monies for the purpose of balancing the 1991 budget for the County Health Department:

<u>Amount</u>	<u>To</u>	<u>From</u>
\$ 2,200	4010.100 Salaries	4010.409 Biologicals
\$ 2,100	4010.101 Overtime	4010.409 Biologicals
\$19,000	4010.408 Therapy Svc.	2960.465 PHC-Ed
\$ 1,500	4025.465 Laboratory	2960.465 PHC-Ed
\$ 9,000	4046-465 PHC Program	2960.465 PHC-Ed

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 91-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING CONTINUATION OF THE CLUSTER HOME PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the continuation of the Cluster Home Program effective January 1, 1992 through December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 92-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION OPPOSING THE EXPANSION OF THE NEW YORK RACING ASSOCIATION

WHEREAS, there is proposed legislation relative to the New York Racing Association (NYRA) which would seriously adversely impact the horse racing industry in the State of New York; and

WHEREAS, said proposed legislation would accomplish or have the impact of enabling the NYRA to accomplish the following specific items:

1. Take over New York City OTB;

2. Build teletheaters throughout New York State (currently prohibited without local tract & OTB permission);
3. Buy an out-of-state race track;
4. Move 90 days of New York State thoroughbred racing to an out-of-state track;
5. Televisе in-home cable of NYRA thoroughbred racing without permission of local tracks and OTB;
6. Permit "No-Minimum Deposit" telephone betting accounts with NYRA (currently \$1,000 minimum and NYRA and \$500 at other race tracks and OTB);
7. Prohibit legislative control of NYRA imposed simulcast fees charged to other race tracks and OTB's;
8. Authorize the sale, by NYRA, of state-owned Aqueduct Race Track;
9. Authorize an additional take-out (.08%) from all bettors to finance bond pay-back;
10. Would allow NYRA to control and charge commissions on all out-of-state thoroughbred simulcasts;
11. Would extend NYRA franchise (which expires in the year 2000) to the year 2031; and

WHEREAS, the Counties/Cities benefit directly from the operations of the Western Regional Off-Track Betting Corporation with revenues reaching as high as \$89,000,000 systemwide in 1990 alone; and

WHEREAS, the New York Racing Association is State-operated and funded, and makes no contribution back to the local governments; and

WHEREAS, the establishment of the New York Racing Association parlors within Western New York will further erode the financial ability of the Western Regional Off-Track Betting Corporation;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby memorialize the New York State Legislature to reject the said proposed legislation; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the Western Regional Off-Track Betting Corporation, the New York Racing Association; Governor Mario Cuomo, Senator John B. Daly

and Assemblyman R. Stephen Hawley.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 93-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM TO WILKIE, FARR & GALLAGHER RE JAIL RECONSTRUCTION PROJECT

RESOLVED, that the County Treasurer is hereby authorized to pay the sum of \$880.00 from Account H3150, to Wilkie, Farr & Gallagher, 1 Citicorp Center, 153 East 53rd Street, New York, New York 10022-4669; said payment is for time and work expended pertaining to issuance of Bond Anticipation Notes, dated November 13, 1991.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 94-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION URGING CONTINUATION OF THE WESTERN EXTENSION OF THE ROUTE 531 EXPRESSWAY

WHEREAS, the Transportation Bond Act of 1988 passed by the voters of New York State contained \$20 million of funding for the westward expansion of Route 531; and

WHEREAS, the NYS Department of Transportation (NYSDOT) also committed \$10 million for the continuation of Route 531; and

WHEREAS, the NYSDOT is designing and purchasing property to Washington St. in Phase I of this project; and

WHEREAS, Phase I segment of Route 531 to Union St. (Route 259) will be under construction in 1992; and

WHEREAS, failure to provide required post bond act funding would delay and increase the cost of completing this important project to Washington St. (Route 36);

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby request that the necessary funding be provided on a timely basis to continue construction of Route 531 to Washington St. (Route 36); such funding would -

- a. facilitate the issuance of contracts for continuance, thus minimizing construction costs and reduce future inflation increases; and
- b. would decrease traffic pressure that exists on Route 259 through the Village of Spencerport, in the Town of Ogdén;

and be it

FURTHER RESOLVED, that planning should commence for the location of the right-of-way needed to advance the Route 531 Western Expressway to Redman Road; and be it

FURTHER RESOLVED, that copies of this resolution be immediately transmitted to Governor Cuomo, the regional members of the NYS Legislature, the Chairs of the Senate and Assembly Transportation Committees, and the Commissioner of Transportation for the NYSDOT.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 95-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION TO AMEND UNPAID LEAVE OF ABSENCE POLICY

BE IT RESOLVED, that this Legislature does hereby amend its unpaid leave of absence policy to allow Department Heads to authorize unpaid leaves of absence-

- (1) not to exceed 14 consecutive work days for a doctor verified illness or injury, and
- (2) not to exceed three consecutive work days for other emergency purposes;

said leaves to be granted with the understanding that the time "off the payroll" can result in diminished eligibility for certain benefits consistent with various labor agreements and past practices.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 96-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ON DEDICATED HIGHWAY AND BRIDGE FUNDING

WHEREAS, during the 1991 Legislative Session, the NYS Legislature passed, and the Governor approved, legislation creating a Dedicated Highway & Bridge Trust Fund; and

WHEREAS, this dedicated fund becomes "live" April 1, 1993 providing dedicated revenues desperately needed for the future operation, maintenance and improvements to the local infrastructure; and

WHEREAS, the NYS County Highway Superintendents' Assn. has consistently supported the concept of a Dedicated Highway & Bridge Fund; and

WHEREAS, this dedicated fund also contains a "locked box" consisting of non mass transit Petroleum Business Taxes (totaling approximately \$700 million) to be apportioned between mass transit and highway and bridges; and

WHEREAS, the NYS County Highway Superintendents' in conjunction with the NYS Assn of Town Superintendents of Highways has identified and presented to the Governor, NYS Legislature and the Dept. of Transportation local road and bridge dollar shortfalls; and

WHEREAS, the Governor has proposed, in his 1992-93 Executive Budget, a reduction in the Consolidated Highway Improvement Program (CHIPS) of \$20 million in operating and maintenance funds; and

WHEREAS, this reduction represents a step backwards in the commitment made in 1991 when the Dedicated Highway & Bridge Fund was established; and

WHEREAS, the preservation of the \$20 million CHIPS maintenance funds is essential towards improving the safety, efficiency and structural quality of streets, highways and bridges at the local level;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County supports the efforts of the NYS County Highway Superintendents Assn and the NYS Assn of Town Superintendents of Highways, urging the Governor and the NYS Legislature to provide an equitable distribution of the Petroleum Business Taxes within the

"locked box" to the local highway and bridge system; and be it

FURTHER RESOLVED, that an equitable distribution of existing state transportation funds existing and increased highway related revenues, and existing and increased motor fuel taxes, within the Dedicated Highway & Bridge Trust Fund be allocated to meet local road and bridge needs; and be it

FURTHER RESOLVED, that Orleans County urges the NYS Legislature to restore the \$20 million in CHIPS maintenance funds and continue existing funding levels until such time that a Dedicated Fund is established to address local infrastructure responsibilities; and be it

FURTHER RESOLVED, that copies of this resolution be submitted to Governor Mario M. Cuomo and members of the State Legislature.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 97-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING SERVICE AGREEMENTS FOR THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the following service agreements for the Orleans County Nursing Home; said agreements to be in effect during the calendar year 1992:

1. Dr. R. D. Baskervill, to provide Speech Therapist services for residents at the County Nursing Home;
2. Ms Barbara Chappius, to provide Occupational Therapist services for residents at the County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 98-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ABOLISHING/CREATING POSITION AT COUNTY

NURSING HOME

RESOLVED, that this Legislature does hereby abolish one (1) part-time Cleaner position at the County Nursing Home, and in its place, creates one (1) part-time Laundry Worker position.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 99-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION ISSUING NEGATIVE DECLARATION UNDER STATE ENVIRONMENTAL QUALITY REVIEW ACT ON THE ORLEANS COUNTY NURSING HOME EXPANSION

WHEREAS, the County of Orleans has received conditional approval from the NYS Office of Health Systems Management to construct an expansion of the Orleans County Nursing Home; and

WHEREAS, the County determines this expansion to be an Unlisted Action pursuant to 6 NYCRR Part 617 implementing the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the NYS Department of Health has determined the project will not have a significant impact on the environment; and

WHEREAS, the County Legislature has considered and reviewed all information for the determination herein;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby determine that the proposed expansion of the Orleans County Nursing Home will have no significant adverse environmental impacts; and be it

FURTHER RESOLVED, that as a consequence of such determination, this Legislature does hereby issue a Negative Declaration to be filed in accordance with 6 NYCCR Part 617 Notice and Filing Requirements and Uncoordinated Review Procedures.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 100-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIMS
RE JAIL RECONSTRUCTION

RESOLVED, that the County Treasurer is hereby authorized to pay the following capital project claims from Account H3150 Jail Reconstruction, to the following contractors:

1. Iversen Construction Corp., P.O. Box 214, Gorham, N.Y. 14461 for payment application No. 4 in the amount of.....\$34,773.80
2. Cassidy Mechanical Corp., 11 Comfort St., Rochester, N.Y. 14620 for payment application No. 4 in the amount of.....\$ 4,471.00

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 101-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING REPLACEMENT OF THERMALPANE SASH
AT COUNTY ADMINISTRATION BUILDING

RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Superintendent to replace the deteriorated Thermalpane Sash at the County Administration Building, at a cost not to exceed 1500.00, to be paid out of the Buildings and Grounds budget.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 102-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION TO HIRE ARCHITECTURAL FIRM RE CONDITIONS
REPORT OF THE COUNTY COURT HOUSE

RESOLVED, that this Legislature does hereby authorize the hiring of an architectural firm specializing in historical structures, to perform a "Conditions Report" for the County Court House; specifically for the windows in the entire building and the interior walls in the courtroom, for a cost not to

exceed \$3,000.00; and be it

FURTHER RESOLVED, that this is being done at the recommendation of Leo Downey of the NYS Office of Parks, Recreation and Historic Preservation, in preparation for applying for a State grant to be used in renovations of historical buildings, such as the Court House.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 103-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION CONFIRMING APPOINTMENT OF JAMES B. ELMORE, M.S., C.R.C., AS DEPUTY DIRECTOR FOR ADMINISTRATION FOR THE MENTAL HEALTH DEPARTMENT

WHEREAS, Resolution No. 478-1191 gave the Director of Mental Health authority to fill the vacant position of Deputy Director for Administration at Grade 4, with step level to be determined after candidates were interviewed, experience reviewed and final candidate selection was made; and

WHEREAS, the Director of the Mental Health Department has selected James Elmore, M.S., C.R.C., to be the Deputy Director for Administration of the Orleans County Mental Health Department, effective December 2, 1991; and

WHEREAS, this was a position with a beginning salary of \$28,579 (Grade 5, Step 0) on March 19, 1990 when the Deputy Director for Administration position was created and approved by the County Legislature for the Mental Health Department; and

WHEREAS, after review of Mr. Elmore's past experience and resume it is requested that Mr. Elmore's beginning salary be \$28,382; and

WHEREAS, Mr. Elmore has been in the Human Services field for more than sixteen years as an upper level manager, including five years as Director of Social Services in Ontario County; holds a Masters Degree; is a Certified Rehabilitation Counselor; and in his last position earned more than \$40,000;

NOW, THEREFORE, BE IT RESOLVED, that the new Deputy Director for Administration, James Elmore, M.S., C.R.C., be placed in Grade 4, Step 5 (as per Resolution

No. 31-192, dated January 1, 1992) of the Management Compensation Plan, with an annual salary of \$28,382.00.

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent

Legislator Billings introduced a resolution, which was seconded by Legislator Tuohey, confirming the appointment of the Director of Veterans. Legislator Swiercznski moved to table the resolution. There was no second. Legislator Swiercznski then moved to amend the resolution to appoint Sid Passarell to the position. No second. The following resolutions were then presented:

RESOLUTION NO. 104-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION CONFIRMING APPOINTMENT OF DIRECTOR OF VETERANS SERVICE AGENCY

WHEREAS, the Chairman of the Legislature has indicated that he will appoint Mr. Franklin Tower, Maple Ridge Road, Medina, New York to the position of Veterans Service Agency Director;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby confirm the appointment of Mr. Franklin Tower to the position of Director of the Veterans Service Agency; said position to be Grade 3, step 1 on the Management Compensation Schedule, salary of \$21,494.00

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent

RESOLUTION NO. 105-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks

numbered 5650 through 5850 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 106-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION REGARDING STATE LEGISLATIVE REDISTRICTING IN ORLEANS COUNTY

WHEREAS, the proposed redistricting for the NYS Legislature divides Orleans County by separating the Towns of Ridgeway and Yates from the remaining portion of the County; and

WHEREAS, this separation would divide the Village of Medina, since Medina is located in both the Town of Ridgeway and the Town of Shelby; and

WHEREAS, it is the opinion of this Legislature that such redistricting and division would have a detrimental effect upon the County;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby urge that Senator John Daly and Assemblyman R. Stephen Hawley express to those involved in this redistricting, this Board's concern over what is being done to the County, and ask that the Towns of Ridgeway and Yates be allowed to stay in the same legislative district as the remainder of the towns in the County, and be it

FURTHER RESOLVED, that this resolution be sent to Governor Mario Cuomo and the appropriate Assembly Committee.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 107-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION TO AMEND RESOLUTION NO. 515-1191 APPROVING

CHANGE ORDER FOR JAIL RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby amend the second paragraph of Resolution No. 515-1191 to read as follows: (the amended portion is underlined)

"NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize Cassidy Mechanical to repair jail showers on a time/material basis, prior to the installation of the new ceiling in the recreation area of the Jail at a cost of \$240.00;"

and be it

FURTHER RESOLVED, that this amendment is necessary because the original resolution approved the aforementioned repair work "at an estimated cost of \$800.00", while the actual cost was \$240.00.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Billings withdrew the resolution titled RESOLUTION AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT. The following resolutions were then presented:

RESOLUTION NO. 108-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION ESTABLISHING PUBLIC ASSISTANCE ELIGIBILITY REQUIREMENTS

WHEREAS, current welfare eligibility rules provide an allowance based on the number of children in the family, thereby encouraging recipients to have children they cannot afford,

BE IT RESOLVED, that this Legislature urges New York State to require that as a condition of maintaining eligibility for public assistance, all prospective parents be required to attend a family planning program, and be it

FURTHER RESOLVED, that the New York State Legislature is hereby urged to change eligibility rules so that allowances will not be increased for any children born while the parents are receiving public assistance and be it

FURTHER RESOLVED, that copies of this resolution be sent to NYSAC, Governor Cuomo and appropriate State Legislature Committee Chairman.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator McCarthy introduced a resolution titled RESOLUTION AUTHORIZING PREPARATION OF PLAN OF ACTION REGARDING WELFARE ELIGIBILITY. During discussion, it was agreed that Patricia Hardenbrook and Jim Hancock will come to a future Conference Session to discuss this. Legislator Bower moved to table the resolution, with a second from Legislator Bennett. Motion passed, with Legislator McCarthy voting nay.

Legislator McCarthy withdrew a resolution titled RESOLUTION AUTHORIZING PREPARATION OF LOCAL LAW ESTABLISHING RESIDENCY REQUIREMENTS FOR PUBLIC ASSISTANCE. The following resolutions were then presented:

RESOLUTION NO. 109-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes the payment of two capital project claims to be paid from the Capital Project Jail Accounts Payable account to MRB Group, as follows:

Third Progress Billing for services rendered on Orleans County Jail Renovations: \$20,388.00

Fourth Progress Billing for services rendered on Orleans County Jail Renovation: \$ 1,032.00

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 110-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING HIGHWAY DEPARTMENT TO DEMOLISH ABANDONED BUILDING

WHEREAS, the Orleans County Buildings and Grounds Department has determined that the building located on premises identified as Tax Map No. 73.6-3-91, formerly assessed to Clarence Loss, contains an unsafe residential dwelling which is beyond rehabilitation or renovation, located at 246 East Bank Street, Village of Albion, New York, now

THEREFORE, BE IT RESOLVED, that the Orleans County Highway Department is authorized to cause the demolition of the structure located on Tax Map No. 73.6-3-91 in the Village of Albion.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 111-292

By Legislator Billings, who moved the adoption

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING COUNTY ATTORNEY TO PREPARE ADDENDUM TO SOLID WASTE AGREEMENT

RESOLVED, that this Legislature does hereby authorize the County Attorney to prepare, and the Chairman of the Legislature to sign, an addendum to the Solid Waste agreement with C.I.D. which requires C.I.D. to offer an additional unit of recycling service to the owner of or tenant in any property included in the County waste program at an annual cost of \$24.00.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 112-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING TRANSFER OF MONIES FROM CONTINGENT FUND TO MEDICAL MANAGEMENT INFORMATION SYSTEM

WHEREAS, Medical Management Information System 1991 expenses, including accruals, has exceeded the budgeted amount by \$198,354.00; and

WHEREAS, this amount is all County money; be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer \$198,354.00 from Contingency Fund A1990 to Medical Management

Information System account A6102.465 to cover this budget deficit.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Billings moved to adjourn. Seconded by Legislator Swiercznski. Carried.

Meeting adjourned at 7:35 p.m.

LEGISLATURE MEETING
February 26, 1992

The meeting was called to order by the Chairman at 5:10 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: a public hearing notice from the Village of Lyndonville regarding their proposed Local Law No. 1 entitled "A Local Law Amending the Zoning Ordinance of the Village of Lyndonville"; a resolution adopted by Otsego County entitled "A Resolution Urging State Legislature to Enact Sweeping Mandate Relief"; February 11th minutes from Soil & Water District Board meeting; January 27th minutes from Orleans County Fire Advisory Board Meeting; a resolution adopted by the Carlton Town Board stating that the Town of Carlton will go along with an assessment update, only if the County uses equalization rates in the compilation of 1993 County/Town taxes; January 23rd minutes from the County Planning Board Meeting; February 5th minutes of the Orleans County Youth Board Meeting, and notice and agenda of the March 4th Youth Board Meeting; annual reports from the Highway Department, the Sheriff's Department and the Board of Elections.

Report of Standing Committees: Legislator Bower reported attending his usual committee meetings; also toured the outdoor theater on Route 31, which is owned by the County. The prior owner resides in the building on the property, along with their children. Mr. Bower spoke with the County Attorney regarding any added liability because of these people living on the property. The County Attorney was of the opinion that an attempt should be made to evict them from the property. The Chairman noted that if there was no certificate of occupancy, then the former owners were living on the property illegally. Mr. Bower felt the matter should be investigated to see what can be done.

Legislator Bower and Mr. Vincent Castricone of Medina, attended the Tourism Show as representatives of Orleans County. Mr. Bower said he felt it extremely beneficial to himself, as a Legislator, to attend - it gave him a broader perspective as to how tourism affects Orleans County.

Legislator Billings had nothing to report.

Legislator McCarthy met with the Director of the County Health department on February 13th, was at the Legislature Chambers Wednesday evening February 19th to meet with the Farm Bureau, attended the FEMA Board meeting on February 20th, attended the Mental Health Board meeting February 24th, and attended the Board of Health meeting Tuesday evening, February 25th.

Legislator Swiercznski reported that he and Legislator Bower met with their respective committees, and said that the house on Bank Street has now been demolished.

Legislator Bennett said he would give his report at the next meeting.

Legislator Tuohy met with the EAP Committee February 13th - vending machines were discussed, attended the Mental Health Board meeting with Legislator McCarthy at noon on February 24th, February 14th attended Farm Bureau meeting with Legislators Bennett and Berger in Batavia - interesting meeting on mandates, attended the meeting with the Farm Bureau on Wednesday evening February 19th, attended the Assessors' Meeting on February 20th, attended the East Shelby Firemen's Dinner on February 21st and audited bills on February 25th and attended the Supervisors' meeting at the Village Inn in the evening.

Legislator Berger attended the team meeting and the Town of Yates Board meeting on February 13th; attended the Farm Bureau meeting in Batavia on February 14th and spoke with Senator Daly, attended the Highway Meeting on February 19th, as well as stopped in at Probation, attended part of the Solid Waste Meeting with Legislators Bennett and Billings and attended the Farm Bureau meeting at the Legislature Chambers, was at the Legislature Office February 20th, attended the Fire Advisory Board meeting February 24th and met with the Sheriff on February 26th.

Legislator Bower said that during the meeting with the local Farm Bureau, he had been asked to accompany the farmers on their trip, and that he will be going with Dennis Piedimonte on Monday and Tuesday.

Legislator McCarthy introduced Local Law No. 1-Intro of the year 1992 entitled "A Local Law of the county of Orleans, State of New York for the Year 1992 Establishing Residency Requirements for Social Service Applicants Who Enter into the County of Orleans, State of New York from Some Other State, Territory, Dominion or Country".

The following resolutions were then presented:

RESOLUTION NO. 113-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF THE YEAR 1992 ESTABLISHING RESIDENCY REQUIREMENTS IN ORLEANS FOR SOCIAL SERVICE APPLICANTS

WHEREAS, there has been introduced to the Orleans County Legislature Local Law No. 1-Intro of the year 1992 entitled "A Local Law of the County of Orleans, State of New York for the Year 1992 Establishing Residency requirements for Social Service Applicants Who Enter Into the County of Orleans, State of New York from Some Other State, Territory, Dominion or Country";

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature shall conduce a public hearing upon said proposed Local Law at the Orleans County Courthouse, Court House Square, Albion, New York on the 11th day of March, 1992 at 7:30 p.m.; and be it

FURTHER RESOLVED, that the Clerk of the Orleans County Legislature at least six (6) days in advance of such hearing, shall post a notice upon the bulletin boards in the various County Buildings, as well as the two official newspapers of the County; said notice shall contain the text of the proposed local law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 114-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Genesee-Orleans Homemakers, Batavia, New York for the provision of home health care services to eligible Title XIX recipients; to be effective January 1, 1992 through December 31, 1992 at a cost of \$9.40 per hour per recipient. County cost is \$2.35 per hour per recipient.

- 2) Genesee-Orleans Homemakers, Batavia, New York for the provision of home health care services to eligible Title XX recipients; to be effective January 1, 1992 through December 31, 1992 at a cost of \$9.40 per hour per recipient. County cost is \$2.35 per hour per recipient.
- (3) Orleans County Data Processing Department, Albion, New York to provide computer programming, maintenance and consultation services; to be effective January 1, 1992 through December 31, 1992 at a cost of \$18,423. County cost is \$4,606.
- (4) Orleans County Office for Aging, Albion, New York for provision of Personal Emergency Response Services (PERS); to be effective January 1, 1992 through December 31, 1992 at a cost \$75 installation charge and \$25 monthly service charge per recipient. County cost is 25%.
- (5) Orleans County Department of Public Health, Albion, New York for provision of nursing supervision of personal care aides to eligible Title XIX recipients; to be effective January 1, 1992 through December 31, 1992.
- (6) Upstate Home for Children, Inc., Oneonta, NY for provision of foster care services; to be effective September 1, 1991 through August 31, 1992 at a cost of \$47,078 per child. County cost is \$16,007.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 115-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION OPENING COUNTY SOLID WASTE PROGRAM TO THE TOWNS OF ALBION AND BARRE

WHEREAS, the State requires all solid waste generators to source separate recyclables beginning September 1, 1992; and

WHEREAS, the Legislature desires to encourage all municipalities to participate in the Orleans County Solid Waste Program; and

WHEREAS, this legislature does not wish to exclude any municipality which had not decided to participate before the first of the year;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby extend an invitation to the Towns of Albion and Barre to join the County Program; and be it

FURTHER RESOLVED, that this Legislature does hereby affirm its willingness to do a prorated, separate billing for residents of these towns should the Town Boards decide to join the County Program prior to the start of the next calendar year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 116-292

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION 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 \$5632.96 as its share of the 1992 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 Paul L. Howard, Executive 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 \$220,000.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve such bond as the

official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Bower, introduced a resolution entitled "Resolution Authorizing the Advertisement for Bids for Pavement Roller for Highway Department". During discussion Legislator Billings moved to amend the resolution to add "that all contracts and specifications be approved by the Chief Administrative Officer and County Attorney. Stan has the expertise and has taken courses to do this." Motion carried. Legislator Bennett commented that he felt it better not to buy anything until the County knows where the State budget stands. Legislator Tuohey stated that with CHIPS monies, the County has to make the expenditure before it can be reimbursed, and that these requests by the Highway Department, were for the most part, covered by CHIPS. The following resolution was then adopted:

RESOLUTION NO. 117-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR PAVEMENT ROLLER FOR HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Superintendent of the County Highway Department to advertise for bids for one (1) Pavement Roller for use by the Highway Department; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and County Attorney.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 118-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR 6-WHEEL DUMP TRUCK

RESOLVED, that this Legislature does hereby authorize the Superintendent of the County Highway

Department to advertise for bids for one (1) 6-Wheel Dump Truck for use by the Highway Department; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and County Attorney.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 119-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR ONE (1) TRUCK MOUNTED POST POUNDER (REBUILT)

RESOLVED, that this Legislature does hereby authorize the Superintendent of the County Highway Department to advertise for bids for one (1) Rebuilt Truck Mounted Post Pounder for use by the Highway Department; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and County Attorney.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Billings; 0 absent.

With regard to the previous resolution, Legislator Swiercznski stated the Highway Department now rents a post pounder. Legislator McCarthy stated that there are only two post pounders in the Western New York area that can be rented, and the closest one to Orleans County is in Elmira - he said there is quite a waiting list.

RESOLUTION NO. 120-292

By Legislator Swiercznski, who moved the adoption

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR ONE (1) VEHICLE FOR HIGHWAY SUPERINTENDENT

RESOLVED, that this Legislature does hereby authorize the Superintendent of the County Highway Department to advertise for bids for one (1) Vehicle for use by Highway Superintendent; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and County Attorney.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Tuohey; 0 absent.

With reference to the previous resolution, Legislator Tuohey commented that, "I have a problem with this vehicle. I do not feel this is an emergency - for him to get it. The current vehicle has 53,000 miles on it."

Legislator Swiercznski, with second by Legislator Bower, introduced the next resolution on the agenda entitled "Resolution authorizing purchase of one-ton truck by County Highway Department". During discussion, Legislator Billings noted that the price of the truck was not included in the resolution, and moved to table because of this. The resolution was tabled.

RESOLUTION NO. 121-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR ONE USED TRUCK FOR POST POUNDER

RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to advertise for bids for one (1) Used Truck, 38,000 GVW, for use with the post pounder; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and County Attorney.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Tuohey; 0 absent.

RESOLUTION NO. 122-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS FOR MATERIALS AND SUPPLIES USED BY THE COUNTY HIGHWAY DEPARTMENT

RESOLVED, that pursuant to Section 103 of the General Municipal Law, the County Superintendent of Highways and the Highway Committee of this Legislature be, and hereby are, authorized to advertise for bids for materials and supplies costing in excess of \$10,000.00 to be purchased between May 1, 1992 and April 30, 1993 by the County Highway Department; and be it

FURTHER RESOLVED, that there be included in each purchase agreement, a provision whereby purchases may be made under such an agreement by any political subdivision or district in the County; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and Orleans County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled "Resolution authorizing payment of capital claim from Account H3150 re Jail Reconstruction" was tabled by legislator Tuohey.

RESOLUTION NO. 123-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE CREATION AND FILLING OF A PART-TIME REGISTERED NURSE FOR THE COUNTY HEALTH DEPARTMENT FOR THE IHAP/ICHAP AND EIP PROGRAMS FOR THE COUNTY HEALTH DEPARTMENT

WHEREAS, the State Health Department, through Federal Grants, has provided additional 100% funding for public health nursing support for the Infant Health Assessment Program (IHAP/ICHAP) and the Early Intervention Program (EIP), for infants and toddlers with developmental delay/disabilities, birth to three (3) years of age, and their families;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby create one (1) part-time (60% FTE) Registered Nurse position for the IHAP/ICHAP and EIP Programs in the County Health Department, at 100% reimbursement, at Grade 13, Step 1, of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that said program is to be reviewed yearly, and shall terminate when State funding

is no longer available; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to increase the Account A4401, the IHAP Grant by \$11,152.00, and to increase Account A4010.1 Personal Services by \$11,152.00; said increase is necessary because of increase in Orleans County's IHAP Grant funding and to provide additional IHAP/ICHAP and EIP services; and be it

FURTHER RESOLVED, that the Administrator of the County Health Department is hereby authorized to fill the newly created position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 124-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT WITH FRANK M. ROJEK, CPA TO COMPLETE THE REQUIRED NYS DEPARTMENT OF MENTAL HYGIENE CONSOLIDATED FISCAL REPORT

WHEREAS, the NYS Office of Mental Health requires that a NYS Department of Mental Hygiene Consolidated Fiscal Report (CFR) be furnished by the Department of Mental Health; and

WHEREAS, said report must be audited and certified by an independent Certified Public Accountant; and

WHEREAS, the Orleans County Department of Mental Health requested quotations from three (3) independent firms, receiving quotations from tow (2) firms; and

WHEREAS, after careful consideration of the expertise, experience and anticipated fee of each firm, the Department has made a recommendation to accept the proposal received from Frank M. Rojek, CPA to prepare said Consolidated Fiscal Report;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement with Frank M. Rojek, CPA, to complete, audit and certify the Consolidated Fiscal Report, at a cost not to exceed \$6000.00; cost to the County is \$1500.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey tabled the next resolution on

the agenda entitled "Resolution authorizing the Director of the Mental Health Department to fill the Position of Staff Social Worker Grade 18 on a Temporary Basis".

RESOLUTION NO. 125-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT WITH SUSAN BORING TO PROVIDE SUPPORT SERVICES FOR THE MENTAL HEALTH DEPARTMENT INTENSIVE CASE MANAGEMENT PROGRAM

WHEREAS, the NYS Office of Mental Health has approved an allocation of monies for support for the Intensive Case Management Program; and

WHEREAS, Susan Boring is qualified and agrees to provide specialized homemaker services for the Intensive Case Management Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement with Susan Boring, of Lyndonville, New York to provide for said specialized homemaker services, at no cost to the County; said agreement to be in effect March 1, 1992 through December 31, 1992.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Swiercznski, with second by Legislator Billings, moved to table the next resolution entitled "Resolution Appointing the Membership of the Community Services Board and its Subcommittees for 1992". Motion carried. The resolution was tabled.

Legislator McCarthy, with second by Legislator Tuohey introduced "Resolution Authorizing the Transfer of Funds Within Mental Health Department in 1992 Budget Accounts". During discussion, Legislator Tuohey commented, "Here is a place where you could have said 'No' - everyone voted for the increase for Mr. Elmore except me. Mr. Elmore was already here and had accepted the position - the increase was not given at the time he was hired." Legislator Bower said he did not understand the full implications of the resolution setting Mr. Elmore's Grade and Step at the time it was voted on. Legislator McCarthy commented that since the increase had already been given, funds would have to be transferred to cover the increase.

RESOLUTION NO. 126-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS WITHIN
MENTAL HEALTH DEPARTMENT IN 1992 BUDGET ACCOUNTS

WHEREAS, the Deputy Director of Administration has been placed at Grade 4, Step 5 of the Management Compensation Plan; and

WHEREAS, funds need to be transferred to accommodate this expenditure;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$1,659.00 from Mental Health Budget Account A4310.418 to Account A4310.100 Personal Services.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Tuohey; 0 absent.

Legislator Swiercznski, with second by Legislator Bower, moved to table the next resolution entitled "Resolution Approving the 1992 Agreement between the Department of Mental Health and the NYS Association for Retarded Citizens - Orleans County Chapter for Services to the Mentally Retarded and Developmentally Disabled." Motion carried. The resolution was tabled. It was noted that ARC was to provide an official 1991 Audit to the County before any funds and/or agreement can be approved for that organization. The Clerk is to write and ask for the 1992 ARC Audit Report.

Legislator Billings moved, with second by Legislator Tuohey, to have Mr. Ed Guthrie, of Orleans County ARC and Don Metzger, Director of the Mental Health Department attend the next Conference Session. Motion carried.

RESOLUTION NO. 127-292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE 1992 CONTRACT BETWEEN NYS
DIVISION FOR SUBSTANCE ABUSE SERVICES AND THE ORLEANS
COUNTY MENTAL HEALTH DEPARTMENT

WHEREAS, the NYS Division for Substance Abuse Services has approved a Drug-free Outpatient Program to serve Orleans County residents; and

WHEREAS, the existing Management and professional Services Agreement with Park Ridge Chemical Dependency provides for the provision of these services contingent on state funding;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve of the 1992 Contract between NYS Division for Substance Abuse Services and the Orleans County Mental Health Department at a County cost of \$18,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 128-292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION REAPPOINTING PUBLIC DEFENDER FOR ORLEANS COUNTY

RESOLVED, that this Legislature does hereby reappoint Duane Johnson of Medina, New York to the position of Orleans County Public Defender at an annual salary of \$37,484.00; said appointment is retroactive to January 1, 1992, and is for a two-year term which shall expire December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew the next resolution entitled "Resolution Approving Appointments to Safety Committee" from the agenda.

RESOLUTION NO. 129-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 5861 through 6043 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution tabled at the February 12th meeting entitled "Resolution authorizing preparation of plan of action regarding welfare eligibility" was removed from the table and formally withdrawn from the agenda by Legislator McCarthy.

Legislator Swiercznski, with second by Legislator Bennett, moved to waive the rules, and allow for the introduction of the following resolutions. Motion carried. The following resolutions were then acted upon:

RESOLUTION NO. 130-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DESIGNATING COUNTY REPRESENTATIVE TO 1992 NYSAC SPRING CONFERENCE

RESOLVED, that Frank R. Berger, is hereby designated as the official representative for Orleans County at the March 8-10, 1992 NYSAC Spring Conference in Albany, and is hereby authorized to cast the County's vote at the organization's business meeting.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey tabled the next resolution entitled "Resolution Approving Forensic Services Agreement with the County of Niagara".

RESOLUTION NO. 131-292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION EXTENDING UNPAID LEAVE FOR COUNTY NURSING

HOME EMPLOYEE

RESOLVED, that this Legislature does hereby extend the unpaid leave of Bonnie Jean Vagg an additional two weeks and two days, from March 1, 1992 through March 16, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

At this time, the resolution entitled "Resolution Approving Cooperative Purchasing Agreement - Office Supplies with Genesee County" was withdrawn from the agenda by Legislator Tuohey. At this time, there was discussion regarding the proposed resolution. Mr. Dudek noted that Genesee wants a 1% surcharge on all items purchased by the County, to be paid to Genesee County for the work in doing the actual bidding. Mr. Dudek estimated the County's 1% to be \$400.00. Orleans County participated in the office supply bid with Genesee County because of the work involved in preparing a an office supply bid. Orleans County is receiving its office supplies through the Genesee County bid, and there have been some problems with it. Legislator Swiercznski noted that Orleans County agreed to do this on a trial basis. Mr. Dudek suggested amending the proposed resolution, to agree tentatively, with a final decision to be made after the new office supply bids are received. However, it was decided to withdraw the proposed resolution.

RESOLUTION NO. 132-292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY ATTORNEY

RESOLVED, that the Chairman of the Legislature be authorized to execute on behalf of the County a contract for Secretarial Services for the County Attorney at an annual cost of \$11,300.00; said amount to be paid in equal monthly installments upon the submission of a county voucher at the end of each month.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of this resolution, County Attorney David C. Schubel commented, "This is \$3500.00 less than last year, and secretarial costs have not gone down. I am attempting to help lower budget costs."

RESOLUTION NO. 133-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING THE SALE AND TERMS OF SALE CERTAIN
COUNTY OWNED COMMERCIAL TAX PROPERTIES

WHEREAS, Resolution No. 108-386 sets forth a procedure for the sale of County owned properties acquired in In Rem Tax Foreclosure Proceedings, and

WHEREAS, said Resolution provides that all properties zoned for commercial or manufacturing use shall be placed in the hands of a local realtor, chosen by the Legislature, upon the recommendation of the Administration and Finance Committee, and

WHEREAS, certain commercial properties taken by the County in the In Rem Proceeding have been inspected by the County Buildings and Grounds Department and the respective conditions of the properties have been reported to the Legislature, and

WHEREAS, the Legislature, on behalf of the County of Orleans, now determines that it would be in the best interests of the County of Orleans to sell the commercial properties identified by Tax Map Numbers 73-23-1-22 and 72-3-31 in the most expeditious means available;

NOW, THEREFORE, BE IT RESOLVED, that the following policy be adopted by this Legislature for the sale of the afორereferenced commercial properties:

1.) The aforedescribed properties shall be sold by sealed bid to the highest bidders.

2.) The Orleans County Real Property Tax Director shall prepare a Notice of Sale by Bid, which said Notice of Sale shall be published in the official newspapers of the County of Orleans once a week for a period of three (3) weeks.

3.) A bid to purchase a property shall be in an amount at least equal to all taxes, penalties, interest, insurance and costs incurred in the In Rem Proceeding. The County, in its sole discretion, may reject any and all bids to acquire the parcels and may, in addition to any requirements set forth herein, require or impose such other additional restrictions or conditions on sale of either property.

4.) In the event a parcel is not disposed of by

the afordescribed process, the County may then 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.

5.) All deeds from the County shall be Quit Claim deeds without warranty by the County as to 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. All such property shall be sold subject to any matters of record.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Bennett introduced a resolution entitled "Resolution Regarding Assessment Update and Budgets". Mr. Swiercznski commented, "I think after last night's meeting (Supervisors Association Meeting held February 25, 1992 at the Village Inn), this is a big thing to the taxpayers. We can do this much ourselves - take the lead. I don't know of any other way we can do it.

Legislator Billings asked about the budget for 1994, and Mr. Swiercznski said this Board would be in a position to adopt the 1994 budget. County Attorney David Schubel asked, "Is this to memorialize the sentiment of the Legislature, or to make it binding? I don't think it can be binding."

Legislator Tuohey commented, "The easiest thing now is to promote this. There isn't anyone who votes more against spending money than I do. I just think it's poor fiscal planning to say something like this.. It's a good idea, the intention is good, but realistically, I don't think you can do it." Legislator Swiercznski replied, "I think this will force us to look to use other revenues. At least it will be our notice to the taxpayers." Legislator Bennett, said "Somewhere along the way, we have to give people some hope." Legislator McCarthy noted, "If we put this thing in, and in a year or two we have to go against it, we are not going to look very intelligent." Chairman Berger said, "If we change the wording in the fourth paragraph to 'the County of Orleans will endeavor to cap...', it would show that we are making a conscientious effort to keep the taxes down." The following resolution was then adopted:

RESOLUTION NO. 134-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REGARDING ASSESSMENT UPDATE AND BUDGETS

WHEREAS, eight of ten towns of the County of Orleans have taken upon themselves to update the assessed value of parcels included in said towns; and

WHEREAS, many properties will see an increase in value in the update; and

WHEREAS, the only hope the property owner has of paying their fair share of taxes is to cap the amount of dollars raised for budget purposes on all levels of taxing jurisdictions.

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans will endeavor to cap the amount of dollars to be raised by real property tax at the 1992 level of \$7,724,584.00 for the years of 1993 and 1994, and be it

FURTHER RESOLVED, that with the County of Orleans taking the lead in this matter, this Legislature does hereby request all Towns, Villages, and School Districts in the County of Orleans do the same, thereby relieving the real property taxpayer of further tax increases; and be it

FURTHER RESOLVED, that copies of this resolution be forwarded to all Town, Villages, and School District Boards in Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

At this time, Legislator Billings was called forward, and Chairman Berger presented Mr. Billings with his plaque honoring him for years of service as Chairman of the Legislature, to which the years 1990-91 had been added, to cover the last two years Mr. Billings served as Legislature Chairman.

County Attorney David Schubel said he had received a request for a "Grant of Easement" from New York Telephone. It would be a 10 ft. easement across the old trolley right-of-way, in order for NY Tel to run cable to the Correctional Facility on the Gaines Basin Road. Mr. Schubel said NY Tel proposed to pay the County the sum of \$100.00 for the easement. The members of the Board agreed and Legislator Swiercznski, with second by Legislator McCarthy, moved to waive the rules to allow for the introduction and passage of the

following resolution:

RESOLUTION NO. 135-292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EXECUTION OF GRANT OF EASEMENT
IN FAVOR OF NEW YORK TELEPHONE

WHEREAS, New York Telephone has requested a ten (10) foot easement for buried cables across county-owned tax map parcel No. 72.00-1-038; and

WHEREAS, the County of Superintendent of Highways has reviewed the proposed easement and has no objection thereto;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Orleans County Legislature is authorized to execute a Grant of Easement for a ten (10) foot easement strip for buried cable on the east side of Gaines Basin Road, Town of Albion, across county-owned tax map parcel No. 72.00-1-038.

Adopted. 5 ayes; 2 nays; Legislator Bennett and Tuohey; 0 absent.

County Attorney Schubel said he had prepared a statement in reply to Mr. Heiligenthaler comments regarding the appointment of attorneys to the positions of Assistant County Attorney. Mr. Schubel's statement is on file in the Legislature Office.

County Attorney, Schubel announced to the Board that the Judge had signed the order on Mr. Cropsey's lawsuit, and it will be entered the following day. Mr. Schubel said he had spoken with the County Treasurer to determine from what account the money will be paid, and that a voucher will be prepared for the next meeting.

Mr. Schubel listed the current membership on the Ethics Committee and asked the Board how it wanted him to proceed. Chairman Berger suggested making appointments for those whose terms have expired, or who need to be replaced and calling a meeting, mainly to organize, just so that the members have an opportunity to meet each other.

Chairman Berger made a formal apology to Legislator Tuohey for "losing his cool", which Mrs. Tuohey accepted.

Legislator Swiercznski, with second by Legislator McCarthy moved to adjourn. Motion carried.

Meeting adjourned at 7:00 p.m.

LEGISLATURE MEETING
March 11, 1992

Chairman Berger called the meeting to order at 4:45 p.m. After the pledge to the flag, the Clerk called the roll, and all Legislators, with the exception of Legislator Billings, were present.

The Clerk presented the following communications: a letter from Congressman Bill Paxon regarding support for his federal initiative for a federal residency cap on for the welfare system, as well as to ask the County's support for Niagara County's effort for welfare reform in New York State; announced that the next Intercounty meeting will be held in Cuba, New York at the Moonwink Restaurant & Lounge; a request from Jeannette Beach to redeem her property from the County.

Motion by Legislator McCarthy, with second by Legislator Bennett, to dispense with all other items on the agenda, and move to the resolutions because of the inclement weather. Motion carried.

The following resolutions were presented:

RESOLUTION NO. 136-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REGARDING HOUSING FOR WELFARE RECIPIENTS

WHEREAS, the Orleans County Social Services Department pays for housing for many of their clients through various programs;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby direct the Orleans County Department of Social Services to require the Code Enforcement Officer of each entity in which the apartment and/or housing is located, to provide a written statement to said Department, as to whether or not the specified housing meets the standards for safe, habitation for Social Services' clients; said statement to be provided annually, or upon each new tenancy of Social Service clients; and be it

FURTHER RESOLVED, that this resolution shall take effect May 1, 1992, with a monthly written report to be

submitted to the Legislature; and be it

FURTHER RESOLVED, that copies of this resolution shall be sent to the Code Enforcement Officer of all Towns and Villages; and be it

FURTHER RESOLVED, that the Department of Social Services shall send a copy of this resolution to all owners of such property who receive rent from Social Services clients.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings

RESOLUTION NO. 137-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING TERMS OF SALE OF COMMERCIAL PROPERTIES BY SEALED BID

RESOLVED, that this Legislature does hereby approve the attached "Terms of Sale of Commercial Properties by Sealed Bid", as prepared by the Orleans County Attorney.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 138-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENT TO COMMUNITY ACTION BOARD OF DIRECTORS

RESOLVED, that this Legislature does hereby appoint June T. Humphrey to the Orleans Community Action Board of Directors, as representative of Legislator Richard Bennett, said term to end December 31, 1992.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 139-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REGARDING INCOME MAINTENANCE ELIGIBILITY
REQUIREMENTS FOR SOCIAL SERVICES AID

BE IT RESOLVED, that the Orleans County Legislature does hereby petition the New York State Legislature to change Income Maintenance Eligibility rules so that benefits are provided only for a ninety (90) day period each three hundred sixty-five (365) days; and be it

FURTHER RESOLVED, that the eligibility rules be changed so that minors under 21 will not be eligible for benefits unless they reside with their parents; and be it

FURTHER RESOLVED, that the definition of a household be changed so that all income of every person living in a household is counted when determining eligibility for assistance; and

FURTHER RESOLVED, that copies of this resolution be sent to Governor Cuomo, Senator John B. Daly, Assemblyman R. Stephen Hawley and the majority and minority leaders of the New York State Senate and Assembly, and to the NYS Commissioner of Social Services.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 140-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING UTILIZATION OF SPACE AT ONTARIO
COUNTY YOUTH CARE FACILITY FOR ORLEANS COUNTY PROBATION
DEPARTMENT'S JUVENILES

BE IT RESOLVED, that the Orleans County Legislature hereby approves the agreement between the Ontario Youth Care Facility and the Orleans County Probation Department allowing juveniles within the jurisdiction of Orleans County to be housed at the Ontario County Youth Care Facility commencing January 1, 1992 and terminating December 31, 1992; said cost shall be \$170.00 per day per child, with an additional \$20.00 health assessment fee per child, if required.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 141-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION CONFIRMING APPOINTMENTS TO FISH AND WILDLIFE
MANAGEMENT ACT BOARD

RESOLVED, that this Legislature does hereby confirm the appointments of the following to the Fish and Wildlife Management Act Board, said terms to end December 31, 1994:

<u>NAME</u>	<u>REPRESENTATION</u>
Lyndon D. Billings	Legislature
Richard V. Bennett	Legislature
Lyell Johnson	Sportsmen's Federation
John Ruter	Sportsmen's Federation (Alternate)

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Billings.

RESOLUTION NO. 142-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIM
FROM ACCOUNT H3150 RE JAIL RECONSTRUCTION

RESOLVED, that this Legislator does hereby authorize payment of the sum of \$4,408.81 for Payment Application No. 4 (\$569.81) and Payment Application No. 5 (\$3,839.00) for Electrical Work on the Jail Reconstruction Project to Colonna's Electric, Inc. 3748 Oak Orchard Road, Albion, New York 14411; said payment to be made from Capital Project Account H3150 Jail Reconstruction.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 143-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIM
TO REIMBURSE GENERAL FUND FOR CREDIT GIVEN TO THE JAIL
ACCOUNT

WHEREAS, capital project claims totalling \$7,900.00 were inadvertently paid from the 1991 Jail Budget Account A3150.418, and should have been paid from Capital Project Account H3150 Jail Reconstruction; and

WHEREAS, these capital project monies have been accrued in Account H600 Jail Reconstruction;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to reimburse the General Fund for the credit that was given to the Jail Account.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings

RESOLUTION NO. 144-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING CHANGE ORDER FOR IVERSEN
CONSTRUCTION CORPORATION RE JAIL RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby approve Change Order No. I-10 for Iversen Construction Corporation of Gorham, New York in lieu of Contractor doing final project floor cleaning to renovated spaces, which the County has agreed to do, decreasing the contract by \$150.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 145-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING INCREASE IN BUDGET ACCOUNTS FOR
DEPARTMENT OF SOCIAL SERVICES

WHEREAS, additional funds have been received by the Department of Social Services for the administration of the Day Care Salary Enhancement

grant;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to increase budget accounts in the Department of Social Services, as follows:

Revenue Account A3610 \$17,321

Appropriation Account
A6010.418-Other Contractual \$17,321

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bower, with second by Legislator Bennett introduced the next resolution entitled "Resolution approving annual contract between County Office for the Aging and First Presbyterian Church of Albion". After discussion of the resolution, Legislator Bower tabled the resolution.

The resolution entitled "Resolution approving Office for the Aging Annual Application for NYS Supplemental Nutrition Assistance Program (SNAP) Funds, was introduced by Legislator Bower, and seconded by Legislator Swiercznski. After discussion, Legislator Tuohy tabled the proposed resolution.

The resolution entitled "Resolution awarding bid for caretaker services at the Orleans County Marine Park" was withdrawn from the agenda by Legislator Swiercznski. In its place, Legislator Swiercznski presented the following resolution:

RESOLUTION NO. 146-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REJECTING BIDS FOR CARETAKER SERVICES AT THE ORLEANS COUNTY MARINE PARK AND AUTHORIZATION TO REBID

BE IT RESOLVED, that this Legislature does hereby reject the bids submitted for Caretaker Services at the Orleans County Marine Park for the years 1992, 1993 and 1994; and be it

FURTHER RESOLVED, that the County Highway Superintendent is hereby authorized to rebid the Caretaker Services for Orleans County Marine Park.

Adopted. 4 ayes; 2 nays, Legislators Berger and Tuohey; 1 absent, Legislator Billings.

RESOLUTION NO. 147-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE FOR PICK-UP AND DISPOSAL OF USED TIRES:

BE IT RESOLVED, that the County Highway Superintendent be and hereby is authorized to advertise for proposals, the pick-up and disposal of used tires; said service to be provided twice in 1992.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

During the discussion on the previous resolution, it was explained that there were six companies who would purchase tire. This information was received at a GLOW meeting. The information was to be sent to Wayne Hale. Mr. Dudek explained that it was the intent of the Highway Superintendent to contract with a company, and have all towns bring their tires to the County. The County would then get rid of all the tires, and bill the towns for the service. When asked by the Chairman if the county could obtain that would hold for individual towns, as well as county-wide, and Mr. Dudek said specs could be written with options. Legislator Bennett asked about how this service would be paid for, and suggested that it would be a good topic for the next Supervisors' and County Legislators' Association meeting. Legislator McCarthy said it would be a good idea to go to the towns with the costs for the service - take this information to the meeting. Legislator Tuohey said, "Whatever decision is made (regarding the service) make sure it is stated in the resolution where the funds are coming from.

Legislator Swiercznski, with second by Legislator Bower, introduced the next resolution entitled "Resolution to set up budget monies in the 1992 Highway Equipment and Contractual Accounts". After discussion, Legislator Swiercznski withdrew the resolution from the agenda.

RESOLUTION NO. 148-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AMENDING 1992 STOP-DWI PLAN

WHEREAS, the STOP-DWI Advisory Board had approved the following expenditures for 1992: \$3,000 for DA Administrative Staff, \$1,920 for Niagara Forensic Laboratory contract, \$580 for Breathalyzer Supplies, and;

WHEREAS, these amount were not included in the approved 1992 STOP-DWI Plan;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby amend the 1992 STOP-DWI Plan to include the aforementioned additional expenditures totalling \$5,500.00, thereby raising the total amount of the 1992 STOP-DWI Plan from \$81,459.00 to \$86,959.00; and be it

FURTHER RESOLVED, that said Plan is hereby approved by this Legislature and authorization is hereby given to submit the amended plan to the NYS Department of Motor Vehicles for their approval.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 149-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCY IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the vacant Permanent Part-time Institutional Aide position.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

The next resolution entitled "Resolution to fill vacancies in the County Health Department" was tabled by Legislator McCarthy.

RESOLUTION NO. 150-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO
SELL 1958 OSHKOSH DUMP TRUCK

WHEREAS, the 1958 Oshkosh Dump Truck and Plow has been deemed to be surplus equipment, and the fair market price is \$5,000; and

WHEREAS, the Town of Carlton has expressed a desire to purchase said truck;

NOW, THEREFORE, BE IT RESOLVED, that the County Highway Superintendent be, and hereby is, authorized to sell the 1958 Oshkosh Dump Truck and Plow to the Town of Carlton for \$5,000.00.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Billings.

During discussion on the previous resolution, Legislator Bennett commented, "When the County owned it, at least it was available to every township. Will this still be true when the Town of Carlton owns it?" It was noted, that there is a high level of cooperation among the Town Highway Superintendents.

RESOLUTION NO. 151-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING MAINTENANCE AGREEMENT BETWEEN
COUNTY SHERIFF'S DEPARTMENT AND DOHERTY COMMUNICATIONS
CORPORATION

WHEREAS, the current telephone maintenance agreement expired on February 23, 1992, and new equipment will be installed within a matter of months which will be covered by various warranties;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Telephone Maintenance Agreement with Doherty Communications Corporation, Albion, New York at a rate of \$625.00 per month, until further notice.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 152-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CAPITAL PROJECT CLAIM PAYMENT TO
MRB GROUP RE JAIL RECONSTRUCTION

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$2,076.00 to MRB Group, 1480 Browncroft Blvd., Rochester, New York 14625, as payment for 5th Progress Billing for services rendered in connection with the Jail Reconstruction Project.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 153-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING THE REAPPOINTMENT OF JAMES J.
PIEDIMONTE TO GENESEE VALLEY REGIONAL MARKETING BOARD

RESOLVED, that this Legislature does hereby approve the reappointment of Mr. James J. Piedimonte, Holley, New York to another two-year term on the Genesee Valley Regional Marketing Board.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 154-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING APPLICATION FOR 1992 HISTORIC
PRESERVATION GRANT FOR ORLEANS COUNTY COURT HOUSE
RENOVATION

RESOLVED, that Wayne Hale, Jr., as Director of Planning and Development, is hereby authorized and directed to file an application on forms prescribed by the New York State Office of Parks, Recreation & Historic Preservation for financial assistance in accordance with the provisions of Title 9 of the Environment Quality Bond Act of 1986, in an amount not to exceed \$80,000.00; and be it

FURTHER RESOLVED, that upon approval of said request, the Orleans County Legislature Chairman is hereby authorized and directed to execute a project agreement with the State for such financial assistance to the County for renovation of the Orleans County Court House renovation, and a covenant to the deed of the assisted property for a term of not more than 23 years.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 155-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 6060 through 6259 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 156-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION 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 May 2, 1992 at 10:00 a.m. in the Court Room of the Orleans County Courthouse, Court House Square, Albion, New York, be approved by this Legislature, as follows:

TERMS OF AUCTION
ORLEANS COUNTY TAX PROPERTY AUCTION
ORLEANS COUNTY COURTHOUSE
ALBION, NEW YORK
May 2, 1992, 10:00 A.M.

This is the sale at public auction of various parcels of real property which have been conveyed to 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:

1. All sales are made subject to confirmation and approval thereof by the Orleans County Legislature, which confirmation and approval will be requested at a special meeting of the said Legislature to be held this day at 11:00 a.m. The resolution of confirmation will be immediately available at the close of said meeting.
2. At least 25% of the final bid for each parcel shall be paid to the Clerk of these proceedings prior to the start of the Special Legislature Meeting above stated. Payment shall be in cash or by a good check upon a New York State financial institution.
3. The balance of the successful and accepted bid for each parcel shall be paid in cash or by certified check to the Orleans County Treasurer, Central Hall, 34 East Park Street, Albion, New York 14411, no later than Friday, May 29, 1992 between 9:00 a.m. and 5:00 p.m. unless extended by the Legislature.
4. The County of Orleans is not required to send any notice to the purchaser or purchasers, and if the purchaser or purchasers neglect to pay the balance due and call at the Orleans County Treasurer's Office at the above stated time, the successful bid shall at 5:00 p.m. on Friday, May 29, 1992 be deemed conclusively to be abandoned, the deposit retained by the County as liquidation damages and the parcel in question disposed of in such manner as the County determines without notice to or benefit to the defaulting purchaser.
5. Upon payment of the balance, as above provided, the County of Orleans will deliver a standard form quitclaim tax deed which shall describe the parcel

in the same manner as in the In Rem Foreclosure deed to the County and which shall quitclaim all of the right, title and interest of the County of Orleans in and to the said parcel. The said deed shall name as grantee the successful confirmed bidder and shall state the amount of the successful confirmed bid. The County of Orleans will execute no warranties concerning the parcel or the title thereto and will not deliver or be responsible for abstracts, title searches, surveys, maps or other documents concerning the parcel whatsoever.

6. The deed shall contain a condition and covenant that Orleans 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 said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
7. All parcels are sold subject to the 1992 Town and County tax and the relieved 1991-92 school tax. The amount of such unpaid tax shall be announced by the auctioneer prior to the auction of each parcel. The unpaid taxes must be paid prior to May 29, 1992 to avoid further penalty, and prior to the filing of the deed.
8. The purchaser upon payment of the final bid and the unpaid taxes shall also deliver to the Treasurer a check for all recording fees due to the County Clerk for filing the deed. Such fees will be \$47.00 on each purchase, plus an additional \$2.00 for every \$500.00 or part thereof when the purchase price is \$500 or more. For example, if final bid is \$10,000.00, recording fee is \$47.00, plus $\$2.00 \times (20)$ or \$87.00.
9. The successful and confirmed purchaser shall take the parcel "as is" upon delivery of the above stated deed, in such condition as the same exists at that date and subject to all alleged possessory or other claims and all covenants, easements and restrictions of record.
10. The various parcels have been available for view by any and all interested parties prior to this sale. No adjournment in bidding shall be allowed for further viewing of any parcel.
11. The various parcels shall be offered from the list of parcels previously available in such order and manner as the auctioneer shall deem proper.

12. The Legislature reserves the right to set minimum opening bids on any or all parcels to be auctioned at any time prior to the auction.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

The next resolution entitled "Resolution appointing auctioneer for In Rem Property Auction" was introduced by Legislator Tuohey, with second by Legislator Bower. During discussion, Legislator McCarthy asked the County Attorney whether or not it would be appropriate for him to vote on the resolution, since he had had business relationship with Mr. Bontrager. The County Attorney said, "If the minutes reflect that Mr. McCarthy disclosed that he had prior business relationship with Mr. Bontrager, there would be no problem." Therefore, it is hereby noted that Legislator McCarthy had disclosed at the meeting, prior to the vote, that he had had a prior business relationship with Mr. Bontrager. The following resolution was then presented:

RESOLUTION NO. 157-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING AUCTIONEER FOR IN REM PROPERTY AUCTION

BE IT RESOLVED, that Alferd Bontrager Real Estate, 13238 Broadway, Alden, New York is hereby selected as auctioneer for the in rem property auction scheduled for Saturday, May 2, 1992 at 10:00 a.m. in the County Court House, Albion, New York; with all the duties of the auctioneer including those outlined in the County policy and including placing the auction advertisements and conducting the auction; and be it

FURTHER RESOLVED, that compensation for said auctioneer services shall be 6% per of the amount of auction sales as finally accepted and confirmed by the Orleans County Legislature.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

The next six resolutions were tabled at the February 26th Legislature meeting, to be reconsidered at this time.

RESOLUTION NO. 158-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PURCHASE OF ONE-TON TRUCK BY
COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to purchase one (1) One-ton Truck from the State Bid List, at a cost of \$15,813.00 NYS Contract No. 4368.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Billings.

RESOLUTION NO. 159-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL CLAIM FROM
ACCOUNT H3150 RE JAIL RECONSTRUCTION

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$224.00 to Cassidy Mechanical Corporation of Rochester in payment of Application No. 5 for Plumbing and HVAC work completed on the Jail Reconstruction Project.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 160-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE DIRECTOR OF THE MENTAL
HEALTH DEPARTMENT TO FILL THE POSITION OF STAFF SOCIAL
WORKER GRADE 18 ON A TEMPORARY BASIS

WHEREAS, Paula Callahan, the incumbent of the Staff Social Worker position will vacate her position on June 1, 1992, after having used disability and annual leaves; and

WHEREAS, it is the Department's intention to temporarily fill said position from June 2, 1992 through September 8, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Director of the Mental Health Department to hire a Staff Social Worker on a temporary basis; said position to be Grade 18.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 161-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION APPOINTING THE MEMBERSHIP OF THE COMMUNITY SERVICES BOARD AND ITS SUBCOMMITTEES FOR 1992

WHEREAS, the Community Services Board of the Orleans County Mental Health Department has established that the terms of said Board members may be for less than four (4) years, as voted by the Board, in order to stagger the term expiration dates; and

WHEREAS, said decision provides that after May 1, 1992, no more than thirty (30) percent of the Board members' terms, exclusive of County Legislators, shall expire in any one year; and

WHEREAS, the membership of the Community Services Board shall be composed of eleven (11) members, appointed by the Legislature;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize and appoint the following persons to the indicated terms as members of the Orleans County Community Services Board, and its respective subcommittees:

1. Richard Neilans to replace Patricia Hardenbrook as Board Member and to serve on the Alcohol and Substance Abuse Subcommittee, effective May 1, 1992 and expiring April 30, 1996;
2. Rita Galbreath to become the tenth Board Member and to serve on the Alcohol and Substance Abuse Subcommittee, effective May 1, 1992 and expiring April 30, 1994;
3. George Follett to replace Margaret Keppler as a Board Member and to serve on the Mental Retardation/Developmental Disabilities Subcommittee, effective May 1, 1992 and expiring April 30, 1993;

4. Christopher Freyberg, M.D. to become the eleventh Board Member and to serve on the Alcohol and Substance Abuse Subcommittee, effective May 1, 1992 and expiring April 30, 1993;
5. John Fernandez, M.D. to replace Satya Sahukar as a Board Member and to serve on the Alcohol and Substance Abuse Subcommittee, effective May 1, 1992 and expiring April 30, 1995;
6. Jean Howell, new term as Board Member and serving on the Mental Health Subcommittee;
7. Linda Doherty, new term as Board Member and serving on the Mental Retardation/Developmental Disabilities Subcommittee, effective May 1, 1992 and expiring April 30, 1995.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 162-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE 1992 AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND THE NYS ASSOCIATION FOR RETARDED CITIZENS - ORLEANS COUNTY CHAPTER FOR SERVICES TO THE MENTALLY RETARDED AND DEVELOPMENTALLY DISABLED

WHEREAS, the NYS Association for Retarded Citizens - Orleans County Chapter is fully licensed to provide services to the mentally retarded and developmentally disabled, and agrees to furnish these services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to purchase these services from the NYS Association for Retarded Citizens - Orleans County Chapter;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1992 agreement between the Mental Health Department and the NYS Association for Retarded Citizens - Orleans County Chapter for the provision of said services to the mentally retarded and developmentally disabled; said agreement to be in effect during the 1992 calendar year at a county cost of \$48,637.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 163-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING FORENSIC SERVICES AGREEMENT WITH
THE COUNTY OF NIAGARA

RESOLVED, that this Legislature does hereby approve the agreement with the County of Niagara which provides forensic services to the Orleans County Sheriff's Department; said agreement to be in effect during the calendar year 1992 at an annual cost of \$6,000.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Motion by Legislator McCarthy, with second by Legislator Swiercznski to add the following resolutions to the agenda. Motion carried, 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Billings.

The following resolutions were presented:

RESOLUTION NO.164-391

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF JUDGMENT AGAINST THE
COUNTY RE CONRAD CROPSEY

WHEREAS, a Judgment dated February 25, 1992 was entered on February 26, 1992 in the Office of the Clerk of the County of Orleans in the matter of Conrad F. Cropsey against the County of Orleans; and

WHEREAS, it was adjudged therein that the salary reduction for the District Attorney's position from \$52,000.00 per year to \$42,000.00 per year was void and further directing that the Plaintiff, Conrad F. Cropsey be reimbursed the salary differential;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Treasurer be, and hereby is, authorized to pay to Conrad F. Cropsey the salary differential pursuant to the terms of the Judgment, together with interest thereon pursuant to Section 5003.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator

Billings.

RESOLUTION NO. 165-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP BUDGET MONIES IN 1992 OFFICE FOR THE AGING BUDGET ACCOUNTS

WHEREAS, Niagara Mohawk Power Corporation awarded \$4,000.00 to the County Office for the Aging in 1992; and

WHEREAS, the award was not fully expended in 1991;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up budget monies in the amount of \$4,000.00 from the 1991 Fund Balance to the following 1992 Office for the Aging Budget Accounts:

Revenues:

A1972 Fees \$4,000.00

Appropriation:

A6772.418 Other Contractual \$4,000.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 166-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN TOWN OF GAINES

RESOLVED, that this Legislature sell and convey unto Jeanette Beach, 3295 Brown Road, Albion, New York 1411, for the sum of \$3,671.02, which includes the 1987 through 1992 taxes, Parcel No. 81, Tax Map No. 62.00-1-57 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 60, being formerly assessed to Jeanette Beach, 3295 Brown Road, Albion, New York 14111, bounded and described as follows: In the Town of Gaines, Orleans

County, New York, being known as L28, T15, R1, 3295 Brown 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 167-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO FILL VACANT POSITION IN RECORDS MANAGEMENT DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Records Management Officer to fill the vacant Clerk position in the Records Management Department, to expire June 30, 1992.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 168-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING COOPERATIVE PURCHASING AGREEMENT - OFFICE SUPPLIES WITH GENESEE COUNTY

WHEREAS, Pursuant to Article 5-G of the General Municipal Law, municipal corporations are authorized to enter into cooperative purchase agreements; and

WHEREAS, Orleans County desires to avail itself of this procedure for the purpose of procuring office supplies, and Genesee County does desire to become the "lead agency" in the competitive bidding process for the purchase of office supplies under a "Cooperative Purchasing Agreement;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County of Orleans to enter into such an agreement for the purpose of procuring office supplies for all County departments; and be it

FURTHER RESOLVED, that the Chairman of the

Legislature be and hereby is authorized to execute said "Cooperative Purchasing Agreement" on behalf of Orleans County; and be it

FURTHER RESOLVED, that said agreement is to be effective for the period running commensurate with the contract period for services awarded to the successful vendor.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 169-392

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TERMINATING DIRECTOR OF REAL PROPERTY TAX SERVICES

BE IT RESOLVED, that Doreen Roth-Wilson is terminated as Director of Real Property Tax Services, effective March 11, 1992.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 170-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION DESIGNATING MAJORITY AND MINORITY LEADERS OF THE LEGISLATURE

BE IT RESOLVED, that George R. Bower is hereby designated by the Republicans as Majority Leader of the Legislature and that Richard V. Bennett is hereby designated by the Democrats as Minority Leader of the Legislature

Adopted. 5 ayes; 0 nays, 1 abstention, Legislator Bower; 1 absent, Legislator Billings.

RESOLUTION NO. 171-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF THE YEAR 1992 ESTABLISHING RESIDENCY REQUIREMENTS IN ORLEANS FOR SOCIAL SERVICE APPLICANTS

WHEREAS, there has been introduced to the Orleans County Legislature Local Law No. 1-Intro of the year 1992 entitled "A Local Law of the County of Orleans, State of New York for the Year 1992 Establishing Residency requirements for Social Service Applicants Who Enter Into the County of Orleans, State of New York from Some Other State, Territory, Dominion or Country";

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature shall conduct a public hearing upon said proposed Local Law at the Orleans County Courthouse, Court House Square, Albion, New York on the 25th day of March, 1992 at 7:30 p.m.; and be it

FURTHER RESOLVED, that the Clerk of the Orleans County Legislature at least six (6) days in advance of such hearing, shall post a notice upon the bulletin boards in the various County Buildings, as well as the two official newspapers of the County; said notice shall contain the text of the proposed local law.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 172-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADJUSTING THE SALARY OF THE ACTING DISTRICT ATTORNEY

WHEREAS, a Judgment of the Supreme Court of the State of New York judicially determined that the proper salary for Conrad F. Cropsey as District Attorney was \$52,000.00 per year; and

WHEREAS, Conrad F. Cropsey has resigned as District Attorney and Milford L. Phinney is now serving as Acting District Attorney discharging the duties of the Office of District Attorney, pending a permanent appointment being made to the Office of District Attorney by the Governor of the State of New York; and

WHEREAS, Milford L. Phinney has requested that his salary as Acting District Attorney be adjusted to \$52,000.00 per year;

NOW, THEREFORE, BE IT RESOLVED, that the salary of

Milford L. Phinney, as Acting District Attorney, be adjusted to \$52,000.00 per year effective as of January 6, 1992, and continuing until a permanent appointment being made to the Office of District Attorney by the Governor of New York State.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to adjourn the meeting. Motion carried.

Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
March 25, 1992

Chairman Berger called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators, with the exception of Legislators Billings and Tuohey, were present.

The Clerk presented the following communications:

Local EMS Council Meeting minutes of December 4, 1991 meeting; a letter from the Orleans County Federation of Sportsmen's Clubs, Inc. in support of NYS DEC proposed ban on snagging of fish in 1994; Soil & Water Conservation District Meeting minutes from March 10, 1992, also a copy of the Treasurer's Annual Report for the year ending December 31, 1991;

A letter from Mrs. Marjorie F. Keppler in support of the Farm Bureau's stance concerning welfare and agricultural taxation; a letter of acknowledgment from Assemblyman Hawley regarding the County's resolutions on welfare and medicaid services, and the proposed expansion of the NYS Racing Association; a letter of acknowledgment re extension of Route 531; a request from the village of Lyndonville to exempt the municipally owned waterplant, pumping station and water treatment plant per Section 406 of the Real Property Tax Law;

Notification from County Attorney regarding duties of Assistant County Attorneys, stating that Bruce Schmidt would act as legal counsel to the Commissioner of Social Services, and that John Gavenda would exercise the powers and duties of the Office of County Attorney in Mr. Schubels' absence or inability to perform; a thank you letter from Mrs. Cynthia Troy for providing the employee benefit of reimbursement for college tuition costs; a copy of the County Youth Board minutes from the March 4, 1992 meeting; a copy of the annual report from the Veterans' Service Agency; minutes of the January 23rd meeting of WNY OTB; minutes of the January 20th meeting of the County Fire Chief's Association.

Report of Standing Committees: Legislator Bennett met with the EMS Board; March 18th met with the Self Insurance Committee; attended STOP DWI meeting the morning of March 25th; met once with the newly appointed District Attorney, Joseph Cardone; attended the Soil and Water Conservation District Meeting; met

with County Sheriff David Green on three different occasions.

Legislator Swiercznski attended regular committee meetings - Nursing Home and Highway, as well as working on the heating problem in the County Clerk's building and in the Court House. Mr. Swiercznski had been working with the Buildings & Grounds Superintendent to solve the problem as quickly as possible.

Legislator McCarthy had a meeting with the Director of Public Health; attended meetings on the County's heating problem in the Court House Square area; went to Detroit on behalf of the Tourism Board to the Sportsmen's show held there. Mr. McCarthy said that he had 12 requests for fishing license applications, and estimated that 125 people said they had been in Orleans County and enjoyed it very much - Browns' Berry Patch was mentioned.

Legislator Bower reported attending his usual departmental monthly meetings.

Chairman Berger attended the Intercounty Meeting held at Sunrise Hill on February 27th; attended a Domestic Violence Meeting on March 3rd; attended a GLOW meeting on March 5th, and met with the Medina village board, the Shelby, Ridgeway and Yates town boards, as well as school district meeting; attended the NYSAC Spring Conference in Albany March 8 - 10, 1992; attended a Safety Meeting and then a Nursing Home Meeting on March 11th; attended the Fire Chiefs' Meeting March 16th; attended PIC Meeting at Genesee-Wyoming BOCES on March 17th; attended the meeting on Boiler Room situation on March 18th; attended Intercounty Meeting in Cuba with Legislator Bower on March 19th; met with the Highway Committee, the Sheriff and District Attorney on March 20th; attended Mutual Aid fire in Medina March 21st and attended Assemblyman Hawley's Local Conference in Albany March 22 - 24, 1992.

The following resolutions were presented:

RESOLUTION NO. 173-392

By Legislator Bennett, who moved the adoption

Seconded by Legislator McCarthy.

RESOLUTION OPPOSING THE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION BAN ON SNAGGING OF PACIFIC SALMON

WHEREAS, it is the intent of the Department of

Environmental Conservation (D.E.C.) to phase out the snagging of Pacific Salmon in 1992 and 1993 with a total ban in 1994; and

WHEREAS, the Orleans County Tourism Promotion Agency reports that, based on economic impact studies, phone canvassing, fishing license sales, accommodation registrations, fish cleaning station inquiries, and other related businesses, the loss to the economy during the snagging period would be significant;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby propose an alternative to DEC's plan to ban snagging as follows:

- 1992 & 1993 - Snagging shall be permitted in designated Great Lakes tributaries during the period from the second Saturday in September through the third Sunday in October.
- 1994 & 1995 - Snagging utilizing a single hook only permitted in designated Great Lakes tributaries during the period from the second Saturday in September through the third Sunday in October
- 1996 - Prohibit snagging at all times in designated Great Lakes tributaries beginning in 1996.

FURTHER RESOLVED, that this resolution be sent to Governor Mario Cuomo, and the following State Legislators and Directors:

Senator John B. Sheffer II, Tourism Center
Senator Ralph J. Marino, Majority Leader
Assemblyman Saul Weprin, Speaker
Assemblyman Joseph T. Pillittere, Tourism Center
Senator John B. Daly
Assemblyman R. Stephen Hawley
Bruce D. Shupp, Chief Bureau of Fisheries, DEC
Robert E. Langs, Principal Aquatic Biologist, DEC
Thomas C. Jorling, Commissioner, DEC

Defeated. 1 aye, Legislator Swiercznski; 4 nays; 2 absent, Legislators Billings and Tuohey.

During discussion on the previous resolution, Legislator Bennett stated that he has "a problem doing anything against what the (Sportsmen's) Federation has been working for - they do not want to see it (snagging) extended. So I will continue to be against it". Legislator Bower agreed with Legislator Bennett.

RESOLUTION NO. 174-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT

WHEREAS, there have been expenses involved in the Special Investigation Account A3189 for the Orleans County Sheriff's Department; and

WHEREAS, unexpended funds from this account were deposited in a Special Reserve Account as of December 31, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up \$17,828.78 in Special Investigation Account against the Special Reserve Account.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 175-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING SOFTWARE MAINTENANCE AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND VECTOR SYSTEMS

WHEREAS, the proposed Software Maintenance Agreement with Vector Systems, 4991 Wyffels Road, Canandaigua, New York 14424 offers support services for the prnPLUS Software Program currently in use at the Mental Health Department in the following ways:

1. New features added to prnPLUS;
2. Program enhancements forced by regulatory changes;
3. On-line support via telephone and Carbon Copy;
4. Emergency fixes in the event of program error;

and

WHEREAS, it is necessary to have said agreement with Vector Systems in order to assure the Department of continued effective management of its prnPLUS Software Billing Program;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby approve the agreement with Vector Systems; said agreement to be in effect during the 1992 calendar year at an annual cost of \$750.00.

Adopted. 5 ayes; 0 nays; 2 absent, legislators Billings and Tuohey.

RESOLUTION NO. 176-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIM FROM ACCOUNT H3150 RE JAIL RECONSTRUCTION

RESOLVED, that this Legislature does hereby authorize the payment of \$18,729.25 to Iversen Construction Corporation, P.O. Box 214, Gorham, New York 14461 for work completed to date on the Jail Reconstruction Project as per payment application No. 5.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 177-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancies:

1. One (1) PPT Institutional Aide position.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 178-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Robert & Paula Carpenter, 5135 Holley Byron Road, Holley, New York 14470, for the sum of \$8,354.28, which includes the 1987 through 1992 taxes, Parcel No.

61, Tax Map No. 98.13-1-5 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 58, being formerly assessed to Robert & Paula Carpenter, 5135 Holley Byron Road, Holley, New York 14470 bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L132, T3, 4543 Upper Holley Road, 180.00 x 125.00'; 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.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 179-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 6275 through 6424 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 180-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE ADVERTISING OF BIDS FOR A NEW STATION WAGON FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the advertisement of bids for a new station

wagon to be used at the Department of Social Services.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 181-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT TO ORLEANS COUNTY FEDERATION OF SPORTSMEN'S CLUBS FROM ACCOUNT A8720

RESOLVED, that the County Treasurer is hereby authorized and directed to pay the sum of \$1,000 to the Orleans County Federation of Sportsmen's Clubs; said payment to be made from Account A8720; and be it

FURTHER RESOLVED, that the Federation shall submit a Final Report to this Legislature, no later than August 14, 1992, accounting for expenditures of the above funds.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Bennett withdrew the next resolution on the agenda entitled RESOLUTION APPROVING SECRETARIAL SERVICES AGREEMENT WITH MILFORD L. PHINNEY AND COUNTY OF ORLEANS.

RESOLUTION NO. 182-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING PERMIT APPLICATION FOR CID

WHEREAS, the County's source separation law requires waste haulers to apply for a permit from the County, and

WHEREAS, CID's application has been reviewed and is complete, now therefore, be it

RESOLVED, that this Legislature approves CID's application for a permit.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 183-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING PROPOSAL FOR COUNTY OF ORLEANS
SHERIFF DEPARTMENT

WHEREAS, the proposal of Sandra H. Adams, Esq. for non-discriminatory policy formation and training for the County of Orleans Sheriff Department has been received and reviewed, and

WHEREAS, it is deemed appropriate to retain Sandra H. Adams, Esq. as a consultant to assist the County of Orleans Sheriff Department in developing non-discriminatory policies and practices with respect to hiring, promotion, and the work environment; and to provide appropriate training for all department personnel on these matters,

NOW, THEREFORE, BE IT RESOLVED, that the proposal of Sandra H. Adams is accepted as set forth therein at a total cost not to exceed \$2,500.00

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 184-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PURCHASES BY ORLEANS COUNTY
SHERIFF'S DEPARTMENT

BE IT RESOLVED, that this Legislature authorizes the Orleans County Sheriff's Department to purchase 40 calibre semi-automatic weapons, leather goods and ammunition, at a cost not to exceed \$9,500.00; said purchases to be made from Special Investigation Account 3189.418, to be purchased from Glock at the State bid price.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Bower tabled the next two resolutions on the agenda RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO ISSUE RFP FOR ARCHITECTURAL AND ENGINEERING DESIGN FOR PROPOSED ADDITION and RESOLUTION

REGARDING PROPOSED ADDITION TO ORLEANS COUNTY NURSING HOME.

RESOLUTION NO. 185-392

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO ISSUE RFP FOR PHARMACY SERVICES

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home Administrator to issue a request for proposals for pharmacy services at the Orleans County Nursing Home.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 186-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT WITH NYS DIVISION OF EQUALIZATION AND ASSESSMENT FOR COMPUTER PROCESSING FOR TAX ROLLS AND BILLS

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the NYS Department of Equalization and Assessment providing for data entry and computer processing, which in turn provides assessment rolls and bills for the County, Towns, Villages and Schools; said agreement to be in effect April 1, 1992 through March 31, 1993 at an estimated cost of \$18,941.00.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 187-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING BID FOR ASPHALT COMPACTOR

RESOLVED, that this Legislature authorizes that the bid be awarded to Rupp Rental & Sales Corporation

of Buffalo, N.Y. for a 1992 Ingersoll-Rand 66" drum asphalt compactor at a cost of \$62,325.00, which was the low bid.

Adopted. 4 ayes; 1 nay, Legislator Bennett; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 188-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING BID FOR POST POUNDER

RESOLVED, that this Legislature authorizes that the bid be awarded to Utilicorp, Inc. of Wooster, Ohio for a 1984 Sterling SCPD reconditioned post pounder, at a cost of \$36,250.00, which was the low bid.

Adopted. 4 ayes; 1 nay, Legislator Bennett; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 189-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING BID FOR DUMP TRUCK

RESOLVED, that this Legislature authorizes that the bid be awarded to Boyle's Motor Sales of Batavia, N.Y. for a 1992 International 4900 series 6-wheel dump truck, at a cost of \$31,449.00, which was the low bid.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 190-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REJECTING BID FOR DUMP TRUCK

WHEREAS, bids for the dump truck have been opened and reviewed by the Committee;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby reject the bid for the dump

truck submitted by Genesee Ford truck Sales, Inc. of Rochester, New York, because said bid did not meet specifications.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 191-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING BID FOR USED TRUCK

RESOLVED, that this Legislature authorizes that the bid be awarded to Genesee Ford Truck Sales, Inc. of Rochester, N.Y. for a 1986 Ford F-700 (76,250 miles) truck, at a cost of \$9,500.00, which was the low bid.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 192-392

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM CONTINGENT ACCOUNT FOR EXPENSES INCURRED IN FLUORESCENT LIGHT REPLACEMENT IN JAIL

RESOLVED, that this Legislature does hereby authorize the transfer the sum of \$3550.00 from Contingent Account A1990.418 to Buildings & Grounds Other Contractual Account A1620.418; said transfer is necessary to cover the following expenses:

Fluorescent light replacement in Jail:

Outside Labor	\$1400.00
Night Lights	800.00
Replacement Lights	850.00
Repair of Jail Roof	<u>500.00</u>
	\$3550.00

and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies received from the Niagara Mohawk Rebate Program, into the 1992 Buildings & Grounds Budget Accounts (necessary to

replace funds expended from said Budget Account for the purchase of 144 ballasts for the Jail at a cost of \$2,073.60); new budget monies to be set up as follows:

Revenue Account 2770	\$2,073.60
Other Contractual A1620.418	2,073.60;

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 193-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Charles M. Smith and Lori A. Smith, 3626 West Avenue, Knowlesville, N.Y. 14479, for the sum of \$7212.41, which includes the 1987 through 1992 taxes, Parcel No. 117, Tax Map No. 70.00-1-29.12 of the premises contained in the 1990 delinquent tax list in the foreclosure in Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990, and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at Page 60, being formerly assessed to Charles M. Smith and Lori A. Smith, 3626 West Avenue, Knowlesville, N.Y. 14479, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L3, T15, R3, 2.00 acres, 3626 West Avenue, Knowlesville, N.Y.; 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.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Bower, with second by Legislator McCarthy moved to remove the next three resolutions from the table (they were tabled at the March 11, 1992 meeting). Upon vote, motion carried, and the following three resolutions were removed from the table and voted upon:

RESOLUTION NO. 194-392.

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ANNUAL CONTRACT BETWEEN COUNTY OFFICE FOR THE AGING AND FIRST PRESBYTERIAN CHURCH OF ALBION

RESOLVED, that this Legislature does hereby approve the annual contract between the Office for the Aging and the First Presbyterian Church of Albion providing home delivered meals under NYS Supplemental Nutrition Assistance Program funding to be in effect April 1, 1992 through March 31, 1993 at a cost of \$110,608.00, which is 100% reimbursable.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 195-392.

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING OFFICE FOR THE AGING ANNUAL APPLICATION FOR NYS SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) FUNDS

RESOLVED, that this Legislature does hereby authorize the Office for the Aging to submit to the NYS Office for the Aging, the annual application for the NYS Supplemental Nutrition Assistance Program (SNAP) to be in effect April 1, 1992 through March 31, 1993 in the amount of \$107,104.00.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 196-392.

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Director of the County Health Department to fill the following vacancies:

1. One (1) Case Manager position;
2. One (1) Receptionist position.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator McCarthy, with second by Legislator Swiercznski, moved to add the following resolutions to the agenda. Upon vote, motion carried, 4 ayes; 1 nay, Legislator Bennett; 2 absent, Legislators Billings and Tuohey. The following resolutions were added to the agenda, and voted upon as follows:

RESOLUTION NO. 197-392.

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION TO AWARD BID FOR CARETAKER SERVICES AT ORLEANS COUNTY MARINE PARK

BE IT RESOLVED, that this Legislature does hereby award the bid for Caretaker Services at Orleans County Marine Park for the 1992 season (4/15/92-11/1/92) to Richard H. Wilson, Jr., at a cost of \$90.00 per day.

Adopted. 4 ayes; 1 nay, Legislator McCarthy; 2 absent, Legislators Billings and Tuohey.

Prior to the vote on the previous resolution, Chairman Berger noted the low bid submitted by Mr. Wilson over a three-year period, and said "I feel we should lock him into a three-year contract". There were no comments from the remaining Board members, and the resolution was adopted as presented. Legislator McCarthy stated that in voting "Nay" on this resolution, that such a vote was "not a reflection on Mr. Wilson or his services".

RESOLUTION NO. 198-392.

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION CREATING POSITION IN HIGHWAY DEPARTMENT

WHEREAS, the Orleans County Job Development Agency and the Department of Social Services have presented a plan of action on February 19, 1992 to increase the number of public assistance recipients the County has in Work Relief, and,

WHEREAS, the creation of a mobile crew of work relief participants will perform needed public works projects throughout the County, under the direction of a crew leader, and,

WHEREAS, because of the nature of the work to be performed, the most appropriate location and

supervision of the position would be the County Highway Department,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the creation of the position of Work Experience Crew Leader in the Orleans County Highway Department, effective on or About April 20, 1992 and to terminate October 31, 1992, with salary for said position to be set at \$8.00 per hour.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator Bower reported that the and Legislator Swiercznski, Job Development Director Jim Hancock, Social Services Commissioner Pat Hardenbrook and County Highway Superintendent Donald Cooley and it was decided that the Highway Department was the best Department for this new position to be placed. The County's Work Program was designed for those welfare recipients who are able to work, to do so. Legislator Bower stated that in the "long-run, it (Program) should save the County quite a bit of money". Legislator Bower said that it was hoped that two crews would be in place before the end of the year.

RESOLUTION NO. 199-392.

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING ACCEPTANCE OF PROPOSAL FOR REMOVAL OF ASBESTOS FROM BOILER, BREACHING AND PIPES IN BOILER ROOM LOCATED IN COUNTY CLERK'S BUILDING

WHEREAS, a malfunction in the boiler necessitates the removal of the boiler, breaching and pipes in the boiler area in the County Clerk's Building; and

WHEREAS, the boiler, breaching and pipes are covered with asbestos which must be removed by an approved firm; and

WHEREAS, quotations have been solicited and reviewed from approved firms;

NOW, THEREFORE, BE IT RESOLVED, the quotation in the amount of \$11,000.00 by Peerless Environmental Corporation be accepted and that said firm be retained to perform said work; and be it

FURTHER RESOLVED, that the creation of a contract in form and content acceptable to the County Attorney, between the County of Orleans and Peerless

Environmental Corporation is hereby authorized; and be it

FURTHER RESOLVED, that the transfer of funds in the amount of \$11,000.00, from Contingent Account A1990.418 to Buildings and Grounds Account A1620.418 Other Contractual is hereby authorized.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

RESOLUTION NO. 200-392.

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT COMMUNITY SERVICES WORKER POSITION IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Community Services Worker position in the Department of Social Services, effective April 1, 1992.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Motion by Legislator Swiercznski, with second by Legislator McCarthy, to recess the meeting subject to the call of the Chairman. Motion carried.

Meeting recessed at 5:17 p.m.

RECONVENED LEGISLATURE MEETING
March 25, 1992

Chairman Berger reconvened the Legislature Meeting at 8:27 p.m., immediately after the public hearing on Local Law No. 1-Intro of the Year 1992. Present were Legislators Bennett, Berger, Bower, McCarthy and Swiercznski.

The following resolution was then adopted:

RESOLUTION NO. 201-392

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING LOCAL LAW NO. 1-INTRO OF 1992 AS LOCAL LAW NO. 1 OF THE YEAR 1992 ENTITLED "A LOCAL LAW OF THE COUNTY OF ORLEANS, STATE OF NEW YORK FOR THE YEAR 1992 ESTABLISHING RESIDENCY REQUIREMENTS FOR SOCIAL SERVICE APPLICANTS WHO ENTER INTO THE COUNTY OF ORLEANS, STATE OF NEW YORK FROM SOME OTHER STATE, TERRITORY, DOMINION OR COUNTRY"

WHEREAS, Local Law No. 1-Intro of the Year 1992 entitled "A Local Law of the County of Orleans, state of New York for the Year 1992 Establishing Residency Requirements for Social Service Applicants Who Enter Into The County of Orleans, State of New York From Some Other State, Territory, Dominion or Country" was introduced to this Legislature on February 26, 1992; and

WHEREAS, a public hearing was held on Wednesday evening, March 25, 1992 on said Local Law, at which time and place all persons interested were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 1-Intro of 1992 as "Local Law No. 1 of the Year 1992", which reads as follows:

A LOCAL LAW OF THE COUNTY OF ORLEANS, STATE OF NEW YORK FOR THE YEAR 1992 ESTABLISHING RESIDENCY REQUIREMENTS FOR SOCIAL SERVICE APPLICANTS WHO ENTER INTO THE COUNTY OF ORLEANS, STATE OF NEW YORK FROM SOME OTHER STATE, TERRITORY, DOMINION OR COUNTRY

BE IT ENACTED by the Orleans County Legislature of the County of Orleans as follows:

Section 1. The Legislature of Orleans County finds that its taxpayers have been overburdened by increasing numbers of people who have been immigrating into the County of Orleans and State of New York for the purpose of applying for Social Service Benefits.

Section 2. The County of Orleans, State of New York, does hereby establish a residency requirement for Social Service Applicants within Orleans County.

Section 3. No person applying for aid to dependent children or medicaid benefits in the County of Orleans shall be eligible to receive these benefits from the Department of Social Services until and unless the applicant has been a resident of the State of New York for a continuous period of at least 365 days prior to the date of applications.

Section 4. No person applying for home relieve benefits in Orleans County shall be eligible to receive this benefit from the Department of Social Services until and unless the applicant has been a resident of the State of New York for a continuous period of at least 365 days.

Section 5. This Local Law shall become effective on April 15, 1992.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Tuohey.

Legislator McCarthy, with second by Legislator Bennett, moved to recess the meeting, subject to the call of the Chairman. Motion carried.

Meeting recessed at 8:30 p.m.

RECONVENED LEGISLATURE MEETING

March 27, 1992

Chairman Berger reconvened the meeting at 9:00 a.m. Legislators Bennett, Berger, Bower and Swiercznski were present.

Ron Tower, Buildings and Grounds Superintendent, was given permission to install drip trays for the radiators and boiler, while the boiler was "down". He also informed the Board that a water softener should be purchased, to help protect the boiler. Mr. Tower was given permission to look into water softeners that would be suitable for use with the boiler, and to report back to the Board.

The following resolutions were presented and adopted:

RESOLUTION NO. 202-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION RESCINDING RESOLUTION NO. 199-392 REGARDING ACCEPTANCE OF PROPOSAL FOR ASBESTOS REMOVAL FROM BOILER ROOM AREA IN COUNTY CLERK'S BUILDING

RESOLVED, that this Legislature does hereby rescind Resolution No. 199-392 which accepted a proposal from Peerless Environmental Corporation of Rochester, New York to remove asbestos from boiler, breaching and pipes in Boiler Room in the County Clerk's Building.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, McCarthy and Tuohey.

RESOLUTION NO. 203-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REJECTING PROPOSAL FROM PEERLESS ENVIRONMENTAL CORPORATION FOR ASBESTOS REMOVAL FROM BOILER, BREACHING AND PIPES IN BOILER ROOM IN COUNTY CLERK'S BUILDING

WHEREAS, the Peerless Environmental Corporation of Rochester, New York will not be able to begin removing the asbestos from the Boiler Room Area in the County Clerk's Building immediately, as was originally represented in their proposal to the County;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby reject the proposal received from Peerless Environmental Corporation of Rochester, New York.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, McCarthy and Tuohey.

RESOLUTION NO. 204-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING ACCEPTANCE OF PROPOSAL FOR REMOVAL OF ASBESTOS FROM BOILER, BREACHING AND PIPES IN BOILER ROOM LOCATED IN COUNTY CLERK'S BUILDING

WHEREAS, a malfunction in the boiler necessitates the removal of the boiler, breaching and pipes in the boiler area in the County Clerk's Building; and

WHEREAS, the boiler, breaching and pipes are covered with asbestos which must be removed by an approved firm; and

WHEREAS, quotations have been solicited and reviewed from approved firms;

NOW, THEREFORE, BE IT RESOLVED, the quotation in the amount of \$11,000.00 by U. S. Thermal of Rochester, New York be accepted and that said firm be retained to perform said work; and be it

FURTHER RESOLVED, that the creation of a contract in form and content acceptable to the County Attorney, between the County of Orleans and U. S. Thermal is hereby authorized; and be it

FURTHER RESOLVED, that the transfer of funds in the amount of \$11,000.00, from Contingent Account A1990.418 to Buildings and Grounds Account A1620.418 Other Contractual is hereby authorized.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, McCarthy and Tuohey.

RESOLUTION NO. 205-392

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION DETERMINING PUBLIC EMERGENCY AND APPROVING
ACCEPTANCE OF JOB PROPOSAL

WHEREAS, the boiler and heating plant located in the County Clerk's Building has unexpectedly ceased to operate; and

WHEREAS, the said heating plant serves the Orleans County Court House and the County Clerk's Building, which houses the Courts, Clerk and the Legislature of the County of Orleans, all of which perform vital governmental functions; and

WHEREAS, the failure of the said heating plant impacts upon the public utilizing the governmental bodies as aforesaid; and

WHEREAS, quotations have been received and reviewed for the installation of a boiler with a storage tank and pumping system; and

WHEREAS, it appears that acceptance of quotation from Robert Collins for the equipment and installation thereof is in the best interests of the County of Orleans;

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the County of Orleans hereby determines that the failure of the heating plant serving the Courts, Legislature and Clerk of the County of Orleans constitutes a public emergency arising out of an unforeseen condition whereby circumstances affecting public buildings, public property and the health of the inhabitants of the County of Orleans, requires immediate action which cannot await competitive bidding; and be it

FURTHER RESOLVED, that the quotation of \$29,900.00 by Robert Collins be accepted and that said firm be retained to perform said work as expeditiously as possible given the public emergency; and be it

FURTHER RESOLVED, that the execution of a contract, in form and content acceptable to the County Attorney, between the County of Orleans and Robert Collins is hereby authorized; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$29,900.00

from Contingent Account A1990.418 to Buildings and Grounds Account A1620.418 Other Contractual is hereby authorized.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, McCarthy and Tuohey.

Legislator Swiercznski, with second by Legislator Bennett, moved to recess the meeting subject to call by the Chairman. Motion carried.

Meeting recessed at 9:15 a.m.

LEGISLATURE MEETING
April 8, 1992

Chairman Berger called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators, with the exception of Legislator Tuohey, were present.

The Clerk presented the following communications:

A letter from NYS Agriculture & Markets certifying as eligible for districting the modification as adopted and approved by the County, Agricultural District No. 8 in the Towns of Ridgeway and Yates; the 1991 annual report from Real Property Tax Office; announced that the next Intercounty Association meeting will be held at the Treadway Inn in Batavia, New York beginning at 9:30 a.m..

A letter of acknowledgment from Assemblyman Hawley regarding the County's resolution on welfare reform; a letter from Senator Daly acknowledging receipt of the County's resolution opposing expansion of the New York Racing Association; a letter of acknowledgment from Senator Marino for the County's resolution No. 139; minutes from the WNY OTB meeting held February 27, 1992. A letter from the Village of Medina saying that if more than occasional inspections as previously done by the Code Enforcement Office are necessary, then it might be necessary for the Village and County to get together to discuss reimbursement to the village for time spent by its personnel to accommodate the County; a letter from the Kendall Town Board stating that it would not participate in certification to the County Department of Social Services regarding housing standards.

Announced that the County Treasurer had submitted the annual report for 1991, and that a copy was on file in the Clerk's office.

Report of Standing Committees: Legislator Bennett attended special Legislature Meeting held on March 27, 1992; met with the Taxpayers' Association on March 30; attended the Supervisors' and Legislators' Meeting held March 24th; attended the Soil & Water Regional Meeting, Dist. 1, in Varysburg on April 1st; visited the Elections' Office to watch the returns on April 7th.

Legislator Swiercznski attended regular meetings with the Highway Department, Buildings and Grounds

Department, also the committee meetings at Social Services and the Nursing Home.

Legislator McCarthy met with the County Clerk, also with the Director of the Health Department on the 7th and 8th, and with the Director of Mental Health.

Legislator Billings noted he had been away, and commented that in many states, the sales tax is much higher than ours - sometimes it goes to 13% when federal tax is added to it. Mr. Billings said he was planning to put together a bed tax, which requires a Home Rule Law. Legislator Billings introduced Local Law No. 2-Intro of 1992 pertaining to salaries of elected and appointed officials, and announced that he would have an update on GLOW as soon as possible.

Legislator Bower attended meetings with Legislator Swiercznski, and said that Mr. Swiercznski had done a good job with the boiler problem, and had kept him (Mr. Bower) informed when he could not be in attendance at meetings. Legislator Bower also said that the Holley Village Board, in trying to come up with their early budget, stated that the village taxpayers would have another \$225.00 assessment for garbage pick up, along with their property tax. Mr. Bower said he would report back to the Board. Legislator Swiercznski suggested that either Mr. Dudek or the Chairman should contact the Village Board to get the situation clarified, regarding garbage pick-up.

Chairman Berger attended the public hearing on Local Law No. 1-Intro of 1992 on March 25th; attended the GLOW meeting on March 26th; attended the special Legislature meeting on March 27th; opened the Leadership Seminar on March 28th; attended the Soil & Water Division 1 Meeting in Varysburg on March 21st; attended the Pratt Retirement Party; stopped in to the Legislature office on April 1st; attended the Ridgeway Board meeting on April 6th; attended the Canal Task Force meeting on April 7th and on the morning of the 8th, attended the Safety Meeting and met with the newly appointed District Attorney earlier this afternoon (April 8th).

In response to Legislator Bower's inquiry regarding State budget cuts and how they will affect the Probation Department, Legislator Bennett said that Probation Director Dean Holland was waiting for more information from the State.

The following resolutions were then presented:

RESOLUTION NO. 206-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of the vacant Correction Officer position in the Orleans County Sheriff's Department, Grade 3, Step 1, at an annual salary of \$19,333.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION No. 207-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Orleans County Nursing Home:

LPN - Part-time, Grade 8, Step 1

Institutional Aide - Part-time, Grade 2, Step 1.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 208-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General fund, represented by checks numbered 6436 through 6604 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

During discussion of the previous resolution, Legislator Swiercznski, who is auditing bills for the month of April, said he had pulled two vouchers from the Health Department. Each one was for four cases of crayons, and was told that it was for educational materials. Mr. Swiercznski had also pulled a voucher from the Highway Department for a computer service agreement with Lew Dewhurst. Mr. Swiercznski was under the impression that Frank Zona handled the County's computer needs. Legislator Bower said he had discussed this with Dave Albanese who said that Mr. Dudek and Mr. Zona had met to discuss this, and because Mr. Dewhurst did the original work on that particular computer program, felt that Mr. Dewhurst would be the best person to take care of it. Mr. Dudek said he would look into it - that he was not aware of the \$375.00 annual cost for the agreement.

RESOLUTION NO. 209-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF SHELBY

RESOLVED, that this Legislature sell and convey unto Stephen and Alice Champlin, 709 Church Street, Medina, N.Y. for the sum of \$5152.76, which includes the 1992 taxes, Parcel No. 126, Tax Map No. 80.45-3-46 of the premises contained in the 1990 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990 and recorded in the Orleans County Clerk's Office in Liber 474 of deeds at Page 61, being formerly assessed to Stephen and Alice Champlin, 709 Church Street, Medina, N.Y., bounded and described as follows: 709 Church Street, 33.00' x 132.00', 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 210-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN

THE TOWN OF SHELBY

RESOLVED, that this Legislature sell and convey unto Marvin A. Cummings, 3630 Orangeport Rd., Gasport, N.Y. 14067, for the sum of \$434.09, which includes the 1992 taxes, Parcel No. 134, Tax Map No. 112-1-52.2 of the premises contained in the 1990 delinquent tax list in the Foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 21, 1990, and recorded in the Orleans County Clerk's Office in Liber 474 of Deeds at page 61, being formerly assessed to Marvin A. Cummings, 3630 Orangeport Rd., Gasport, N.Y., bounded and described as follows: L13, T14, R4, West Shelby 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 211-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING SETTING UP OF MONIES IN RECORDS MANAGEMENT

RESOLVED, that this Legislature authorizes the setting up of new monies in the Records Management budget, as follows:

Revenue Account:	
A3060	\$4256.00
Appropriation Account:	
1460.411 - Office Supplies	\$1756.00
1460.250 - Other Equipment	\$2500.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 212-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING DATA PROCESSING DIRECTOR TO SOLICIT BIDS FOR COMPUTERS AND ASSOCIATED EQUIPMENT

RESOLVED, that this Legislature authorizes Frank Zona to prepare specifications and to request bids for

computers to be used in various County departments during 1992.

Adopted 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator McCarthy, with second by Legislator Bower, introduced a resolution entitled RESOLUTION APPROVING AN APPOINTMENT TO BOARD OF HEALTH. During discussion, Legislator Billings, with second by Legislator Bennett, moved to table the resolution, if the Legislature was going to do something different with the Health Board. Upon vote, the motion was defeated, 2 ayes, Legislators Bennett and Billings; 4 nays; 1 absent, Legislator Tuohey. The following resolution was then presented and adopted:

RESOLUTION NO. 213-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AN APPOINTMENT TO BOARD OF HEALTH

RESOLVED, that this Legislature does hereby appoint Carol Heilighenthaler, to a six-year term on the Orleans County Board of Health; said term to expire on 31 December 1997.

Adopted. 4 ayes; 2 nays, Legislators Bennett and Billings; 1 absent, Legislator Tuohey.

Legislator McCarthy, with second by Legislator Swiercznski, introduced a resolution entitled RESOLUTION ACCEPTING AWARD FROM THE NEW YORK STATE DEPARTMENT OF HEALTH FOR \$499 TO PROMOTE INCREASING CONSUMPTION OF FRUITS AND VEGETABLES. Upon discussion, Mr. Dudek expressed concern if any department who applies for a grant has approval from the Legislature first. Mr. Berger suggested that it be discussed at the next team meeting. Legislator McCarthy explained that the purpose is to promote good nutrition and to try and get kids off "junk foods". Legislator Bennett said, "I have a problem with this. I would like to know where this \$4999 is going to go. Usually everyone always goes to the Extension Service for help - some of it should go to Cooperative Extension. Legislator Bower agreed. Legislator Billings moved to amend the resolution to give some of the funds to Extension. There was no second. Legislator Bower requested that the Director of Public Health attend the next conference session and bring in a detailed description regarding this grant. The other members of the Board

agreed. Legislator McCarthy said he had no problem with anything that had been said, but that he felt that Extension is not the answer for everyone. Legislator Bower, with second by Legislator McCarthy, moved to table the resolution. Motion carried, and the resolution was tabled.

RESOLUTION NO. 214-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ADDENDUM TO AGREEMENT BETWEEN OFFICE FOR THE AGING AND ALBION FIRST PRESBYTERIAN CHURCH

RESOLVED, that this Legislature does hereby approve the addendum to the agreement between the Orleans County Office for the Aging and the Albion First Presbyterian Church, which clarifies clause 12 of the agreement to assure the walk-in-cooler/freezer will be removed from the Church by the County, should the contract ever be cancelled or not renewed.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 215-492

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the County Planning Board, with terms to expire December 31, 1994:

<u>Name</u>	<u>Representative of</u>
Dianne Horn	Town of Albion
Chris Haines (Alternate)	
Art Spencer	Town of Barre
Norman Philipps (Alternate)	
Theobert Ahlberg	Town of Gaines
Elizabeth Capacci (Alternate)	

Robert Deprez

Village of Holley

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 216-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SUPPORTING DEPARTMENT OF ENVIRONMENTAL
CONSERVATION'S PROPOSED PHASEOUT OF THE SNAGGING OF
PACIFIC SALMON

WHEREAS, the County Federation of Sportsmen has indicated its support of DEC's proposed snagging ban,

BE IT RESOLVED, that the Orleans County Legislature does hereby indicate its support of the proposed DEC ban on the snagging of pacific salmon, and be it

FURTHER RESOLVED, that this resolution be sent to Governor Mario Cuomo, and the following State Legislators and Directors:

Senator John B. Sheffer II, Tourism Center
Senator Ralph J. Marino, Majority Leader
Assemblyman Saul Weprin, Speaker
Assemblyman Joseph T. Pillittere, Tourism Center
Senator John B. Daly
Assemblyman R. Stephen Hawley
Bruce D. Shupp, Chief Bureau of Fisheries, DEC
Robert E. Langs, Principal Aquatic Biologist, DEC
Thomas C. Jorling, Commissioner, DEC

Defeated. 3 ayes; 3 nays, Legislators Bennett, Billings and Swiercznski; 1 absent, Legislator Tuohey.

During discussion on the previous resolution, Legislator Billings commented, "...This is a harvest crop (salmon) that comes in there. My biology tells me they are lethargic, etc. I would oppose anything that would phase it (snagging) out. I would go on record to oppose it."

RESOLUTION NO. 217-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO

DELAY PROPOSED NURSING HOME EXPANSION

RESOLVED, that this Legislature is interested in postponing the proposed July 1, 1992, construction start date for the Nursing Home addition until July 1, 1993 and be it further

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home Administrator to contact the New York State Department of Health and investigate delaying the expansion at the Orleans County Nursing Home.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 218-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT WITH NYS DIVISION OF EQUALIZATION AND ASSESSMENT FOR COMPUTER PROCESSING FOR TAX ROLLS AND BILLS

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and NYS Department of Equalization and Assessment providing for data entry and computer processing, which in turn provides assessment rolls and bills for the Villages of Holley, Medina and Lyndonville; said agreement to be in effect April 1, 1992 through March 31, 1993 at the following estimated costs:

Village of Holley	-	\$ 239.05
Village of Medina	-	\$1626.80
Village of Lyndonville	-	\$ 275.10

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 219-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ABOLISHING POSITION IN ORLEANS COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the abolishing of one full-time Motor Equipment Operator position in the Orleans County Highway Department.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 220-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING CREATION OF PART-TIME POSITIONS IN
SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the creation of the following part-time positions in the Orleans County Sheriff's Department:

Sheriff's Budget 3110 -	2 Part-time Deputies
Sheriff's Budget 3110 -	3 Civil Dispatchers
Jail Budget 3150 -	4 Part-time Correction Officers

and be it further,

RESOLVED, that these positions will be paid at the rate of \$6.00 per hour, which is the current part-time hourly rate of pay.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 221-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AMENDING 1992 STOP DWI BUDGET

WHEREAS, the STOP-DWI Committee unanimously recommended to the Legislature that since there is \$57,062.70 in the reserve fund, some of these funds be spent for DWI purposes as listed below:

1. Increase STOP-DWI overtime patrols effective April 15, 1992 through December 31, 1992 by a total of 4 hours per week for Albion, Holley, Medina Police and the Orleans County Sheriff's Dept. at a total cost not to exceed \$8,000;
2. Two personal computers and printers at a cost of \$2360.00, one for the NYS Police; one for District Attorney, total cost not to exceed \$4720.00;

3. Two Xerox fax machines, Model 7024, one for State Police and one for Probation, at a cost of \$1857.00 each, total cost not to exceed \$3714.00
4. Five Tint Meters at a cost of \$200.00 each for the NYS Police, Orleans County Sheriff's Dept., Medina Police Dept., Albion Police Dept., and Holley Police Dept., total cost not to exceed \$1000.00
5. Four reflective traffic vests, total cost not to exceed \$300.00; said vests are for NYS Police;
6. One paper shredder for the Orleans County Sheriff's Department, cost not to exceed \$2000.00;
7. Two Also Sensors (Intoximeters) at a cost of \$415.00 each for the Orleans County Sheriff's Dept. for a total cost not to exceed \$830.00;
8. Two Xerox typewriters at a cost of \$800.00 each for the Orleans County Sheriff's Dept. and the Albion Police Dept. at a total cost not to exceed \$1600.00.
9. Two Xerox copiers at a cost of \$2000.00 for the Medina Police Dept. and the Albion Police Dept. for a total cost not to exceed \$4,000;
10. One Motorola portable radio for the Medina Police Dept.; cost not to exceed \$1200.00
11. One word processor for the Albion Police Dept. at a cost not to exceed \$500.00;
12. Two Mag flashlights and chargers for the Albion Police Dept.; cost not to exceed \$200.00 ;
13. One VHS camcorder/magnavox for the Holley Police Dept. at a cost not to exceed \$825.00;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the County Treasurer to set up appropriations against the STOP-DWI Reserve Account, as follows:

A3315.220	\$16,534.00	STOP-DWI Office Equip.
A3315.250	4,355.00	STOP-DWI Other Equip.
A3315.418	5,000.00	STOP-DWI Other Cont'l.
A3110.100	3,000.00	Sheriff Personal Svcs.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 222-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND
AUTHORIZING PURCHASE FOR BUILDINGS AND GROUNDS
DEPARTMENT RE EMERGENCY BOILER PROJECT

BE IT RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$35,000.00 from Contingent Fund A1990 to Buildings and Grounds Department Account A1620.418 Other Contractual; said transfer is necessary to cover the following emergency expenditures:

1. \$29,900.00 for the purchase of a new boiler from Robert Collins Plumbing & Heating, Albion, New York;
2. \$500.00 for the purchase of electric heaters (used to heat offices during the emergency);
3. \$410.00 for the purchase of fiberglass insulation for steam lines;
4. \$400.40 for the purchase of steel decking;
5. \$2,980 for Real Property Tax Office repairs made in conjunction with the emergency boiler project; with the remaining monies in the amount of \$891.00 to be used for other unexpected costs pertaining to the project;

and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to make a partial payment towards the cost of the boiler, in the amount of \$18,000.00 to Robert Collins Plumbing & Heating, Albion, New York, upon the submission and audit of a County voucher for said amount, with the remainder of the payment to be made upon the completion of the project.

Adopted. 5 ayes; 1 nay, Legislator McCarthy; 1 absent, Legislator Tuohey.

RESOLUTION NO. 223-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT WITH AFSCME

BE IT RESOLVED, that the Tentative Three-year Agreement reached between the County Negotiating Team and AFSCME representatives, and which has been ratified by the Sheriff's Department employees is hereby approved by this Legislature.

Adopted. 5 ayes; 1 nay, Legislator Billings; 1 absent, Legislator Tuohey.

Legislator Bower removed the following resolution from the table, and added the phrase "at no cost to the County" to the resolution:

RESOLUTION NO. 224-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO ISSUE RFP FOR ARCHITECTURAL AND ENGINEERING DESIGN FOR PROPOSED ADDITION

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home Administrator to issue a request for proposals concerning the proposed Nursing Home addition, at no cost to the County.

Adopted. 4 ayes; 2 nays, Legislator Bennett and Billings; 1 absent, Legislator Tuohey.

Legislator Bower removed the next resolution entitled RESOLUTION REGARDING PROPOSED ADDITION TO ORLEANS COUNTY NURSING HOME from the table, and withdrew it from the agenda.

Legislator Bower, with second by Legislator Swiercznski, moved to add the following resolutions to the agenda. Upon vote, motion carried, 4 ayes; 2 nays, Legislators Bennett and Billings; 1 absent, Legislator Tuohey.

RESOLUTION NO. 225-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING EXECUTION AND DELIVERY OF DEED
TO THE VILLAGE OF MEDINA

WHEREAS, the County of Orleans Transferred and conveyed to the Village of Medina a parcel of approximately 50 acres of land by Deed dated December 5, 1941, recorded in the Orleans County Clerk's Office in Liber 203 of Deeds at Page 480, and

WHEREAS, the deed description in such Deed was imprecise, merely indicating that the lands conveyed were those assessed to Philip S. Hill, bounded on the north by Bacon; east and south by Hill; and west by Pahura, and

WHEREAS, a title search has disclosed that the premises hereinafter described were a portion of the lands assessed to Philip S. Hill, and were intended to be included in the conveyance to the Village, but the imprecise description of the property in the Deed has led to questions with respect to the same, and

WHEREAS, a correction or clarification deed is required in order to resolve this matter,

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature be, and he hereby is, authorized and directed to execute and deliver a deed to the Village of Medina to clarify and correct the description in the prior Deed to the Village, conveying the following described premises to the Village to wit;

THAT TRACT OF PARCEL OF LAND, situate in the Village of Medina, Town of Ridgeway, County of Orleans, and State of New York, distinguished as being part of Lot Number 41, Township 15, Range 3, of the Holland Land Company's Survey, so-called, bounded and described as follows;

BEGINNING at a point on the centerline of Erin Road, at a distance of 1762.00 feet southerly as measured along the centerline of said road from the centerline of Maple Avenue;

THENCE, south 02o-26'-40" east along the centerline of Erin Road, a distance of 132.57 feet to a point;

THENCE, south 87o-44'-20" west, a distance of 295.67 feet to a point;

THENCE, north 23o-33'-40" west, a distance of 141.40 feet to a point;

THENCE, north 87o-33'-20" east, a distance of

346.50 feet to the point or place of beginning, containing 0.973 acres more or less.

This deed is made and executed for the purpose of clarifying and making more particular the description in a deed from the County of Orleans to the Village of Medina dated December 5, 1941. and recorded in the Orleans County Clerk's Office in Liber 203 at page 480, it having been the intention of such deed to quit claim and convey any interest of the County of Orleans in and to the above described premises as well as other adjoining lands by the description set forth in such deed.

Adopted. 6 ayes; 0 nays; 1 absent, Legislators Tuohey.

With regard to the previous resolution, Mr. Schubel explained that this resolution was necessary only for "clarification the legal description of this property, as described in the rolls - it gives a more precise description of the property".

RESOLUTION NO. 226-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING SALE OF 11 EAST BANK STREET, TAX MAP NO. 73.23-1-22 TO WILLIAM WITTMAN

WHEREAS, the Orleans County Legislature heretofore adopted Resolution No. 133-292 providing for the sale of certain commercial properties by sealed bid to the highest bidder, and

WHEREAS, William Wittman has submitted a bid in the amount of \$4,501.00 for parcel number 73.23-1-22 which is the highest bid for the said parcel,

NOW, THEREFORE, BE IT RESOLVED, that the bid of William Wittman be accepted for parcel number 73.23-1-22, and

BE IT FURTHER RESOLVED, that upon William Wittman tendering payment in full to the Orleans County Treasurer's Office, the County of Orleans is authorized to deliver a standard form quit claim tax deed containing certain covenants and conditions in accordance with the Terms of Sale previously approved.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Mr. Schubel said he had a request from a property

owner in Kent to purchase a property the County has In Rem Foreclosure. The property owner says the County-owned property has a septic system which is making an incursion onto her property. The piece of property under discussion is on the auction list. This property owner is offering to purchase the property for \$2500.00, while \$7,000.00 in back taxes is the amount actually owed to the County. According to the property owner, making the purchase offer, the property is actually a landlocked piece of property. Legislator Swiercznski asked Mr. Schubel to look into the matter, and report back at the next meeting.

Motion by Legislator Bower, with second by Legislator McCarthy, to adjourn. Motion carried.

Meeting adjourned at 6:00 p.m.

LEGISLATURE MEETING

April 22, 1992

Chairman Berger called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

Report of Standing Committees: Legislators Bower, Billings, McCarthy, Swiercznski, Bennett, and Tuohey all reported attending their regular departmental meetings.

Chairman Berger attended the Genesee/Fingerlakes Regional Planning Council meeting in Rochester on April 9th; attended the Highway Road Materials Bid Opening on April 10th; attended the Village of Lyndonville Board Meeting on April 13th; met with the County Attorney, Civil Service Director, stopped at the Legislature Office, and attend the Soil and Water Conservation District Board Meeting on April 14th; attended the Step 3 Hearing, attended the breakfast and luncheon with Senator Daly, and stopped at the C.D. Center on April 15th; attended the Intercounty Association Meeting in Batavia on April 16th; stopped at the Legislature office, and attended the combined Self Insurance/Supervisors' & County Legislators' Association Meeting on April 21st and attended the CSEA Hearing the morning of April 22nd.

CAO Stan Dudek gave a brief report regarding the bidding/placement of the County's insurance.

The following resolutions were presented:

Legislator Tuohey withdrew the first resolution on the agenda entitled RESOLUTION AUTHORIZING SALARY INCREASE FOR REAL PROPERTY TAX SERVICE COORDINATOR IN REAL PROPERTY TAX SERVICE DEPARTMENT.

RESOLUTION NO. 227-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO APPROVE THE BY-LAWS ADOPTED BY THE ORLEANS COUNTY EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

WHEREAS, the Orleans County Employee Assistance

Program Committee has been appointed by the Orleans County Legislature to oversee the vending machine operations in county buildings and the Employee Assistance Program; and

WHEREAS, the Orleans County Employee Assistance Committee finds it necessary to operate under By-Laws in order to conduct its business; and

WHEREAS, the Orleans county Employee Assistance Committee adopted such By-Laws at its April 9, 1992 meeting and requires approval of the Orleans County Legislature prior to its implementation;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve said By-Laws effective April 23, 1992 (copy attached).

Adopted. 7 ayes; 0 nays; 0 absent.

Constitution and By-Laws
of the
Employees Assistance Program Committee
(EAP)

of

Orleans County

Article I

The name of this organization shall be, the EMPLOYEE ASSISTANCE PROGRAM COMMITTEE, (EAP), of Orleans County.

Article II

The purpose and objectives of the Committee are:

- (1) To supervise the operation of the Employee Assistance Program.
- (2) To promote the health and welfare of County employees and their families by providing a program to those who need assistance in solving personal problems. The program is designed to assist employees and/or their family members troubled by alcoholism, drug dependency, emotional, financial or family problems, or job related stress.
- (3) To promote, develop, and encourage the use of the program to those in need of assistance

and to assure the strictest rules of confidentiality.

- (4) To provide educational orientations and materials to all County employees.
- (5) To provide training sessions to all Staff involved with personnel management.
- (6) To coordinate and administer the vending machine services within the County of Orleans and its Departments, as a source of revenue to support the organizational goals.
- (7) To remit to the Orleans County Legislature a total of \$1,700.00 a year to be used to offset the County's cost for the contract with the Genesee Council on Alcoholism and Substance Abuse, Inc. for the EAP Program. This payment will be made from revenues realized from the management of vending machines. This amount shall be reviewed annually during the budget preparation, and may be changed.
- (8) To develop, organize, and provide other programs for the benefit of the County employees as time and finances permit. All such programs subject to Legislative approval upon submission of Service Plan and Annual Budget at the beginning of the fiscal year. Any program not included in the Service Plan must be submitted to the County Legislature for approval.
- (9) To investigate and develop other fund raising programs to further enhance the overall EAP Program.
- (10) To recommend to the Legislature the EAP service provider and to supervise the provider through the County EAP liaison.

Article III

Membership

- (1) The membership shall consist of eight (8) voting members. Two (2) members shall be appointed by the President of the CSEA bargaining unit. One (1) member shall be appointed by the President of the AFSCME bargaining unit and one (1) from the employees of the Highway Department. Four (4) members shall be appointed by the County

Legislature. Other County employees, as designated by the Legislature, may participate on the EAP committee in an ex-officio capacity.

Committee members shall be appointed to serve two (2) year terms. EAP committee members may be reappointed once for a successive term. Following completion of a term(s), an employee cannot be reappointed to the committee for a period of two (2) years. Committee appointments will be staggered so that four (4) new appointments will be required each year.

Any member may select a substitute from his/her department to represent him/her at any meeting which he/she is unable to attend. Such designee will not have voting privileges.

Article IV

Officers:

The following officers shall be elected at the December meeting for the ensuing year:

- (1) President
- (2) Vice President
- (3) Secretary
- (4) Treasurer

No officer shall serve more than two (2) consecutive terms in the same office except the Secretary.

Article V

Amendments

These By-Laws may be amended at any time. Copies of proposed amendments will be provided to all EAP members at the monthly meeting for review and discussion. The amendment shall be scheduled for vote at the next regular monthly meeting. Approval of the amendment requires three-fourths (3/4) of the members present and voting at the session. If approved, the amendment will be presented in resolution form to the Orleans County Legislature for final approval. If approved, the amendment will become effective on the date so indicated in the resolution.

Article VI

Meetings

- (1) The EAP Committee will meet regularly on a monthly basis, no less than ten (10) times yearly. Announcements as to time and place will be forwarded by the Secretary.
- (2) Special meetings may be called at any time by the President or Vice President for emergency purposes only.

Article VII

Custody of All Papers and Reports

The Secretary of the EAP Committee shall be the Custodian of all papers and reports of this Committee and none shall be published or released to the public press without the express consent of the Orleans County Legislature and the Committee membership.

Article VIII

Officers

- (1) President

The President shall preside at all Committee meetings, shall appoint all standing and special committees and the Chairman thereof. The President shall be a member ex-officio of all standing and special committees. With the assistance of the Vice President, the President will be responsible for the completion of the annual Service Plan for submission to the Committee at the December meeting. Following approval by the Committee, the Plan will be submitted to the County Legislature.

- (2) Vice President

The Vice President shall preside, in the absence of the President, at all regular and special committee meetings. The Vice President shall be a member ex-officio of all standing and special committees. The Vice President shall be responsible for the completion of the Annual Report for submission to the Committee at the December meeting. Following approval by the Committee, the Report will be submitted to the County Legislature and all County employees.

- (3) Secretary

The Secretary shall keep a record of all regular and special meetings of the Committee, shall

record the minutes of all meetings, shall, at the direction of the President or Vice President, carry on any correspondence necessary. The Secretary shall notify all Committee members of all meetings at least ten (10) days in advance. The Secretary shall submit copies of the minutes of all meetings to the Committee members prior to the next monthly meeting.

(4) Treasurer

The Treasurer shall be responsible for maintaining any and all financial records necessary to track revenues and expenditures, including a monthly financial report to the Committee. The Treasurer shall not make any disbursements unless authorized by the Committee.

A checking account will be established in the name of the Employee Assistance Program Committee (EAP) of Orleans County. Dual signatures will be required to expend funds. Those authorized to sign checks will be the President or Vice President and the Treasurer.

The Treasurer shall be responsible for the completion of an annual financial report showing all revenues received and expenditures made. The financial report will be submitted to the Committee at the December meeting and once approved, submitted to the Legislature before January 31.

The Treasurer shall assist in the preparation of an annual budget to be submitted to the Committee in December. Following approval, the budget will be presented to the Legislature.

All financial records and accounts shall be subject to the review and audit of the Orleans County Legislature on an annual basis.

Article IX

Quorum

A quorum for any regular or special meeting shall be 5 voting members.

Article X

Order of Business

The following shall be the order of business at all meetings of the Committee which shall be conducted according to "Roberts Rules of Order":

- (1) Roll call of members
- (2) Reading of minutes of previous meeting
- (3) Treasurer's Report
- (4) Communications
- (5) Committee Reports
- (6) Unfinished Business
- (7) New Business
- (8) Adjournment

Legislature Bennett, with second by Legislator Billings introduced a resolution entitled RESOLUTION APPROVING SECURITY SYSTEM SERVICE AGREEMENTS FOR ORLEANS COUNTY SHERIFF'S DEPARTMENT. During discussion, Legislator McCarthy asked when was the last time the fee to the companies had been raised, and suggested that the fee should be raised. The County Attorney also suggested standardizing the contract for all the agreements. Legislator Bennett tabled the resolution.

RESOLUTION NO. 228-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING THE EXTENSION OF THE DISPATCH AGREEMENT BETWEEN COUNTY OF ORLEANS AND THE VILLAGE OF ALBION

WHEREAS, the current Dispatch Agreement will expire on 31 December 1992 and the County of Orleans is currently in the process of installing E911 service and is unsure of the future dispatch situation;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the continuation of the present agreement for the calendar year 1993, at the 1992 annual cost of \$28,160.50.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion on the previous resolution, it was noted it was necessary to do have a contract with the Village of Albion for dispatch services, until E911 is in operation throughout the County. It was also noted that there were two meetings schedule regarding E911 - one on April 30th at 10:00 a.m. in the Legislature Offices and the other on May 8th.

RESOLUTION NO. 229-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AMENDING THE INDEPENDENT CONTRACTOR AGREEMENT BETWEEN THE JAIL NURSE AND ORLEANS COUNTY

RESOLVED, that this Legislature does hereby amend the Independent Contractor Agreement between the Jail Nurse and Orleans County to include the cost of Malpractice Insurance in the amount of \$77.00 per year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 230-492

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION DESIGNATING MAY 27, 1992 AS PUBLIC EMPLOYEE RECOGNITION DAY FOR ORLEANS COUNTY

WHEREAS, Orleans County recognizes the great value and importance of its employees and appreciates their efforts in carrying out the programs and services utilized by the citizens and taxpayers of Orleans County; and

WHEREAS, it is recognized that their efforts and accomplishments are many times unacknowledged and unrewarded; and

WHEREAS, the State Assembly introduced and adopted a resolution on March 11, 1987 creating and supporting a day of observance for recognition of public employees;

NOW, THEREFORE, BE IT RESOLVED, that May 27, 1992 is hereby designated as Public Employee Recognition Day for Orleans County; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be sent by the Clerk of the Legislature to the Director of Personnel, CSEA President and AFSCME Sheriff's Unit President and to a representative from the County Highway Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 231-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO APPROVE VACANT POSITIONS IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the following vacant positions:

1. One (1) Part-time Chauffeur position;
2. One (1) Community Services Worker position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 232-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION TO FILL VACANT POSITIONS IN COUNTY NURSING HOME

RESOLVED, that the Administrator of the County Nursing Home is hereby authorized to fill the following vacant positions:

1. Two (2) Permanent Part-time LPN position;
2. Two (2) Permanent Part-time Institutional Aide positions.
3. One (1) Permanent Part-time RN position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 233-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING PAYMENT OF CAPITAL PROJECT CLAIM TO COLONNA'S ELECTRIC, INC. RE JAIL RECONSTRUCTION PROJECT

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$624.45 to Colonna's Electric, Inc., Albion, New York; said payment is for Payment Application No. 6 of the Electrical Contract for the Jail Reconstruction Project and represents the final payment for the Electrical Contract.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 234-492

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF ALBION

RESOLVED, that this Legislature sell and convey unto Laverne Jr. & Constance Seefeldt, 221 W. State Street, Albion, New York 14411, for the sum of \$16,814.28, which includes the 1988 taxes, Parcel No. 2, Tax Map No. 73.05-2-33 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 75, being formerly assessed to Laverne Jr. & Constance Seefeldt, 221 W. State Street, Albion, New York 14411, bounded and described as follows: In the Town of Albion, Orleans County, New York, being known as 221 West State Street, 42.50 x 74.25'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 235-492

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT POSITION IN COUNTY
TREASURER'S OFFICE

RESOLVED, that this Legislature does hereby authorize the County Treasurer to fill the vacant Part-time Senior Account Clerk Typist position May 1, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 236-492

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENT TO TOURISM BOARD

RESOLVED, that this Legislature does hereby reappoint the following to a three-year term on the Orleans County Tourism Advisory Board; said term to expire December 31, 1994:

<u>NAME</u>	<u>REPRESENTING</u>
Stan Allen	Service Club- Albion Rotary
Sharon Narburgh	marine/Bait & Tackle
Katherine Revelas	Medina Chamber of Commerce

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 237-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING DESERIO-ABATE ENGINEERS TO DO THE ENGINEERING ON COUNTY BRIDGES

BE IT RESOLVED, that DeSerio-Abate Engineers of Buffalo, New York be, and hereby is authorized to begin engineering on the following County Bridges:

1. Bates Road Bridge over Oak Orchard Creek (BIN #3318930);
2. Sawyer Road Bridge over Marsh Creek (BIN #3319020);

Total cost for both bridges shall be \$48,666.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Bower, introduced a resolution entitled RESOLUTION AUTHORIZING CARETAKER TO RESIDE AT ORLEANS COUNTY MARINE PARK. During discussion, Legislator McCarthy questioned as to whether or not the Caretaker was covered by the County's liability insurance and if not, did he (caretaker) have the proper insurance. Legislator McCarthy, with second by Legislator Billings, moved to table the proposed resolution. Motion carried, 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 238-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING BIDS FOR VARIOUS MATERIALS AND
COMMODITIES SOUGHT BY THE ORLEANS COUNTY HIGHWAY
DEPARTMENT

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the year 1992-1993; and

WHEREAS, such bids have been received, opened and reviewed to determine the lowest responsible bidder for each material and commodity;

NOW, THEREFORE, BE IT RESOLVED, that the bids for the various materials and commodities on the attached schedule be awarded to the low bidders named on such attached schedule for the dollar amounts per unit shown on such schedule, subject to the approval of the County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion on the previous resolution, Legislator Billings asked if the Chief Administrative Officer had reviewed the specifications. The County Attorney stated that Mr. Dudek (CAO) had given to him and that he did review the specifications.

Legislator Tuohey withdrew the next resolution on the agenda entitled RESOLUTION SETTING DATE FOR PUBLIC HEARING OF LOCAL LAW NO. 2-INTRO OF THE YEAR 1992 RE SALARIES FOR CERTAIN COUNTY EMPLOYEES.

RESOLUTION NO. 239-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 6619 through 6756 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski asked the status of the Whittier case, whether or not the County was recovering any funds from the fellow who did the hitting and caused the accident. The County Attorney explained that the case was still pending, and the County is front-ending that case; the County is paying the widow, and recovering from Special Funds, whatever is being paid to the widow. Mr. Schubel that the County has filed a lien to recover costs.

RESOLUTION NO. 240-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AWARDING BID FOR STATION WAGON FOR DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby award the bid for the purchase of a 1992 Chevrolet Caprice Station Wagon (Model 305CI) to be used by the Department of Social Services, to Moore Nesbitt of Albion, New York at a cost of \$16,880.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 241-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO PROVIDE FUNDS IN 1992 APPROPRIATION FOR 1991 SALARIES.

WHEREAS, by Court decision, the former County District Attorney, Conrad Cropsey, was awarded additional 1991 salary in the amount of \$10,000.00; and

WHEREAS, the County Attorney Assistants, Bruce

Schmidt and John Gavenda were paid salary in 1991 at an incorrect rate, with \$2,079.76 and \$1,663.52 due them respectively;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to provide funds in the proper appropriations as follows:

1. Transfer \$10,000.00 from Fund Balance to Appropriation Account A1165.100 DA Personal Services;
2. Set up \$3,743.28 from Fund Balance to 1992 Appropriation Account A1420.100 County Attorney Personal Services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 242-492

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING RENEWAL OF ORLEANS AGRICULTURAL DISTRICT NO. 2 (ALSO KNOWN AS BARRE AGRICULTURAL DISTRICT) AS FINAL ACTION AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans Agricultural District No. 2 (Towns of Barre, Clarendon, Albion, Shelby) was revised and adopted as a plan by the Orleans County Legislature on December 11, 1991; and

WHEREAS, the NYS Department of Agriculture and Markets accepted the plan without further modification and recertified the District on April 8, 1992; AND

WHEREAS, the County Legislature can take final action in renewing the District, as provided in Article 25AA, Section 303, Paragraph 6, of the Agriculture and Markets Law;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans Agricultural District No. 2 (also known as the Barre Ag District) be approved for another eight years with modifications as follows:

1. Include tax parcels 105.00-1-31.1, 115.00-1-20, 117.00-1-4.1, 117.00-1-45, 117.00-1-46.1, 119.00-1-56, 119.00-1-57, 119.00-2-31 as requested by the owners during the 30-day public comment period;

2. Include the following tax parcels requested by landowners as a result of the public hearing: 85.00-1-47, 85.00-3-5 by Alvin Smith; 86.00-3-9, 86.00-3-49 by Richard Kemp; 86.00-3-10.1 by Glenn Maxon; 119.00-1-6, 119.00-1-8.1, 119.00-1-45, 119.00-1-46, 119.00-1-47, 119.00-1-66, 119.00-2-22, 119.00-2-23 by Triple G. Farms, Inc.; 119.00-1-2, 119.00-1-4, 119.00-1-5, 119.00-1-7, 119.00-1-71, 119.00-1-74 by Joseph Bezon & Sons; 95.03-1-3, 119.00-1-8.2, 119.00-1-8.3, 119.00-1-9, 119.00-1-10, 119.00-1-15, 128.00-1-5, 128.00-1-47, 128.00-1-48, 128.00-1-49 by William Karas & Sons;
3. Add the entirety of tax parcels 86.00-3-7 and 97.00-1-16 which originally were partially within the District;
4. Exclude tax parcels 95.00-1-7, 95.00-1-25, 95.00-1-26, 95.00-1-28.2, 95.00-1-45, 95.00-1-51.11, 106.00-1-4 as requested by resolution of the Barre Town Board. Exclude non-agricultural tax parcels 95.00-1-50, 95.00-1-51.12, 95.00-1-51.13, 95.00-1-51.2, 95.00-1-51.3, 95.00-1-51.4 in adjacent area;

and be it

FURTHER RESOLVED, that the revised map be filed with the Orleans County Clerk, the Clerk of the Legislature, the Towns of Barre, Clarendon, Albion and Shelby, the Commissioner of Agriculture and Markets, and that the aforementioned be notified of the effective date of this District.

Adopted. 7 ayes; 0 nays; absent.

RESOLUTION NO. 243-492

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING RENEWAL OF ORLEANS AGRICULTURAL DISTRICT NO. 8 (ALSO KNOWN AS WEST RIDGEWAY AGRICULTURAL DISTRICT) AS FINAL ACTION AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans Agricultural District No. 8 (Towns of Ridgeway and Yates) was revised and adopted as a plan by the County Legislature on September 15, 1991; and

WHEREAS, the NYS Department of Agriculture and Markets accepted the plan without further modification

and recertified the District on March 27, 1992; and

WHEREAS, the County Legislature can take final action in renewing the District, as provided in Article 25AA, Section 303, Paragraph 6 of the Agriculture and Markets Law;

NOW, THEREFORE, BE IT RESOLVED, that Orleans Agricultural District No. 8 (also known as the West Ridgeway Ag District) be approved for another eight years with modifications as follows:

1. Include tax parcels 78.00-1-3.22, 78.00-1-6, 78.00-1-10 as requested by the owner;
2. Parcels up to the road frontage of Route 104 (Ridge Road) be added to the District as a consequence of setback removal in the manner depicted on the revised District Map;

and be it

FURTHER RESOLVED, that the revised map be filed with the Orleans County Clerk, the Clerk of the Legislature, the Towns of Ridgeway and Yates, and the Commissioner of Agriculture and Markets, and that the aforementioned be notified of the effective date of this District.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution was tabled at the April 8th meeting, and was removed from the table by Legislator McCarthy and voted upon.

RESOLUTION NO. 244-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION ACCEPTING AWARD FROM THE NEW YORK STATE DEPARTMENT OF HEALTH FOR \$4999 TO PROMOTE INCREASING CONSUMPTION OF FRUITS AND VEGETABLES

RESOLVED, that this Legislature does hereby approve the acceptance, by the County Health Department, of an award, from the New York State Department of Health, Bureau of Nutrition, in the amount of \$4999.00, for the development of activities related to increasing consumption of fruits and vegetables;

FURTHER RESOLVED, that \$4999.00 be added to

Appropriation Account A4010.418 and Revenue Account A3401.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 245-492

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION TO APPOINT DIRECTOR OF REAL PROPERTY TAX SERVICE DEPARTMENT

RESOLVED, that this Legislature does hereby appoint Robert M. Harrold of Lyndonville, New York, Director of Real Property Tax Service Department, at Grade 3, Step 1 on the Management Compensation Salary Schedule (annual salary of \$21,494.00); said appointment to be effective immediately, subject to a six month probationary period.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 246-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING REPAIR OF THE COOLING SYSTEM OF EMERGENCY GENERATOR AT CIVIL DEFENSE CENTER

RESOLVED, that this Legislator does hereby approve the repair of the cooling system of the emergency generator at the Civil Defense Center, and does hereby authorize the purchase and installation of necessary equipment to complete the project; and be it

FURTHER RESOLVED, that the cost for said project shall not exceed \$2500.00; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$3,044.00 from Civil Defense Budget Account A3640.10 Personal Services to A3640.418 Other Contractual; said transfer is necessary to cover expenses involved in the emergency generator repair project at the Civil Defense Center.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 247-492

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO
BID FOR OFFICE SUPPLIES

BE IT RESOLVED, that the Chief Administrative Officer is hereby authorized to solicit bids for Office Supplies for use by County departments, agencies and municipalities.

Adopted. 7 ayes; 0 nays; 0 absent.

Prior to the adoption of the previous resolution, Mr. Dudek explained that it had been recommended by the Genesee County Purchasing Director, who was in charge of the cooperative office supply bid (of which Orleans County was a participant) for the four counties, to go with Eaton Supply. Mr. Dudek explained that it was his opinion that it would be better for the County to do its own bid for office supplies.

Legislator Billings, with second by Legislator Bennett introduced a resolution entitled RESOLUTION REQUESTING THE INTRODUCTION AND ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO ADOPT AND AMEND LOCAL LAWS IMPOSING IN ORLEANS COUNTY AN OCCUPANCY TAX. During discussion, Legislator McCarthy noted that the Farm Bureau had taken a position of absolutely no new taxes, and asked if this Occupancy Tax would be in opposition to the Farm Bureau. Legislator Bennett commented, "I don't think they would make a foolish statement like that - it would benefit the County" and that it would affect the "visitors to Orleans County." Legislator Billings said that "this is not a new tax per se throughout the State." Legislator Tuohey said that it is a "new County tax" and "I am against another tax being added to Orleans County." Mrs. Tuohey said that County business people will pay more because they use the motels.

County Attorney David Schubel explained that "in the event it's (this resolution) is adopted, it will be forwarded to Senator Daly and Assemblyman Hawley. They will draft legislation, which will be introduced (to the State Legislature), and a bill number will be assigned. The County will receive a Home Rule Request form from the Home Rule Counsel out of Albany. This has to be introduced to the Board and passed by a 2/3 majority vote, and sent back to the Home Rule Counsel. After that, the bill will be referred to the Finance Committees of both Houses of the State Legislature. If it is adopted, the County will have to enact a Local

Law in order to impose the tax. The following resolution was voted upon:

RESOLUTION NO. 248-492

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REQUESTING THE INTRODUCTION AND ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO ADOPT AND AMEND LOCAL LAWS IMPOSING IN ORLEANS COUNTY AN OCCUPANCY TAX

WHEREAS, Orleans County's tourism industry is a contributor to the economic well-being of the County and its citizens; and

WHEREAS, to ensure the industry's continued growth and success in the highly competitive tourism marketplace in the 1990's and beyond, a source of funding is essential to enhance the general economy of the County of Orleans through the promotion of tourism; to improve infrastructures related to tourism and to develop, operate, and maintain parks, recreational facilities and tourist attractions; and

WHEREAS, the enactment of legislation providing for an occupancy tax which would provide for a source of funding is in the best interests of the County of Orleans;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby request Senator John Daly and Assemblyman R. Stephen Hawley introduce a special law in the Senate and Assembly of the New York State Legislature authorizing and empowering the County of Orleans to adopt and amend local laws imposing in such County a hotel or motel tax. For the purpose of this Legislation, the terms "hotel" or "motel" shall mean and include any facility providing lodging on an overnight basis and shall include hotels, motels, bed and breakfast, inns, cabins, cottages, campgrounds, tourist homes and convention centers; and BE IT

FURTHER RESOLVED, that the special law shall provide that the rates of such tax shall not exceed five percent (5%) of the per diem rental rate for each room or rooms, provided, however, that such tax shall not be applicable to a permanent resident of such facility. The term "permanent resident" shall mean a person occupying any room more than thirty (30) consecutive days; and be it

FURTHER RESOLVED, that the special law shall

provide all revenues resulting from the imposition of the tax under the local laws shall be paid into the treasury of Orleans County and shall be credited to and deposited in the general fund of the County, thereafter to be allocated at the discretion of the County Legislature of Orleans County for the purposes of tourism and economic development, provided, however, that the local laws shall provide that the County shall be authorized to retain up to a maximum of ten percent (10%) of such revenue to defer the necessary expenses of the County in administering such tax; and be it

FURTHER RESOLVED, that the remaining provisions of the special law be in substantially the form and substance as those found in Sections 1202-a through 1202-n of the Tax Law of the State of New York.

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 249-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL VACANT WORK EXPERIENCE CREW LEADER POSITION IN COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to fill the vacant Work Experience Crew Leader position in the County Highway Department, effective April 20 1992 through October 31, 1992, at an hourly wage rate of \$8.00.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion of the previous resolution, Legislator Bower commented that when this program is in place there should be a substantial savings to the County.

RESOLUTION NO. 250-492

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CONTRACT WITH THE GENESEE COUNCIL ON ALCOHOLISM & SUBSTANCE ABUSE, INC. FOR ORLEANS COUNTY EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

WHEREAS, the Orleans County Employee Assistance

Program Committee has been appointed by this Legislature to arrange for Employee Assistance Services; and

WHEREAS, the Genesee Council on Alcoholism & Substance Abuse, Inc. possess the expertise to provide such services, including, but not limited to assessments, referrals, counseling, education, training and consultation;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby agree to enter into a contract with the Genesee Council on Alcoholism & Substance Abuse, Inc. providing for Employee Assistance Services for the calendar year 1992, at an annual cost of \$2,700.00; \$1,000 shall come from the General Fund and \$1,700.00 from the EAP Committee.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 251-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Bennett.

RESOLUTION TO RESCIND NO. 73-292 RE PURCHASE OF TELEPHONE FOR COUNTY ADMINISTRATION BUILDING

WHEREAS, Resolution No. 73-292 authorized the County to purchase a pay telephone for use at the County Administration Building, replacing the pay telephone owned by New York Telephone; and

WHEREAS, after discussion with New York Telephone, the telephone company will relocate the pay telephone currently at the County Administration Building to an outside area, free of charge, and that the additional charge of \$50.00 per month, previous paid by Buildings and Grounds for said telephone, will be eliminated;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby rescind Resolution No. 73-292 authorizing the County to purchase a pay telephone for the County Administration Building.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 252-492

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION IN SUPPORT OF ESTABLISHMENT OF STATE
VETERANS NURSING HOME IN WESTERN NEW YORK

WHEREAS, there are over 500,000 veterans in Western New York, many of whom are aging World War II Veterans; and

WHEREAS, the two existing state veterans nursing homes in New York State are situated great distances from Western New York with one in Oxford, Chenango County and the other on Long Island at Stoney Brook; and

WHEREAS, the Federal Government will pay 65% of construction costs of a state veterans nursing home in addition to a daily veteran per diem; and

WHEREAS, the Western New York State Veterans Nursing Home Task Force has completed a feasibility study demonstrating a significant need for such a nursing home in Western New York; and

WHEREAS, the Task Force recommends Batavia, New York as the preferred site of such a home;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby support the recommendations of the Western New York State Veterans Nursing Home Task Force; and be it

FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Cuomo; Lt. Governor Lundine; Assembly Speaker Saul Weprin; Senate Majority Leader Ralph Marino; Senator Present, Assemblymen Hawley and Murphy; Senator John Daly; Assemblyman Conners, Chairman of Veterans Committee; Mr. James R. Peluso, Director of NYS Division of Veterans Affairs; NYSAC and Intercounty Association of Western New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 253-492

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL INTERIM ASSISTANT DISTRICT ATTORNEY POSITIONS, TO ESTABLISH INTERIM SALARIES FOR THE POSITIONS, AND TO ADJUST THE 1992 DISTRICT ATTORNEY'S BUDGET

WHEREAS, effective April 1, 1992, Joseph V. Cardone, Esq., was appointed by Governor Mario Cuomo as

Interim District Attorney of Orleans County until December 31, 1992; and

WHEREAS, as a result of said appointment certain personnel changes are proposed by the Interim District Attorney; and

WHEREAS, as a result of the recent litigation involving the District Attorney's Office and changes that have occurred in the District Attorney's Office since January 5, 1992, and the effect of such transitions on the District Attorney's budget necessitating certain adjustments to the budget;

NOW, THEREFORE, BE IT RESOLVED, that the Interim District Attorney is hereby authorized to fill the following positions with the individuals and salaries as designated:

<u>POSITION</u>	<u>PERSON</u>	<u>ANNUAL SALARY</u>
1. Interim District Attorney	Joseph V. Cardone	\$52,000.00
2. First Assistant District Attorney Grade 1, Step 9	Milford L. Phinney	19,229.00
3. Second Assistant District Attorney Grade 1, Step 7	Shirley A. Gorman	18,190.00
4. Secretary to District Attorney Grade 1, Step 2	Donna Chamberlain	15,829.00
5. Assistant Sec'y to Dist. Atty.	Melinda Bloom	3,667.00;

and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$14,129.00 from Contingent Fund A1990.418 to the following District Attorney budget accounts:

1. A1165.100 Personal Services	\$11,436.00
2. A1165.455 Witness Fees	1,193.00
3. A1165.418 Other Contractual	<u>1,500.00</u>
TOTAL	\$14,129.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 254-492

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY OF ORLEANS TO TAP INTO PROPOSED NEW 12" WATER LINE WEST OF VILLAGE OF ALBION ALONG ROUTE 31

WHEREAS, the Town of Albion will be constructing a new 12" water main, which will extend west from the Village of Albion line, on the north side of Route 31; and

WHEREAS, it would be beneficial to the County to tap into this water main, thereby solving the water problems at the County Administration Building, the County Nursing Home and the Mental Health Building;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Superintendent to enter into agreement with the Town of Albion which would allow the County to tap into the line at existing boring with the existing 6" line to feed the County Administration Building, the Nursing Home and the Mental Health Building with the work to be performed by Pilon Construction at a cost of \$2,550.00; and be it

FURTHER RESOLVED, that residents along the existing line should be notified in writing of the County's intent to abandon maintenance of the existing line once the new line is completed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 255-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION PROCLAIMING MAY 3 - 10, 1992 MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY

WHEREAS, the ABATE Organization has as its aims and purposes, the following goals -

To act as a legislative monitor with the intent to inform members of pending legislation and promote favorable motorcycle legislation at Federal, State and Local levels;

11 To improve road conditions by informing the Department of Transportation of potential hazards;

To help prevent accidents through awareness programs aimed at all drivers;

To discourage motorcycle theft through rewards and networking;

To promote good citizenship by encouraging members to use their right to vote;

To act as liaison on behalf of motorcyclists with government agencies;

To discourage misrepresentation of motorcyclists in the media;

To present and promote a better public understanding of motorcycling in America; and

WHEREAS, this Organization has dedicated its efforts and does encourage all motorcyclists to become involved in making motorcycling a better and more enjoyable sport;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby designate the week of May 3 - 10, 1992 as-

MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy said he would not be able to attend the Legislature Meeting scheduled for May 2nd, immediately after the property auction. Legislator Berger polled the Board members as to who will be able to attend the meeting, and the remaining Board members said they would be in attendance.

With regard to the cut in State aide to the Probation Department, Legislator Bennett reported that the County had budgeted 34% State reimbursement, and the County will be receiving 33% reimbursement. It was noted that there is a new law in place that will allow counties to charge Probation Department clients a fee - it was not known exactly what impact, if any, this would have on the County budget.

Motion by Legislator Bower, with second by Legislator Tuohey to recess the meeting until May 2, 1992 at 11:00 a.m. Motion carried.

Meeting recessed at 5:55 p.m.

RECONVENED LEGISLATURE MEETING

May 2, 1992

The Chairman reconvened the meeting at 11:45 a.m., immediately after the County Property Auction. Present were Legislators Bennett, Berger, Billings, Swiercznski and Tuohey. Absent were Legislators Bower and McCarthy. Also present was County Attorney David Schubel.

The following resolutions were presented:

RESOLUTION NO. 256-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION 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 2, 1992; and

WHEREAS, bids for various properties were obtained by the auctioneer at such auction in accordance with the stated terms of auction; and

WHEREAS, the 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.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and McCarthy.

ORLEANS COUNTY AUCTION

May 2, 1992

<u>TOWN</u>	<u>SOLD TO</u>	<u>AMOUNT</u>
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ALBION:

Tax Map No. 62.20-2-37
Joseph Jozwiak
c/o Henry Jozwiak
Joseph St.
Vacant Land

Theodore & Joanne Grimes
44 Joseph St.
Albion, N.Y. \$ 600.00

Tax Map No. 73.6-3-91
Harry P. Loss
246 E. Bank St.
66' x. 123'

Orleans Habitat for
Humanity
10217 Millers Rd.
Lyndonville, N.Y. \$ 2,700.00

Tax Map No. 73.13-2-52
Stanley Furmanski
323 Hamilton St.
122.76' x 300
Single family house

Paul & Ruth Dersam
27 Sullivan Rd.
Alden, N.Y. \$31,000.00

BARRE:

Tax Map No. 95-1-10
Richard Starkweather
Oak Orchard Road
210' x 250'
Vacant land

Chas.E. Sr. &
Chas.E.Hughson, Jr.
14448 E. County House Rd.
Albion, N.Y. \$ 5,000.00

Tax Map No. 104-1-58
William Moore
12175 Hemlock Ridge Rd.
230' x 150'
With mobile home

Howard C. Plummer
1724 E. Townline Rd.
Lyndonville, N.Y. \$ 8,250.00

CARLTON:

Tax Map No. 18-1-31
Michael Petote
1445 Oak Orchard Rd.
100' x 167'
Single family house

Mary A. Shervin
16125 Brown Schoolhouse Rd.
Holley, N.Y. \$29,000.00

Tax Map No. 26.2-1-18
Chad & Pamela Plummer
Yates-Carlton Rd.
165' x 264'- One acre
Vacant land, landlocked

Damon H. Lilley
1783 E. Townline Rd.
Lyndonville, N.Y. \$ 700.00

Tax Map No. 30.2-1-27
Thomas Hubbart
15214 Brice Way,
Town of Kent
115' x 198'
Single family house

Heather Brusso
15207 Brice Way
Kent, N.Y. 14477 \$ 4,000.00

CLARENDON

Tax Map No. 98-1-21	Gloria J. Kinsey	
Velma Jary	46460 Hall Rd.	
16699 4th Section Rd.	Holley, N.Y.	\$ 4,900.00
100' x 200'		
Vacant		

MURRAY:

Tax Map No. 86.0-1-5	Arthur Lutes	
Wilbert Moran	P.O. Box 141	
Hindsburg Rd.	Clarendon, N.Y.	\$ 4,000.00
136' x 288.31'		
Vacant land		

RIDGEWAY:

Tax Map No. 36-3-22	Timothy W. Feldman	
Marie Pettit	11496 Ramshaw Rd.	
Swett Road	Lyndonville, N.Y.	\$ 6,500.00
100' frt. x 1980'dp.		
20.9 Acres		
Vacant land		

SHELBY:

Tax Map No. 80.45-3-33	Charles S. Barone	
Mark & David Patchin	P.O. Box 598	
755 Church St.	Medina, N.Y.	\$16,250.00
66' x 132'		
3-family house		

Tax Map No. 101-1-59	Edward J. McCabe	
Everest & Ellen Brockway	52 N. Main Street	
10680 Ryan Rd.	Middleport, N.Y.	\$39,000.00
18.50 Acres		
Single family house		

TOTAL	\$151,900.00
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RESOLUTION NO. 257-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION REJECTING COMPUTER BIDS

WHEREAS, bid specifications for computers, printers and other computer related equipment were found to be

defective;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby reject all bids received; and be it

FURTHER RESOLVED, that said bid specifications be corrected, and that the project be rebid.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and McCarthy.

RESOLUTION NO. 258-592

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING CARETAKER TO RESIDE AT ORLEANS COUNTY MARINE PARK

BE IT RESOLVED, that the Caretaker of Orleans County Marine Park be, and hereby is authorized to reside at said Park for security purposes, from April 23, 1992 until November 1, 1992, at no additional cost to the County.

Adopted. 4 ayes; 1 nay, Legislator Bennett; 2 absent, Legislators Bower and McCarthy.

The Chairman had received several letters which he brought to the attention of the Board. One letter from NYS Senator John R. Kuhl, Jr., was in regard to legislation he and Assemblyman Donald R. Davidsen have introduced, calling upon Congress to allow New York State to be divided into two states, essentially by separating New York City and its surrounding region from the rest of the State. After discussion, and upon a vote, it was decided to write a letter supporting such legislation. The outcome of the vote was four Legislators in favor of such action, and one (Legislator Billings) opposed. Two legislators were absent from the meeting.

The "NACO Alert" received April 22nd, discussed the recycling and Interstate Transport of Solid Waste provisions of RCRA Reauthorization Bill (S.976) of Senator Baucus, Chairman of the Environmental Protection. The Recycling portion gives large corporations multiple options for achieving the specified utilization rates by recycling, reusing or minimizing packaging. The Board was opposed to this provision. The provision regarding Interstate Transport

of Solid Waste was referred to the Solid Waste Committee. Legislator Billings in reference to the company that is buying land, in Orleans County with the intention of having a landfill and/or recycling plant. Mr. Billings said they have made application to DEC, and the Town (Albion) is asking for "Lead Agency" status. DEC is asking if the County wants to be "Lead Agency". After discussion, it was suggested that the County Attorney meet with Wayne Hale and review the situation, and possibly write a letter to DEC stating that DEC should be "Lead Agency" as they have in the past.

The Chairman also mentioned two articles in the "County News", Vol. 24, No. 7, dated April 13, 1992. One was the matter of withholding Social Security exemption for election workers. After discussion, it was determined that this was actually a Town issue. The other article involved the establishment of a local government postal rate. After discussion, it was decided to have a resolution to this effect on the May 13 meeting agenda.

Mr. Berger also announced that the Village of Medina had been selected as the site of the 1992 NYS Duck Calling Championship & Wildlife Festival - it will be held September 19 & 20, 1992. Also that the Albion Strawberry Festival Committee has asked for permission to use the Court House lawn and parking lot on June 12 & 13, 1992, for their annual festival. A resolution will be on the May 13th meeting agenda authorizing the use of the Court House Grounds.

There was discussion on the signs for the County Buildings - the Board agreed to have the Buildings and Grounds Superintendent research the matter.

There was discussion on requiring the inmates of the County Jail to use their own health insurance, if they have such a policy, rather than have expenses covered by such policies paid by the County. The County Attorney said in order for a County to proceed with such a policy, that a local law has to be enacted, and that he would draw up such a law.

With regard to fees for the Physically Handicapped Program, the comment was made that the Legislature should be setting any fees for this program, and not the Board of Health.

Motion by Legislator Tuohey, with second by Legislator Bennett, to go into executive session to discuss a personnel matter. Motion carried.

The meeting recessed at 12:15 p.m. and reconvened at 12:25 p.m.

Legislator Billings, with second by Legislator Tuohey, moved to adjourn. Motion carried.

Meeting adjourned at 12:25 p.m.

LEGISLATURE MEETING
May 13, 1992

The meeting was called to order by the Chairman at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: A letter from Richard Failing commending Dave Albanese for the excellent way the Marine Park is taken care of and for the good service provided by him and his staff to those who use the park;

A letter of acknowledgment from Senator Daly upon receipt of the County Legislature's resolution supporting a residency requirement for welfare and Medicaid services; a letter from the Village of Albion Attorney Sanford L. Church, stating that the Village Code Enforcement Officer is not empowered to make the requested inspections as stated in the County's resolution No. 136-392; a letter from the Governor's office acknowledging receipt of the County's resolutions Nos. 81-292, 92-292, 94-292, 96-292, 106-292, 108-292 and 139-392; Letters from Assemblyman Hawley acknowledging receipt of the County's resolution supporting a veterans' nursing home in Western New York and the County's resolution regarding the snagging of Pacific Salmon; a letter from the Community Action Board of Directors regarding the appointment of Salome Riley to their Board, representing Legislator Swiercznski;

Announced that a review copy of the Solid Waste Management Plan/Final Generic Environmental Impact Statement was on file in the Clerk's office; announced that the Intercounty Association of Western New York will meet on May 21, 1992 at the Sodus Bay Heights Country Club at Sodus Point, New York, with the Wayne County Planning Department presenting the program; announced that the 1991 Annual Report of the Western Regional OTB Corporation was on file in the Clerk's office; a letter from NYS DEC regarding the County's stand on DEC's proposal to amend Great Lakes tributary fishing regulations and/or documents prepared to support that proposal; announced that Local Law No. 1 of the Year 1992 had been filed as of April 3, 1992;

Minutes from the April 14th Soil and Water Conservation District Meeting; a letter from Past Dept. Commander of the American Legion, Arnold Swanson

regarding the County's efforts to help secure a Veterans' Nursing Home in Western New York - Mr. Swanson is the Consultant for the WNY State Veterans Nursing Home Task Force; a letter to Dick Clark, Orleans County CD Director, commending him (and other emergency agencies) in his prompt response to the emergency situation at Orchard Manor Nursing Home; a copy of the March 26th County Planning Board Minutes; a request from the Village of Holley to exempt their water system from County taxes; a letter from the President of the Yates Community Library Board, James Flint, expressing the Board's appreciation for the Legislature's financial support for the Library.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to add three resolutions to the agenda. One resolution to pay accounts payable claims, one resolution in support of the creation of an RC & D Area and another to create a position in the Buildings and Grounds Department. Legislator Billings, with second by Legislator Tuohey moved to amend, allowing only the resolution authorizing payment of claims to be added.

There was discussion on the resolutions proposed to be added to the agenda. Legislator Tuohey stated that in adding resolutions in this manner, the other Legislators did not have an opportunity to study the resolutions and obtain necessary background material on each proposed resolution. Chairman Berger stated that the Board had discussed the resolution on the creation of an RC & D area "quite often" and felt that the Board should move ahead and work with the other counties. In regard to adding resolutions to the agenda, Legislator Billings said, "We go through this week after week - the others (RC&D resolution and Buildings & Grounds position) are not earthshaking, they can wait."

Legislator Bower disagreed, and said he felt that the resolution creating the position in Buildings and Grounds was very important - a man is coming back to work in that department, dislodging a worker who is very much needed at this time. If this position is not created, it will be necessary to go out and hire someone else at a later date to do the mowing, when in fact, we could keep the person already doing that work. As it is, he will have to be terminated from his position, thereby creating another person for which the County will have to pay unemployment insurance, due to a mistake the County made some time ago. Mr. Bower said the position is needed, and funds are available in the budget to pay for the position. The County Attorney reported (referring to the resolution creating the position in the Buildings and Grounds Department) that he met with Special Counsel Saturday morning, and

he, in turn, communicated to the CSEA Attorney on Monday, and there was no response from CSEA until Thursday afternoon - "so it would have been very difficult to introduce this resolution in a timely fashion. I think there was still some discussions with CSEA Counsel on Friday."

Legislator Billings moved to amend to vote individually on each resolution to be added to the agenda. Motion carried - 4 ayes; 3 nays, Legislators Berger, Bower and Swiercznski; 0 absent.

Legislator McCarthy, with second by Legislator Bower, moved to add the resolution authorizing payment of claims to the meeting agenda. Motion carried, 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Bower, moved to add the resolution creating the Buildings and Grounds Department position to the agenda. Motion carried, 5 ayes; 2 nays, Legislators Bennett and Billings; 0 nays.

Legislator Swiercznski, with second by Legislator McCarthy, moved to add the resolution pertaining to the RC & D Area to the agenda. Motion carried. 4 ayes; 3 nays, Legislators Bennett, Billings and Tuohey; 0 absent.

Report of Standing Committees: Legislator Swiercznski reported meetings with Highway, Social Services and Nursing Home; attended a special meeting concerning the resolution requesting inspection of housing for welfare recipients. There is a resolution on the agenda to rescind that particular resolution; attended a special meeting with Buildings and Grounds.

Legislator Bennett reported attending the LEPC meeting. Mr. Bennett said he was uncertain as to the responsibilities of the Committee, and was concerned that it may end up more as a public relations committee. Legislator Bennett attended the County In Rem Property Auction, and met with Sheriff Green, also attended the special meeting concerning housing inspection for welfare recipients with Legislators Swiercznski and Tuohey. Mr. Bennett also attended the Soil and Water meeting.

Legislator Tuohey attended the E911 meeting on April 30th, the Barre Town Board meeting on Monday, the Clarendon Town Board meeting on Tuesday, Zoning meeting on Wednesday at the County Office Building, Shelby Town Board meeting on Tuesday evening - there was concern expressed regarding sharing with the County, the revenues the Town collects on the games of chance held

within the Town. The forms the Town uses pertaining to the "games of chance" actually cost more than the amount of revenue collected. The County gets 2% of the revenue collected. The County Attorney stated "that the law is very clear on the distribution of proceeds - the supervisor should look into the fact that the Town has the ability to charge more for the forms. The two organizations which use the forms are fire companies. The law is very clear." Legislator Tuohey also attended a safety meeting this Wednesday morning.

Legislator Billings said he had talked with Wayne Hale of the Planning Department, and that all the other meetings he had attended had already been reported.

Legislator Bower reported to the Board on the Orleans County Mobile Work Crew project. Mr. Bower said, "On quite a few occasions you hear about county departments not cooperating with one another - that if they did, things might be better. Well, for about the last six months, Ted (Legislator Swiercznski) and I have been working on this project. Several months ago, it was suggested to look into getting public assistance people to do work that ordinarily would go undone. The cooperation we received from Social Services, the Job Development Agency, Highway Department and Safety Department has been outstanding.

"We interviewed for and hired a Crew Leader, and acquired the old Social Services station wagon for transportation. I visited Tuesday, after the crew had been picked up - six workers were heading out to work at the Marine Park. This afternoon I went down to the Park and there were seven individuals working..... I talked with all but two, and they all seemed happy to be working.

"The project is going very well and there seems to be interest from the Towns and Villages. As of 2:00 p.m., at least four have been dropped from the assistance rolls.....found there were other jobs (that paid) more than minimum wage. If they are not happy they will be looking for jobs elsewhere. The cooperation has been outstanding."

Legislator Billings noted that these workers were paid \$5.00 per hour, which was deducted from their aid.

Legislator Bower said he had spoken with Safety Officer Craig Lape, and Mr. Lape will talk with the workers concerning proper safety procedures.

Chairman Berger signed the Sheriff's contract, attended the GLOW meeting in Batavia, attended the Solid Waste meeting, and the LEPC meeting on April

23rd; attended the Awards Dinner on April 25th; met with PIC Director and visited the Marine Park with Legislators Bower and Swiercznski on April 27th; attended the E911 meeting, presented the Violent Crimes proclamation April 30th; attended the County In Rem Property auction and special Legislature meeting on May 2nd; visited the Legislature Office and attended the Ridgeway Town Board meeting on May 5th; attended the Youth Bureau Awards Dinner on May 6th; attended the 800 Megahertz pre-bid meeting on May 8th; attended the RC&D meeting in Batavia with four other counties (p.m.) and the Lyndonville Village Board meeting on the evening of May 11th; attended the Buildings and Grounds meeting with Legislators Swiercznski and Bower on May 12th, and the Soil & Water meeting on the evening of May 12th with Legislator Bennett; attended the exit audit on the County Nursing Home on May 13th.

The following resolutions were presented:

RESOLUTION NO. 259-592

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING ORLEANS COUNTY TO DECLARE THE MONTH OF MAY AS MENTAL HEALTH MONTH IN ORLEANS COUNTY

WHEREAS, the State of New York and the Office of Mental Health have declared May as Mental Health Month in New York State; and

WHEREAS, the Orleans County Department of Mental Health wishes to recognize May as Mental Health Month by publicizing this fact in various media, articles and activities throughout Orleans County; and

WHEREAS, public education and awareness is a responsibility of the Orleans County Department of Mental Health in order to raise community awareness about the issues surrounding the mentally challenge; and

WHEREAS, decreeing May as Mental Health Month places Orleans County's commitment behind this effort; and

WHEREAS, the Orleans County Legislature is interested in promoting mental health for the residents of Orleans County and has recognized the need for services to foster mental health;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby declare -

May, 1992
Mental Health Month in Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 260-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION MODIFYING ORLEANS COUNTY PURCHASING POLICY

RESOLVE, that this Legislature does hereby modify the Orleans County Purchasing Policy to include the requirement that all bid specifications must be reviewed and approved by the Chief Administrative Officer and the County Attorney before any advertisement for bids are published.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 261-592

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COMMUNITY ACTION COMMITTEE ADVISORY BOARD

RESOLVED, that Salome Riley of Albion, New York is hereby appointed to the Orleans Community Action Committee Advisory Board, as representative of Legislator Swiercznski.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 262-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION TO FILL VACANT POSITION IN MOTOR VEHICLE DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the County Clerk to fill the following vacant position:

1. One (1) Permanent Part-time Motor Vehicle

Application Examiner position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 263-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS
COUNTY LOCAL EMERGENCY PLANNING COMMITTEE

RESOLVED, that this Legislature does hereby
approve the following appointments to the Orleans
County Local Emergency Planning Committee (LEPC), said
appointment to terminate December 31, 1992:

<u>NAME</u>	<u>REPRESENTATION</u>
Frank R. Berger Chairman/Legislature 3626 North Gravel Rd.* Medina, N.Y. 14103	Legislature
Senator John Daly 61st District	NYS Official
David Green Orleans County Sheriff Platt St. Albion, N.Y. 14411	Law Enforcement
Richard Clark Director, Office of Disaster Preparedness County House Road Albion, N.Y. 14411	Civil Defense
Paul Wagner Deputy Fire Coordinator 16337 Church St.* Holley, N.Y. 14470	Firefighting
Walter Batt Albion Emergency Squad 3070 Oak Orchard Road* Albion, N.Y. 14411	First Aid
Andrew Lucyszyn, Director, Health Dept. 301 E. Center Street* Medina, N.Y. 14103	Health

Scott Hardenbrook
Health Department
943 Peter Smith Rd.*
Kendall, N.Y. 14476

Environmental Health

Gaspar Pecorella
Village of Albion
37 E. Bank Street
Albion, N.Y. 14411

Code Enforcement

Tom Sy
Adm., Medina Memorial
Hospital
10848 Telegraph Rd.*
Medina, N.Y. 14103

Hospital

Donald Cooley
Supt., County Highway Dept.
222 W. Academy St.
Albion, N.Y. 14411

Transportation

Owen Toale
Editor/Gen. Mgr.
Journal-Register
Main Street
Medina, N.Y. 14103

Print Media

Bernice Foote
Albion Red Cross
210 N. Main Street
Albion, N.Y. 14411

Community Groups

Linda Feig
Medina Red Cross
Main & Center Sts.
Medina, N.Y. 14103

Community Groups

Richard Bennett
Legislator At-large
4779 Pine Hill Rd.*
Albion, N.Y. 14411

County Public
Public Safety Comm.

Clifton Jenney, Mgr.
40 Jackson St.
Holley, N.Y. 14103

Diaz Chemical

Douglas Eston
Rt. 31 & Hindsburg Rd.
Albion, N.Y. 14411

Agchem Svc. Corp.

Roger Woodworth
Village of Lyndonville
80 S. Main St.*
Lyndonville, N.Y. 14098

Water Treatment Plant

*Denotes home addresses - other addresses are business addresses.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 264-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO TRANSFER FUNDS FROM CONTINGENT TO PURCHASING ACCOUNT

WHEREAS, only \$500 was budgeted for the purchase of County Purchase Orders; and

WHEREAS, the actual cost for Purchase Orders is \$862.50;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$362.50 from Contingent Fund A1990.418 to Purchasing Account A1345.465 to cover the cost of said Purchase Orders.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Tuohey; 0 absent.

RESOLUTION NO. 265-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AMENDING SOLID WASTE AGREEMENT WITH C.I.D.

BE IT RESOLVED, that the agreement with C.I.D. is modified as follows:

Seasonal Property: C.I.D. will service all property coded as "260 Seasonal" for a six month period, from May 1 through October 31, including property located on public roads.

Additional Service: C.I.D. will provide additional units of service, including full units to seasonal property, to any property owner, at the current County rate, provided that:

1. The property owner requests the service;
2. The extra service is added to the taxroll and billed as part of the property tax bill;

3. Payment for the extra service is made as part of the regular monthly invoice;
4. Property is accessible on a "year round basis".

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 266-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AMENDING RESOLUTION NO. 473-1191 REGARDING SOLID WASTE RECYCLING AND REFUSE COLLECTION PROGRAM FEES (new portions are underlined)

WHEREAS, Resolution No. 473-1191 amended resolutions No. 371-891 and 396-891, establishing fees for solid waste collection and exempting certain properties; and

WHEREAS, the Legislature has determined that all property which is coded "260 Seasonal" can most fairly be serviced by a six-month program; and

WHEREAS, such property located on public roads must currently pay for a full year of service; and

WHEREAS, C.I.D. has agreed to service and bill for these properties on a six-month basis;

NOW, THEREFORE, BE IT RESOLVED, that Resolution No. 473-1191 is hereby amended to read as follows (new sections underlined):

"RESOLUTION TO AMEND RESOLUTION NO. 371-891 AND NO. 396-891 ESTABLISHING FEES FOR SOLID WASTE COLLECTION AND TO EXEMPT CERTAIN PROPERTIES"

WHEREAS, the County is implementing a County-wide solid waste collection service, including recycling; and

WHEREAS, Local Law No. 4 of the Year 1991 has been duly enacted authorizing this Legislature to establish charges for such service in accordance with Section 226-b(2) and Section 266 of the County Law;

WHEREAS, the actual cost of providing the collection and recycling program is \$177.00 per unit, per year for costs incurred under the contract with C.I.D. Refuse, Inc., and \$2.00 per unit, per year for the costs of administration by the County and Towns;

and

WHEREAS, the collection and recycling program as so provided is hereby found and determined by this Legislature (1) to be the minimum program of services that could be provided to encourage and promote the State solid waste management policy found in ECL, Section 27-0106, and (2) to be necessary to promote the health, safety and welfare of the people of the County, it appearing from statistics collected by GLOW Solid Waste Consortium that the waste generated by an average household of four persons is between 133 and 182 pounds per week and increasing and the contract with C.I.D. Refuse, Inc. allows for six bags per week which, at an average of thirty pounds per bag, provides for one hundred eighty pounds per week; and

WHEREAS, the contract with C.I.D. refuse, Inc., allows for eligible units and others to contract for additional SOLID WASTE collection and disposal services from the contractor for needs in excess of those minimum services provided in the program; and

WHEREAS, this resolution will provide for certain "seasonal" properties to receive half year services and pay one-half (1/2) of the full year rate;

NOW, THEREFORE, BE IT RESOLVED, that each tax map parcel in the Towns of Gaines, Yates, Shelby, Ridgeway, Kendall, Murray, Carlton, Clarendon and the Villages of Medina, Albion, Holley and Lyndonville in the categories of:

1. All residential parcels in categories 100 through 399 which actually contain a residential structure;
2. All Code 280 multiple residences, and all other parcels which contain more than one residential dwelling on one parcel shall be coded so that they may be billed for the actual number of residential structures on the parcel;
3. All commercial parcels in categories 400 through 499 except for vacant property;
4. All recreation and entertainment parcels in categories 500 through 599 except for vacant property;
5. All community service parcels in categories 600 through 699, except for vacant property, property in 612 Schools, 620 Religious Facilities, 651 Highway Garages, 66s Police and Fire Protection Facilities, 670 Correctional Facilities, 681

Cultural Facilities and 695 Cemeteries;

are hereby designated as eligible for these services and shall be subject to the charges hereinafter established and imposed; and be it

FURTHER RESOLVED, that inasmuch as exactly the same services will be provided to each tax map parcel, a charge of one unit of service shall be imposed upon each such tax map parcel except parcels which contain two or more separate residential structures which shall be charged one unit of service for each residential structure as each such structure shall be serviced and except that parcels designated by this Legislature as being seasonal home areas that meet all of the following requirements, to wit:

(a) it must be coded by the Assessor as "260 Seasonal",
or

(b) it must be located in an area where there is a substantial number of residential properties that are coded 260 seasonal; and (c) it must not be directly accessible from a public highway; and (d) must be located on a road that is accessible for only part of the year; shall receive only six (6) months service and shall be charged for one-half unit of service and except that all property locations which are operating as migrant labor camps under a permit issued by the Orleans County Public Health Department pursuant to Part 15 of the NYS Sanitary Code shall also receive only six (6) months service and shall be charged for one-half unit of service; and be it

FURTHER RESOLVED, that until amended or modified, the charge for each unit of service shall be \$179.00, and the charge for each half unit of service shall be \$90.50; and be it

"FURTHER RESOLVED, that the County Treasurer is hereby authorized to refund any overpayments made by property owners in accordance with this change and adjust any outstanding bill which has not yet been paid."

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 267-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE

TO EXECUTE REVISED SECTION 8 EXISTING AND VOUCHER AND
MOD REHAB CONTRACTS

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to execute the Revised Section 8 Housing Assistance Payments Program Contract Extension for Mod Rehab, Existing and Vouchers for submission to the NYS Division of Housing and Community Renewal for their signature; said contract extension to be effective January 1, 1992 to December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 268-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO SUPPORT ESTABLISHMENT OF LOCAL GOVERNMENT
POSTAL RATE OR TO UTILIZE "NOT-FOR-PROFIT" RATE FOR
LOCAL GOVERNMENTS

WHEREAS, the National Association of Counties has urged Congress to hold hearings on the impact of recent and potential postal rate increases on local governments; and

WHEREAS, such hearings were held in November 1991, and the recommendations of the National Association of Counties and local governments throughout the United States are now before the U. S. House of Representatives Subcommittee on Postal Operations and Services of the Committee on Post Office and Civil Service; and

WHEREAS, it is now imperative that local governments throughout the United States show their support for the implementation for such Legislation;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby urge the Congress of the United States to support Legislation to establish a local government postal rate or the utilization of the "not-for-profit" rate for local governments for the distribution of mandated services at the local level such as jury service notices, voter registration receipts, tax notification, utility bills, etc. in an effort to benefit the taxpayers of the United States at the local level.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 269-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING USE OF PICTURE OF COURTHOUSE BY GREATER ALBION CHAMBER OF COMMERCE

WHEREAS, the Greater Albion Chamber of Commerce has requested permission to use a picture of the County Courthouse in their Christmas Fund Raiser project this year;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby give permission for the Greater Albion Chamber of Commerce to use a picture of the County Courthouse in their Christmas Fund Raiser project for this year; said project involves using the picture of the County Courthouse on Christmas bulbs, which the Chamber sells to raise money for Christmas decorations.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 270-592

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING USE OF COURT HOUSE GROUNDS FOR STRAWBERRY FESTIVAL

WHEREAS, the Village of Albion and a number of civic groups are planning a Strawberry Festival to promote the Village of Albion; and

WHEREAS, the County supports the Village's effort regarding said promotion;

NOW, THEREFORE, BE IT RESOLVED, that the Strawberry Festival Committee is hereby authorized to use the Court House grounds and parking lot, subject to the submission of written plans for such use and submission of Certificate of Insurance, for the approval of the Superintendent of the Buildings and Grounds Department and the Chief Administrative Officer.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 271-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING AMENDMENTS NO. 2 AND NO. 3 OF A CONTRACT WITH BARTON & LOGUIDICE ENGINEERS FOR SOLID WASTE AND RECYCLING IMPLEMENTATION

WHEREAS, the GLOW Region Solid Waste Management Committee recognized that professional engineering assistance would be necessary to accomplish the committee's objectives and did contract with the firm of Barton & Loguidice to provide engineering services to the committee; and

WHEREAS, the GLOW Committee has requested that Genesee, Livingston, Orleans and Wyoming counties approve an amended contract by increasing the allocation for recycling implementation work by \$20,000 and allocating \$30,000 for solid waste implementation to reflect the 1992 budget; and

WHEREAS, a procedure for allocation and accounting of such funds has been adopted by the GLOW Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Orleans County Legislature be and hereby is authorized and directed to execute the amended contract with Barton & Loguidice on behalf of Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

TO
THE TREASURER
OF THE COUNTY OF ORLEANS, STATE OF NEW YORK

GREETING

You are hereby notified that the Legislature of the County of Orleans, State of New York, has ascertained that the amount of money in your hands received from the avails of taxes paid on mortgages pursuant to the Tax Law available for distribution by said Board pursuant to the provisions of said Act is \$133,196.16.

You are further notified that the said Legislature pursuant to Section 261 of said Tax Law has apportioned said sum to the several villages, towns and officials entitled to receive the same as follows:

To the Village of Albion:

From the amount credited to the Town of

Albion.....\$ 7,185.87

From the amount credited to the Town of Gaines.....	1,064.48
<u>To the Village of Medina:</u>	
From the amount credited to the Town of Ridgeway.....	4,652.79
From the amount credited to the Town of Shelby.....	3,754.16
<u>To the Village of Holley:</u>	
From the amount credited to the Town of Murray.....	2,528.02
<u>To the Village of Lyndonville:</u>	
From the amount credited to the Town of Yates.....	1,070.20
To the Town of Albion from amount credited to said Town for State, County and Town purposes.....	15,384.23
To the Town of Barre from amount credited to said Town for State, County and Town purposes.....	4,492.44
To the Town of Carlton from amount credited to said Town for State, County and Town purposes.....	16,350.72
To the Town of Clarendon from amount credited to said Town for State, County and Town purposes.....	9,927.69
To the Town of Gaines from amount credited to said Town for State, County and Town purposes.....	7,157.17
To the Town of Kendall from amount credited to said Town for State, County and Town purposes.....	12,251.32
To the Town of Murray from amount credited to said Town for State, County and Town purposes.....	12,718.71
To the Town of Ridgeway from amount credited to said Town for State, County and Town purposes.....	14,928.41
To the Town of Shelby from amount credited to said Town for State, County and Town purposes.....	13,187.23
To the Town of Yates from amount credited to said Town for State, County and Town purposes.....	6,542.72
Total.....	\$133,196.16

You are further notified that the respective amounts apportioned to the said Village are payable by you to the respective Treasurers of said Villages the respective amounts apportioned to the said Towns for State, County and Town purposes are payable by you to the respective Supervisors of said Towns.

You are, therefore, commanded to pay to the respective Village Treasurers of the Villages above named and to the respective Supervisors of the Towns above named, the respective sums above set forth apportioned to each respectively. And for such payment this shall be your sufficient warrant.

IN WITNESS WHEREOF, the Legislature of the County of Orleans, State of New York, has caused this Warrant to be subscribed by its Chairman and its Clerk, and its official seal to be hereunto affixed, the 13th day of May, 1992.

Frank R. Berger, Chairman
Orleans County Legislature

L.S.

Lois M. Brandt, Clerk
Orleans County Legislature

RESOLUTION NO. 272-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING MORTGAGE TAX APPORTIONMENT

RESOLVED, that the Mortgage Tax Apportionment appearing in the foregoing warrant be adopted by this Legislature and that said warrant be approved and delivered to the County Treasurer.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 273-592

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARING BID FOR THE DISPOSAL OF TIRES

WHEREAS, it has been determined that the weight of tires collected by various municipalities will range

between five and ten ton; and

WHEREAS, Modern Recycling, Inc. of Model City, New York has submitted the lowest bid for the disposal of tires in this weight range;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby award the bid for tire disposal to Modern Recycling, Inc. at a price of \$106.00 per ton, with a five (5) ton minimum; and be it

FURTHER RESOLVED, that the County Attorney forward a copy of the completed agreement to all municipalities in the County once it has been signed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 274-592

By Legislator Bower, who moved the adoption.

Unanimous second.

RESOLUTION PROCLAIMING MAY AS FOSTER PARENT MONTH

WHEREAS, our foster families in Orleans County are members of a statewide force of concerned and dedicated families who provide an invaluable service to the children and families in our communities; and

WHEREAS, the foster parents of Orleans County respond with unselfish dedication and skill to the urgent call of those children who, for various reasons, are unable to live with their parents for a period of time. They commit themselves to provide the care, the affection, and the understanding that are vital to promote health physical and emotional growth while a child is separated from his family. Foster parents are key members of the team that works diligently for the mutual benefit of the child and his family to promote this reunification; and

WHEREAS, their love is boundless, their energy is unflagging, their commitment to children transcends our expectations . . . they are the foster parents of Orleans County; and

WHEREAS, we recognize and appreciate their service and dedication; and

WHEREAS, we hold their contribution to our County and its children and families in the highest esteem;

NOW, THEREFORE, BE IT RESOLVED, that we, the

Legislature of Orleans County of the State of New York
do hereby proclaim -

MAY 1992
FOSTER PARENT MONTH IN ORLEANS COUNTY.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 275-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY
COMMENT PERIOD FOR 8TH YEAR REVIEW OF ORLEANS
AGRICULTURAL DISTRICT NO. 3 ENCOMPASSING A PORTION OF
THE TOWN OF KENDALL

RESOLVED, that this Legislature does hereby
authorize the publication of the Notice of 30-Day
Comment Period for the 8th year review of Orleans
Agricultural District No. 3 encompassing a portion of
the Town of Kendall.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 276-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY
PLANNING BOARD

Resolved, that this Legislature does hereby
approve the following appointments to the County
Planning Board, with terms to expire December 31, 1994:

<u>Name</u>	<u>Representative of</u>
Sherry Norman 944 Iroquois Drive Waterport, NY 14571	Central At-Large
Jean Benson 730 West Center Street Medina, NY 14103	West At-Large

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 277-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION DESIGNATING PROJECT DIRECTOR FOR THE "I LOVE NEW YORK" MATCHING FUNDS PROGRAM

RESOLVED, that Wayne Hale, Jr., Director of Planning and Development, is hereby designated as Project Director for the "I Love New York" Matching Funds Program, overseeing the administration of the official tourist promotion agency, and shall represent the tourist promotion agency in dealing with the New York State Department of Economic Development on matters relating to the program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 278-592

By Legislator Billings, who moved the Adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE FILING OF A NOTICE OF COMPLETION OF THE FINAL GENERIC ENVIRONMENTAL IMPACT STATEMENT ("FGEIS") DETERMINING THE ADEQUACY AND COMPLETENESS OF A LOCAL SOLID WASTE MANAGEMENT PLAN

WHEREAS, pursuant to Resolution Nos. 230, 90-284, 407-890, and 90-208, the counties of Genesee, Livingston, Orleans and Wyoming (the "GLOW Counties"), for purposes of carrying out the requirements of the State Environmental Quality Review Act ("SEQRA"), directed that a generic environmental impact statement ("GEIS") be prepared;

WHEREAS, in accordance with SEQRA, a notice of completion of a draft GEIS (the "DGEIS") has been issued, filed and otherwise made available;

WHEREAS, in accordance with SEQRA, following the completion of public hearings and the receipt and consideration of comments with respect to DGEIS, a final GEIS ("FGEIS") has been prepared.

WHEREAS, the County of Orleans, as co-lead agency and as a member of the GLOW Counties, has reviewed the FGEIS and has determined that it is adequate for the issuance of a notice of completion of the FGEIS;

WHEREAS, pursuant to the Solid Waste Management

Act of 1988, the GLOW Counties have directed that a local solid waste management plan ("LSWMP") be prepared;

WHEREAS, the County of Orleans has reviewed the LSWMP in final form;

NOW, THEREFORE, BE IT RESOLVED, that the County of Orleans, as co-lead agency and member of the GLOW Counties, hereby issues a notice of completion relative to the FGEIS, and directs that the GLOW Region Solid Waste Management Committee, as staff assistant to the co-lead agency, file and make available for copying the FGEIS and its Appendices together with the notice of completion, all as prescribed by SEQRA; and be it

FURTHER RESOLVED, that the County of Orleans, as co-lead agency and member of the GLOW Counties, hereby directs the GLOW Solid Waste Management Committee to make copies of the FGEIS available in public libraries in the GLOW Counties, and to further make any remaining copies of such documents available to other interested persons provided that in the GLOW Region Solid Waste Management Committee's discretion, a fee may be charged for such documents in the amount not to exceed forty dollars (\$40.00) per FGEIS, to cover copying costs; and be it

FURTHER RESOLVED, that the County of Orleans, as co-lead agency and member of the GLOW Counties, hereby directs that the deadline for the receipt and consideration of comments on the FGEIS shall be 12:00 P.M., June 8, 1992, and further directs that the GLOW Region Solid Waste Management Committee give notice of such date in all appropriate notices, filings and publications as specified in SEQRA; and be it

FURTHER RESOLVED, that the LSWMP is hereby determined by the County of Orleans to be adequate and complete.

Adopted. 7 ayes; 0 nays; 0 absent.

Discussion prior to the adoption of the previous resolution: Legislator Tuohey asked if the adoption of this resolution would make the County financially liable, if they should start leaching, etc. Legislator Billings replied that "it shouldn't make us any more (liable) than the ones we already have. This impacts only GLOW."

Legislator Bennett commented that, "State DEC seems to think the County should be somewhat responsible for McKenna's Landfill. First thing you do is contract to send everything out of state, and then you're alright."

Why not Monroe County who took garbage in there? Why not the Town of Albion that permitted the facility? They came up with five names that took garbage there, and one of the biggest names involved was Thomas J. Lipton and they weren't even mentioned. I hope you can explain (this) to the bureaucrats we have working for the State when you go on Friday. I think we should be taking them to court and challenging them." Legislator Tuohey said, "I think this is a good question to ask when we go on Friday. Why should we continue on down the road with this, when we may become liable." Legislator Billings said, "The other point is they're saying that we authorized the disposal of hazardous waste. We never authorized the disposal of hazardous waste. I just want to point out every thing we can....we did have permits back around '81, but we also had a contract then."

Legislator Tuohey said, "I guess we're digressing to something we were going to discuss later. But I was concerned when I read through these, after reading that letter, are we just opening up the door for more lawsuits?" Legislator Bennett commented that DEC is the agency that governs landfills, and he felt DEC should take responsibility for their own actions.

Legislator Swiercznski said the County should authorize Mr. Schubel to retain legal expertise, that he didn't think the County was equipped to handle this type of situation.

RESOLUTION NO. 279-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING INCREASE IN SOLID WASTE BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to increase the solid waste accounts as follows:

Revenue Account CL3989	\$3,500.00
Appropriation Account	
CL8160.418 Other Contractual	\$1,500.00
CL8160.441 Printing	\$ 500.00
CL8160.461 Postage	\$1,500.00
Total	\$3,500.00

and be it

FURTHER RESOLVED, that such appropriation is to be used for public education and information with regard to the County Curbside Garbage Collection and Recycling Program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 280-592

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION RESCINDING RESOLUTION NO. 136-392

RESOLVED, that this Legislature rescinds resolution no. 136-392, which was a RESOLUTION REGARDING HOUSING FOR WELFARE RECIPIENTS.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 281-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION CREATING A TEMPORARY CLERK POSITION IN THE DEPARTMENT OF PLANNING AND DEVELOPMENT

WHEREAS, Margaret Freeman, the present Clerk in the Section 8 Housing Office, has requested a leave of absence for childrearing under Section 23.2 of the CSEA Agreement from May 22 to August 17, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the leave of absence without pay; and be it

FURTHER RESOLVED, that this Legislature does hereby create the position of Temporary Clerk at grade 3 step 1, in the Section 8 Housing Office to serve during the above leave of absence; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Director of Planning and Development to fill the newly created position.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett removed the resolution entitled "Resolution approving security system service

agreements for Orleans County Sheriff's Department", from the table, and the following resolution was then adopted:

RESOLUTION NO. 282-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING SECURITY SYSTEM SERVICE AGREEMENTS FOR ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following Security System Service Agreements between the Orleans County Sheriff's Department and those agencies/organizations listed below:

1. Albion Federal Savings & Loan Association;
2. Bayex, Inc. - Sprinkler System & Burglar Alarm;
3. Ames Department Store - Door Alarm & Safe Alarm;
4. Norstar Bank, N.A.;
5. Ontario Foods, Inc.;
6. Crossland Savings Bank (Formerly Fisher Price Pumphouse);

and be it

FURTHER RESOLVED, that said agreements are effective August 1, 1991 through July 31, 1992 at the approved rate of \$20.00 per month, to be billed on an annual basis (\$240.00 per year).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 283-592

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks

numbered 6775 through 7007 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 284-592

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION CREATING A BUILDING MAINTENANCE WORKER POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, the Buildings & Grounds Department has a vacant Assistant Superintendent position; and

WHEREAS, the Department has a need for interim staffing until a determination is made regarding the Assistant Superintendent position;

NOW, THEREFORE, BE IT RESOLVED, that a new Buildings Maintenance Worker position (CSEA Schedule Grade 9) is hereby created in the Buildings and Grounds Department; and be it

FURTHER RESOLVED, that the Superintendent is hereby authorized to fill the newly created Buildings Maintenance Worker position; and be it

FURTHER RESOLVED, that the vacant Assistant Superintendent position shall remain vacant until the Legislature, by resolution, authorizes the filling of said position.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution regarding the RC&D area was introduced by Legislator Bennett, with second by Legislator Billings. After discussion, Legislator Bower, with second by Legislator Tuohey, moved to table the resolution, because more information was needed. Upon vote, the resolution was tabled until the May 27th meeting, 4 ayes; 3 nays, Legislators Bennett, Berger and Billings; 0 absent.

Chairman Berger announced that

- Inter-county meeting will be held in Sodas

Point, and that he will be attending, if any other Board members would like to attend the meeting with him;

- that the replies from the School Superintendents regarding their salaries, etc. will be given to Mr. Dudek so that he can collate the figures and report back to the Board.

Legislator Tuohey was given the floor, and informed the members that as of the end of last month (April), 45% of the \$6,680 Legislature Travel Appropriation had been used, leaving a balance of \$3,776 for the remainder of the year. Mrs. Tuohey said she wanted the Board to be aware of the amount left in their travel budget.

In reference to the letter from DEC regarding the McKenna Landfill which Mr. Berger received, County Attorney David Schubel said he had written a memo to Albion Agencies, Inc. regarding this letter, and in the last paragraph had mentioned the need for special counsel in this matter, thereby putting the insurance carrier on notice. Tracey, from Haines, called and said they (insurance carrier) will not be providing representation for the County, and that a letter will be forthcoming on the matter. Mr. Schubel said it would be in the best interest of the County to authorize him to start talking with various law firms with the intention of contracting with one to represent the County in this matter. The Board agreed and gave Mr. Schubel authorization to proceed. Mr. Schubel said that apparently DEC was basing its intentions toward the County, based on contracts the County had with Mr. McKenna during 1974-81. An informational meeting is being held in Avon, New York, at the NYS DEC offices on Friday, May 15, 1992. More information will be available at that time.

Legislator Bennett introduced Local Law No. 2-Intro of the Year 1992 entitled "A Local Law Bringing Within the Civil Service of the State of New York all Employees of the Orleans County Sheriff's Office Exempt by Reason of the Authority of Flaherty v Milliken 193 N.Y. 564.

Motion by Legislator Billings, with second by Legislator Bennett, to recess the meeting, subject to the call of the Chairman. Motion carried.

Meeting recessed at 5:45 p.m.

LEGISLATURE MEETING
May 27, 1992

The meeting was called to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Minutes from the April 23rd County Planning Board Meeting; a letter of acknowledgment from Governor Cuomo's office re Resolution No. 252-492 concerning the establishment of a State Veterans Nursing Home in Western New York; a letter of acknowledgment from Senator Daly re resolution concerning the establishment of a State Veterans Nursing Home in Western New York; notice of June 3rd Youth Board Meeting, and minutes from the April 1st Youth Board Meeting; minutes of the May 12th meeting of the Soil & Water Conservation District Board.

Report of Standing Committees: Legislator Swiercznski reported attending regular meetings with the Highway Department, as well as with Social Services and the Nursing Home, attending the meeting on the inspection of housing with all the Towns, and the Employee Picnic at the Nursing Home; Legislator Bennett attended the IDA meeting on the 15th, the County Supervisors' and Legislators' Meeting on the 19th, the DWI Meeting on the 20th, as well as meeting with the Town Clerks, and the meeting with the Town Justices with Legislator Bower, announced that the Town Clerks will meet on the 26th, and the Legislators are invited.

Legislator Tuohey attended the EAP Meeting on the 14th, and the noon picture taking session for Mental Health, attended the County Supervisors' and Legislators' Meeting on the 19th, attended a meeting at the Health Department re PHC ED programs and transportation, attended a Finance Committee meeting for three hours, and afterwards met with the Sheriff to discuss his budget, and served at the Employees' Picnic at the Nursing Home. Legislator McCarthy reported attending the same meetings as Legislator Tuohey, as well as auditing the accounts payable vouchers at the Legislature office. Legislator Billings said that the meetings he had attended had already been reported.

Legislator Bower reported regular meetings with his departments as well as the meeting with the Justices regarding the Jail with Legislator Bennett.

Mr. Bower reported that the Mobile Work Crew has been very successful - painting of fire hydrants had been accomplished in the Town of Shelby, Slade Road had been "landscaped", work had been done at the cemetery, as well as some inside work at the Highway Department.

Legislator Berger reported a meeting at BOCES in Medina on the 18th, also a meeting with Map Data Development at Best Western, regarding the computerizing of maps. Mr. Berger stated that NYSEG and Niagara Mohawk will be mapping different areas using this method, and they would like to know if municipalities would like to work with them. He noted that it was something to consider in the future. On the 18th, attended a combined Fire Chiefs' and Fire Advisory Board meeting, attended the WNY Inter-county Association in Sodus on the 21st, with Mr. Dudek.

At this point, Mr. Dudek noted that Genesee County is pleased with the results of 800 Megahertz from a single tower - they will not be putting in repeater sites. Mr. Dudek is advised to call RAM and ask them to change Orleans County's specs so that repeater sites can be added at a later date. Right now there is one site proposed for Holley and one for Medina. The bid date has been moved up to July 1st.

Legislator Berger attended the Ridgeway Fire Company building dedication on the 22nd, attended the meeting on PHC ED Transportation at the Health Department on the 26th, attended the Village of Medina board meeting and the Employee Picnic at the Nursing Home. Mr. Berger announced that the Fire Awards Banquet is set for Saturday, June 6, and that they would like an RSVP by tomorrow. Mr. Berger announced that the Conservative Party has requested use of the Legislature Chambers on Friday, the 29th at 6:00 p.m. Arrangements have been made with the Buildings and Grounds Department to have the building open.

Legislator Berger announced that he had received a call that a Solid Waste Meeting is scheduled for 7:00 p.m. on June 1st in the Albion Middle School auditorium

Legislator Bower, with second by Legislator Swiercznski, moved to add the separate packet of resolutions to the meeting agenda. Motion was defeated.

The following resolutions were presented:

RESOLUTION NO. 285-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING SECRETARIAL SERVICES AGREEMENT
WITH MILFORD L. PHINNEY AND COUNTY OF ORLEANS

WHEREAS, the STOP DWI Program has allocated \$3,000.00 to the District Attorney's Office for DWI prosecutions; and

WHEREAS, the District Attorney, the County of Orleans and the Assistant District Attorney, Milford L. Phinney, have agreed that said monies should be used for additional contractual secretarial services for Milford L. Phinney, as DWI Prosecutor; such services having been provided during the first quarter of 1992; and

WHEREAS, the Orleans County District Attorney and said Assistant District Attorney have a proposed written agreement relative to such services;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature, on behalf of the County of Orleans, is hereby authorized to execute such agreement providing for the expenditure of \$750.00 of Stop DWI funds allocated to the District Attorney's office for the first quarter of 1992 for secretarial services for the Assistant District Attorney in connection with DWI prosecution.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 286-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PUBLIC HEARING ON LOCAL LAW NO.
3-INTRO OF 1992 RE 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 10th day of June, 1992 at 4:30 p.m. at the Legislature Chambers, Court House Square, Albion, New York.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Swiercznski; 0 absent.

During discussion on the previous resolution, Legislator Tuohey noted that the increases for those department heads in the Local Law were step increases only.

RESOLUTION NO. 287-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION OPPOSING CHAPTER 55 OF THE LAWS OF 1992 OF THE STATE OF NEW YORK WHICH IS PART OF THE OMNIBUS REVENUE BILL TO BECOME EFFECTIVE JUNE 1, 1992, WHICH CHARGES A \$1.00 FEE PER MONTH FOR ALL PAGING DEVICES.

WHEREAS, this Legislature is aware of Chapter 55 of the Laws of 1992 of the State of New York which is part of the Omnibus Revenue Bill; and

WHEREAS, Chapter 55 of the Laws of 1992 will certainly put a hardship on many citizens of Orleans County, such as lifeline users, business people who carry pagers, hospital personnel, and any municipal governments; and

WHEREAS, this Legislature is disturbed by what has become common practice by the New York State Legislature of attaching something this critical, and which will have a considerable impact on citizens both young and old, not only of this County, but of the "Family" of New York as well, to a much larger segment of legislation which for whatever reason must be passed; and

WHEREAS, this Chapter 55 of the Laws of 1992 is enigmatic at best and this Legislature vehemently opposes Chapter 55 of the Laws of 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature be and hereby goes on record as vehemently opposing any further "hidden taxes" that will put an extra burden on our citizens; and be it

FURTHER RESOLVED, that certified copies of this

resolution be forwarded to the Governor of the State of New York, Senator John Daly, Assemblyman R. Stephen Hawley, the Speaker of the Assembly, the Jr. Majority Leader of the Assembly, the Assembly Minority leader, the Minority Leader of the Senate, the Majority Leader of the Senate and all County Legislatures within New York State.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 abstention, Legislator Bower.

Prior to the adoption of the previous resolution, Legislator McCarthy stated that he was violently opposed to this legislation because it would affect every fireman who wears a pager (1200 in Orleans County), as well as police, ambulance people, and all emergency people who wear pagers.

RESOLUTION NO. 288-592

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of two vacant part-time Institutional Aide positions in the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Billings, introduced a resolution entitled RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS. Upon discussion, Legislator McCarthy tabled this resolution.

Legislator Swiercznski, with second by Legislator Bower, introduced a resolution entitled RESOLUTION AUTHORIZING FILLING OF VACANCIES IN HIGHWAY DEPARTMENT. Upon discussion, it was explained that temporary laborers help with the summer programs. Legislator McCarthy noted that even though these two people would help only to direct traffic at work sites, they have to be well screened, and trained, because if there is an error, when directing traffic around work sites, then it would leave the County open to liability. Legislator McCarthy moved to amend the proposed resolution, to read "two (2) full time temporary laborer positions, whose total salary is not to exceed \$5,000", and Mrs. Tuohey felt this would be

acceptable. Legislator Billings said "He's got staff up there" and regarding the part-time permanent Typist position, suggested that the Administrative Assistant to the Superintendent could fill in when the secretary is on vacation. Legislator Billings tabled the resolution.

RESOLUTION NO. 289-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING ALL COUNTY DEPARTMENTS WHO COLLECT FEES TO CHARGE A FEE FOR RETURNED CHECKS

WHEREAS, County Departments collecting fees are having an increasing number of checks returned because of insufficient funds, and

WHEREAS, the General Municipal Law enables local governments to impose a charge up to \$15.00 on such checks;

NOW, THEREFORE, BE IT RESOLVED, that all County departments may charge \$15.00 for any check returned by a bank for insufficient funds; and be it

FURTHER RESOLVED, that notices to this effect shall be posted in a conspicuous place, clearly visible by the public, in all County departments that collect fees.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 290-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION 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 1992 in accordance with the

provisions of section 406 of the Real Property Tax Law as requested in writing by the respective villages.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 291-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION PROCLAIMING JUNE 7-13, 1992 AS NATIONAL SAFETY WEEK

WHEREAS, June 7-13, 1992 has been declared National Safety Week by the American Society of Safety Engineers and Orleans County; and

WHEREAS, the local theme for this observance is "Safety Pays Everyday"; and

WHEREAS, occupational injuries cost American industry \$60 billion in direct workers' compensation expenses - a figure expected to double by 1995; and

WHEREAS, new sources of injury such as cumulative trauma disorders, employee stress and occupational disease increase the need for comprehensive safety programs nationwide; and

WHEREAS, the Orleans County Legislature and the American Society of Safety Engineers will be calling attention to the seriousness and magnitude of this problem through related safety and health activities and special events; and

WHEREAS, this endeavor is worthy of our support and cooperation so that we may work together to reduce the toll of accidents, injuries and deaths in the workplace, home and community, now, therefore,

BE IT RESOLVED, that this Legislature proclaims June 7-13, 1992 as National Safety Week, and hereby urges all citizens in Orleans County to participate fully in this observance.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 292-592

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION OF THE COUNTY LEGISLATURE TO SUPPORT NEW YORK STATE SENATE BILL 7021 (SPONSOR: MASIELLO) WHICH ESTABLISHES A MENTAL HEALTH REINVESTMENT PLAN TO COMPENSATE THE WESTERN NEW YORK REGION IN LIGHT OF THE PARTIAL CLOSING OF GOWANDA PSYCHIATRIC CENTER AND NEW YORK STATE SENATE BILL 7020 (SPONSOR: MASIELLO) WHICH AMENDS THE MENTAL HYGIENE LAW, IN RELATION TO REQUIRING AN ANNUAL DISCLOSURE OF MENTAL ILLNESS PREVALENCE ENROLLMENT AND EXPENDITURE BY REGION.

WHEREAS, a Community Mental Health Reinvestment Board would be established for the Western New York Region whose purpose would be to ensure the maintenance of services to the mental health community of Western New York and addresses the disparity of services brought about by the closing of Gowanda; and

WHEREAS, the Commissioner of Mental Health would be required to submit a report tracing the previous three years of expenditure and enrollment by region per one hundred thousand prevalence of mental illness;

NOW, THEREFORE, BE IT RESOLVED, that the Legislature supports these bills on behalf of its Orleans County constituency.

Adopted. 5 ayes; 2 nays, Legislators Billings and Bower; 0 absent.

RESOLUTION NO. 293-592

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION OF THE COUNTY LEGISLATURE TO SUPPORT THE BILL IN THE SENATE WHICH CONVERTS THE MONEY FROM THE DOWNSIZING OF STATE OPERATIONS TO USE BY THE LOCAL COMMUNITY BASED SERVICES PROVISION SYSTEM.

WHEREAS, New York State Senate Bill 7756 (sponsor: Spano) would add a new section 97-MM to the State Finance Law to establish a Community Mental Health Resources Fund which would be dedicated solely to community-based mental health services; and

WHEREAS, the monies to capitalize this Fund would come from the savings realized from census reductions in state-operated psychiatric centers and would be calculated from state expenditures for capital and operating costs in fiscal year 1991; and

WHEREAS, this bill would secure a funding source for the development and implementation of community

based services and programs for the mentally ill.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature supports this bill on behalf of its Orleans County constituency.

Adopted. 5 ayes; 2 nays, Legislators Billings and Bower; 0 absent.

RESOLUTION NO. 294-592

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Wyndham Lawn Home for Children, 6395 Old Niagara Road, Lockport, NY for provision of foster care services; to be effective July 1, 1991 through June 30, 1992 at a cost of \$66,889 per child. County cost is \$22,742 per child.
- (2) Rides Unlimited of Niagara, Inc., 2393 Niagara Falls Boulevard, L.P.O. Box 222, Niagara Falls, NY for non-emergency medical transportation services to Medicaid patients; to be effective June 1, 1992 through May 31, 1993 at costs set forth in the agreement. County cost is 25% of the total cost.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 295-592

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 7210 through 7374 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 296-592

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING COUNTY SPONSORSHIP OF THE NEW YORK STATE DUCK CALLING CHAMPIONSHIP TO BE HELD IN MEDINA, NEW YORK

WHEREAS, the Medina Area Chamber of Commerce is the sanctioning entity for promotion of the New York State Duck Calling Championship to be held in Medina on September 19 and 20, 1992; and

WHEREAS, this event is of regional significance to county tourism promotion; and

WHEREAS, the County Tourism Advisory Board has recommended support for this event;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes and directs the County Legislature Chairman to sign a support agreement; and be it

FURTHER RESOLVED, that the County Treasurer is hereby directed to pay to the Medina Area Chamber of Commerce the amount of \$1,000.00 from Account A6410.418 for such sponsorship.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

RESOLUTION NO. 297-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AWARDDING BID FOR COMPUTER EQUIPMENT

RESOLVED, that this Legislature awards the bid for computer equipment as follows:

1. 386 and 486 Computer Systems to Jameslea of Lyndonville, New York;
 2. Dot Matrix and Laser Printers - Compuadd of Rochester, New York;
 3. Hard Disks, Floppy Drives VGA and Mono Monitors, Tape Drives and 386 Motherboards to Jameslea of Lyndonville, New York;
 4. RAM Chips to Herko Computers, Rochester, New York;
- said bid to cover purchases made during year of 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 298-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING THE EXTENSION OF THE DISPATCH AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND VILLAGE OF HOLLEY

WHEREAS, the current dispatch agreement will expire on December 31, 1992, and the County of Orleans is currently in the process of installing E911 and unsure of the future dispatch situation; be it

RESOLVED, that this Legislature does approve the continuation of the present agreement at the 1992 rate of \$9,388.70 for 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 299-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF'S DEPARTMENT AND THE ONEIDA COUNTY SHERIFF'S DEPARTMENT FOR SECURITY SERVICES AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER AT MARCY

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Sheriff's Department and the Oneida County Sheriff's Department for security services at the Central New York Psychiatric Center at Marcy for mentally ill

inmates; said agreement to be in effect from January 1, 1992 through December 31, 1992, with the understanding that this agreement may be renewed by the mutual consent of both parties for additional one (1) year periods; at a cost of \$110.00 per day per inmate.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT was tabled by Legislator Tuohey.

RESOLUTION NO. 300-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM

RESOLVED, that this Legislature hereby authorizes the continuation of the Alternatives to Incarceration Program for a 12 month period, commencing July 1, 1992 and terminating June 30, 1993 at a cost of \$50,626.00, with \$21,466.00 being reimbursed to the County, leaving a County cost of \$29,160.00; said program being provided by the present staff with the Sheriff's Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 301-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO ABOLISH/CREATE POSITIONS IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby abolish one Temporary Civilian Dispatcher position in the Orleans County Sheriff's Department, and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of one full-time Civilian Dispatcher position in the Sheriff's Department; and be it

FURTHER RESOLVED, that the Sheriff is authorized to fill the vacant full-time Civilian Dispatcher position immediately; and be it

FURTHER RESOLVED, that one full time Deputy Sheriff position shall be abolished as of June 26, 1992.

Adopted. 7 ayes; 0 nays 0 absent.

Legislator Bennett, with second by Legislator Billings, moved to add the resolution regarding Local Law No. 2-Intro of 1992 to the agenda. Motion carried. 5 ayes; 2 nays, Legislators Swiercznski and McCarthy; 0 absent. The following resolution was then presented and adopted:

RESOLUTION NO. 302-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 2-INTRO RE PLACEMENT OF ORLEANS COUNTY SHERIFF'S DEPARTMENT EMPLOYEES UNDER CIVIL SERVICE

WHEREAS, there was duly presented and introduced to this Legislature on May 13, 1992, a proposed local law entitled "A Local Law bringing within the Civil Service of the State of New York all employees of the Orleans County Sheriff's Office exempt by reason of the authority of Flaherty v Milliken 193 N.Y. 564"; and

WHEREAS, no local law shall be adopted by this Legislature until a public hearing thereon has been held upon at least five days notice;

NOW, THEREFORE, BE IT RESOLVED, that a public hearing shall be held by this Legislature on said local law No. 2-Intro of the year 1992 on the 10th day of June, 1992 at 4:35 p.m. in the Orleans County Legislature Chambers, Court House Square, Albion, New York at which time and place all interested parties shall be heard.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett removed from the table, the resolution entitled RESOLUTION IN SUPPORT OF FORMATION OF RESOURCE CONSERVATION AND DEVELOPMENT AREA FOR ORLEANS COUNTY. The resolution was tabled at the May 13th meeting. The following resolution was then presented and adopted:

RESOLUTION NO. 303-592

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION IN SUPPORT OF THE FORMATION RESOURCE
CONSERVATION AND DEVELOPMENT AREA FOR ORLEANS COUNTY

WHEREAS, an on-going study is being conducted regarding the conditions and uses of our natural resources by a group of representatives from the four-county area inclusive of Niagara, Orleans, Genesee and Monroe Counties; and

WHEREAS, representatives from many governmental agencies have participated in this study and most particularly the Orleans County Soil and Water Conservation District; and

WHEREAS, this group recommends that the counties of Niagara, Orleans, Genesee and Monroe join together in applying for the formation of a Resource Conservation and Development area, to be known as the Ontario Lake Plains Resource Conservation and Development Area from the United States Secretary of Agriculture; and

WHEREAS, the Directors of the Orleans County Soil and Water Conservation District on May 12, 1992 did pass a motion to take necessary action to apply to the Secretary of Agriculture to establish a Resource Conservation and Development area jointly with Niagara, Genesee and Monroe counties ;

NOW, THEREFORE, BE IT RESOLVED, that this legislature approves the making of an application for a Resource Conservation and Development area jointly with Niagara, Genesee and Monroe counties to the United States Secretary of Agriculture; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign the necessary applications in regard to the Resource Conservation and Development area; and be it

FURTHER RESOLVED, that the Directors of the Soil and Water Conservation District are hereby authorized and directed to make the necessary application.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett said he would contact Gerald Scharping of Soil & Water regarding this resolution.

Legislator Bower commended the EAP Committee for the fine job they did with the Employee's Recognition

Day picnic, and suggested that a letter be written regarding this.

Legislator Bennett, with second by Legislator McCarthy, moved to go into executive session to discuss Highway negotiations. Motion carried.

Meeting recessed at 5:50 p.m.

Meeting reconvened at 6:05 p.m.

Motion by Legislator McCarthy, with second by Legislator Bower, to adjourn. Motion carried.

Meeting adjourned at 6:05 p.m.

LEGISLATURE MEETING
June 10, 1992

The Chairman called the meeting to order at 5:50 p.m., immediately following the two public hearings on proposed Local Law No. 2 of 1992 and proposed Local Law No. 3 of 1992. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: announced that the County Supervisors' and Legislators' Association will meet Thursday, June 18th at the Village Inn, with Assemblyman R. Stephen Hawley as the speaker; a letter of acknowledgment from Minority Leader Clarence Rappleyea on the County's resolution opposing the State's proposed "beeper" tax; a letter of acknowledgment from the Governor's office of the resolution opposing the State's proposed "beeper" tax; acknowledgment of the County's resolution in favor of continuation of the Route 531 Expressway from Senator Daly, also a copy of the letter Senator Daly sent to Lewis Gurley the State's DOT Regional Director regarding the 531 Expressway; a letter of acknowledgment from Senator Jess Present regarding the County's resolution in support of the Batavia site for a WNY Veterans' Nursing Home; announced that the GLOW Region Solid Waste Management Committee Annual Report for 1991 is on file in the Clerk's office; also letter of acknowledgment from Senator Marino of the County's resolutions Nos. 216 and 252.

Report of Standing Committees: Legislators Bower, Billings, McCarthy, Swiercznski and Bennett reported attending regular meetings with their various committees;

Legislator Tuohey reported regular meetings, plus the Barre Town Board meeting, and a meeting with the County Treasurer/Budget Officer regarding budget shortages and deficits; also attended the Fire Chiefs' Awards Dinner; Mrs. Tuohey also attended the Medina Hospital open house at the former Arnold Gregory Memorial building, for services the Medina Hospital will be offering the community.

Chairman Berger attended the Ridgeway Town Board meeting June 2nd; meeting with CD Director regarding the computer on the 4th; signed papers at the Legislature office on the 5th; presented Safety Proclamation on the 8th; attended the Soil & Water meeting on the 9th; attended the E911 meeting on the

10th, also a Safety Committee meeting.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to add the Highway resolution concerning the emergency repair of the culvert on Albion-Eagle Harbor Road in the Town of Albion. Motion carried.

The following resolutions were presented:

RESOLUTION NO. 304-692

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTING LOCAL LAW NO. 2-INTRO AS ORLEANS COUNTY LOCAL LAW NO. 2 OF THE YEAR 1992 ENTITLED "A LOCAL LAW BRINGING WITHIN THE CIVIL SERVICE OF THE STATE OF NEW YORK ALL EMPLOYEES OF THE ORLEANS COUNTY SHERIFF'S OFFICE EXEMPT BY REASON OF THE AUTHORITY OF FLAHERTY V MILLIKEN 193 N.Y. 564

WHEREAS, there was introduced at a regular meeting of the Orleans County Legislature held on May 13, 1992 Local Law No. 2-Intro of the Year 1992, and a public hearing was held on June 10, 1992, at which time all persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 2 OF 1992

A LOCAL LAW BRINGING WITHIN THE CIVIL SERVICE OF THE STATE OF NEW YORK ALL EMPLOYEES OF THE ORLEANS COUNTY SHERIFF'S OFFICE EXEMPT BY REASON OF THE AUTHORITY OF FLAHERTY V. MILLIKEN 193 N.Y. 564

BE IT ENACTED by the Legislature of the County of Orleans as follows:

SECTION 1. CORRECTIONS OFFICERS AND DEPUTY SHERIFFS
PLACE IN CLASSIFIED SERVICE.

All employees of Orleans County, as of June 10, 1992, who have previously been under the status of Flaherty v. Milliken 193 N.Y. 564, are hereby placed in the classified service of the civil Service of the State of New York and shall be employed in accordance with the provisions of the Civil Service Law of the State of New York and shall be subject to and governed by such law

and the County of Orleans Civil Service Rules and Appendices, provided, however, exempt from such status shall be the Sheriff, Undersheriff and Administrative Deputy Clerk.

SECTION 2. STATUS OF EXISTING CORRECTIONS OFFICERS AND DEPUTY SHERIFFS.

All employees who are in service on June 10, 1992, on a permanent basis shall continue to hold such job titles on a permanent basis without examination, and shall have all the rights and privileges of the Civil Service jurisdictional classification to which such job titles may be allocated. However, on or after June 10, 1992, all new positions created and vacancies occurring in existing positions shall be filled in all respects in accordance with the Civil Service Law of the State of New York and the County of Orleans Civil Service Rules and Appendices.

SECTION 3. POWERS OF THE CORRECTIONS OFFICERS AND/OR DEPUTY SHERIFFS UNIMPAIRED.

Except where inconsistent with this Law, the employees shall have, and exercise, all the powers and duties now and hereafter conferred or imposed by any law applicable to the Corrections Officers and/or Deputy Sheriffs and such other duties as may be imposed by law.

SECTION 4. EMPLOYEES NOW IN CLASSIFIED SERVICE.

Nothing herein contained in this Local Law shall apply to or otherwise affect the status of those employees who are in the classified service as of June 10, 1992. The status of such employees shall continue for all purposes as if this Local Law had not been adopted.

SECTION 5. SEVERABILITY.

In the event any section, paragraph, sentence, clause or phrase of this Local Law shall be declared unconstitutional or invalid for any reason, such determination shall not alter the validity of the remaining provisions of this Local Law or their application.

SECTION 6. EFFECTIVE DATE.

This Local Law shall take effect immediately upon proper filing with the Secretary of State of the State of New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 305-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING LOCAL LAW NO. 3 OF 1992 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. 3-Intro of the Year 1992 was introduced at a regular meeting of the Orleans County Legislature held on May 27, 1992, and a public hearing was held on June 10, 1992 at which time all interested persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 3 OF THE YEAR 1992

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, 1992:

<u>Employee</u>	<u>Proposed Salary</u>	<u>Longevity Bonus</u>	<u>Total Salary</u>
County Clerk	\$35,455	-----	\$35,455
Sheriff	43,075	**\$650.00	43,725
Highway Superintendent	40,744	** 650.00	41,394
Director of Personnel	32,617	-----	32,617

** Indicates 20-25 yrs. of service. This longevity bonus shall be paid in the payroll next 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.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 abstention, Legislator Bower.

After the adoption of the previous resolution, Legislator Tuohy explained that the raises shown were step increases as shown on last years Management Compensation Plan salary schedule.

RESOLUTION NO. 306-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 7210 through 7374 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 307-692

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING RENTAL AGREEMENT FOR OFFICE SPACE FOR DISTRICT ATTORNEY

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and Joseph V. Cardone, whereby the County of Orleans will pay Mr. Cardone \$500.00 per month for rental of office space provided by Mr. Cardone, to be used in his capacity as District Attorney, said payment to be made monthly upon presentation of a County voucher; said agreement to be in effect beginning April 1, 1992 through December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 308-692

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
RE JAIL RENOVATIONS

RESOLVED, that this Legislature does hereby authorize the payment of \$1,108.80 to Doherty Communications for "Telephone Room Move" project, as part of Jail Reconstruction; said payment to be made from Capital Project Account H3150, and is the final payment for this project.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 309-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AWARDING OFFICE SUPPLY BID

WHEREAS, four bids have been received for office supply products; and

WHEREAS, Eaton Office Supply, Inc. of Amherst has submitted the lowest bid;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby award the Office Supply Bid to Eaton Office Supply, Inc. of Amherst, New York.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator McCarthy, introduced a resolution entitled RESOLUTION RE LEGISLATORS' COMPENSATION TABLE. During discussion on the proposed resolution, Legislator Bennett moved to amend by adding the names of the spouses of Legislators who work for the County (Sandra Bower, Geraldine Swiercznski and Joyce McCarthy), along with their job titles and salaries to the proposed table. There was no second to the proposed amendment, so the motion failed. Legislator Billings, with second by Legislator Berger, moved to table the resolution. The vote on the motion to table was 3 ayes; 4 nays; 0 absent. The

motion failed. Upon the request of Legislator Bennett, the following resolution was then voted upon, by roll call vote:

RESOLUTION NO. 310-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION RE LEGISLATORS' COMPENSATION TABLE

BE IT RESOLVED, that the Legislator's Compensation Table, as it appears in the "Proceedings of the Legislature" be revised to include the cost of medical insurance and other benefits taken by the individual Legislators in place of medical insurance; and be it

FURTHER RESOLVED, that the form be revised to include a "Total Compensation" column; and be it

FURTHER RESOLVED, that all future tables be prepared in conformance with this resolution.

<u>Defeated.</u>	Legislator Bennett	Nay
	Legislator Berger	Nay
	Legislator Billings	Nay
	Legislator Bower	Aye
	Legislator McCarthy	Aye
	Legislator Swiercznski	Aye
	Legislator Tuohey	Nay

RESOLUTION NO. 311-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF BARRE

RESOLVED, that this Legislature sell and convey unto Patsy Vigneri & Sons, Inc., Elba, New York, for the sum of \$2,122.57, which includes the 1988 taxes, Parcel No. 35, Tax Map No. 129.00-1-62 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 77, being formerly assessed to Mary Fiorentino, 5929 Oak Orchard Road, Elba, New York 14058 (Patsy Vigneri & Sons, Inc., Elba, New York 14058), bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as L17,

T14, R1, Oak Orchard Road, E., 11 acres; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 312-692

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto James R. and Lynne L. Ambrose, 117 Ensign Avenue, Medina, New York 14103, for the sum of \$7,781.61, which includes the 1990 and 1991 Village of Medina taxes and the County taxes from 1988, Parcel No. 84, Tax Map No. 80.05-3-60 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 78, being formerly assessed to James R. and Lynne L. Ambrose, 117 Ensign Avenue, Medina, New York 14103, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as 117 Ensign Avenue, 50.00 x 118.32'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS DEPARTMENT TO PROCEED WITH CONNECTION OF NEW WATER LINE TO COUNTY ADMINISTRATION BUILDING was tabled by Legislator Swiercznski.

RESOLUTION NO. 313-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ISSUING A STATEMENT OF FINDINGS ON THE GENERIC ENVIRONMENTAL IMPACT STATEMENT

WHEREAS, the Counties of Genesee, Livingston, Orleans and Wyoming (the "GLOW Counties") established themselves as a co-lead agency (Resolutions Nos. 230, 90-284, 407-890 and 90-208 of 1990, respectively), issued a positive declaration of environmental significance relative to the four-county solid waste management plan and directed that a draft generic environmental impact statement be prepared; and

WHEREAS, the GLOW Counties, as co-lead agency and planning unit, prepared, accepted and authorized the issuance of a Notice of Completion with respect to the draft generic environmental impact statement ("DGEIS") and draft local solid waste management plan ("DLSWMP") Resolution Nos. 211, 91-289, 416-991 and 91-223, respectively); and

WHEREAS, pursuant to such Notice of Completion, the GLOW Counties solicited and received public comments on the DGEIS/DLSWMP at four public hearings held in the Counties on November 12, 13 and 19, 1991, at regular GLOW Counties meetings and in writing, such comments received between October 15, 1991 and December 2, 1991 and

WHEREAS, public comments received on the DGEIS/DLSWMP were documented, reviewed and considered by the GLOW Counties and responses were prepared thereon; and

WHEREAS, the GLOW Counties prepared a final generic environmental impact statement ("FGEIS") and final local solid waste management plan ("FLSWMP") based on the consideration of public comment and upon applicable environmental, social and economic factors; and

WHEREAS, the GLOW Counties prepared, accepted and authorized the issuance of a Notice of Completion of a FGEIS/FLSWMP (Resolution Nos. 127, 92-181, 278-592 and 92-117, 1992 respectively) and public comment was requested thereon for a minimum period of ten days; and

WHEREAS, the GLOW Counties reviewed and considered the comments received on the FGEIS/FLSWMP; and

WHEREAS, the GLOW Counties have prepared a Statement of Findings with respect to the FGEIS/FLSWMP for filing pursuant to regulations promulgated under the State Environmental Quality Review Act ("SEQRA"), 6 NYCRR Part 617;

NOW, THEREFORE, BE IT RESOLVED, that the GLOW Counties hereby accept and adopt the Statement of

Findings with respect to the FGEIS/FLSWMP and direct that such Statement be filed in accordance with the requirements of SEQRA; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to sign the Certification of Findings to Approve/Fund/Undertake; and be it

FURTHER RESOLVED, that the GLOW Counties recognize and apprise the public that future adjustments to the FLSWMP are anticipated and will be made by the GLOW Counties as necessary; and be it

FURTHER RESOLVED, that the FGEIS/FLSWMP was developed as a policy framework and in a manner which expects and requires that project specific environmental impact statements or assessments, as applicable, will be prepared in the future and prior to the implementation of major components of the FGEIS/FLSWMP.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 314-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES BLANKET BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, the County of Orleans has appropriated the sum of \$5,632.96 as its share of the 1992 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 Paul Howard, Executive 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 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 \$220,000.00;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby approve such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 315-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING AGREEMENT WITH GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL TO ASSIST IN THE VILLAGE OF HOLLEY WELLHEAD DEMONSTRATION PROJECT

WHEREAS, the Genesee/Finger Lakes Regional Planning Council, "the Council," desires to engage the services of the Orleans County Planning and Development Department to provide technical assistance to the Council in the Village of Holley Wellhead Protection Demonstration Project; and

WHEREAS, Resolution 205-491 offered county support of this project;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to sign the agreement with the Council, upon the approval of the County Attorney, to provide technical assistance to the Council by the Planning and Development Department; and be it

FURTHER RESOLVED, that the total price for services rendered and expenses shall be \$10,342.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 316-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING SETTING UP NEW FUNDS IN THE PLANNING AND DEVELOPMENT DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1992 County Budget for purchase of a computer geographic information system as follows:

Revenue Account:

A2189 Other Home & Community Service \$10,342

Appropriation Account:

A8020.220 Equipment 7,750

A8020.418 Other Contractual - 2,592

TOTAL \$10,342

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 317-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTING SOLID WASTE MANAGEMENT PLAN

WHEREAS, Orleans County, together with the counties of Genesee, Livingston and Wyoming (collectively referred to as the "Planning Unit"), have entered into a contract with the New York State Department of Environmental Conservation (hereafter referred to as the "NYSDEC") for development of an integrated solid waste management plan, Contract No. C809007; and

WHEREAS, the Planning Unit has developed viable solutions to its solid waste management needs by preparing the Plan in accordance with the provisions of ECL 27-0107;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County, together with the counties of Genesee, Livingston and Wyoming, hereby adopt the integrated solid waste management plan prepared by Barton & Loguidice, P.C., dated June 1992, and entitled, "Solid Waste Management Plan/Generic Environmental Impact Statement for the GLOW Region," which has been deemed approvable by the NYSDEC, and will implement such solid waste management program, projects and plans as identified in the recommendations of said plan; and be it

FURTHER RESOLVED, that the Planning Unit hereby intends to provide the NYSDEC with reports every two

years displaying compliance with the actions, items and schedules contained in the adopted plan; and be it

FURTHER RESOLVED, that the Planning Unit hereby intends to submit additional modifications to the plan to the NYSDEC for approval whenever there is any substantive deviation from the adopted plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 318-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING OFFICE FOR AGING TO SUBMIT SSI OUTREACH APPLICATION

RESOLVED, that this Legislature does hereby authorize the Office for the Aging to submit a renewal application for SSI Outreach Funds from the NYS Office for the Aging in the amount of \$38,100.00, which shall be 100% reimbursable.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 319-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING TEMPORARY OUTREACH WORKER POSITION IN THE OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby create the position of Temporary Outreach Worker position (Grade 4, Step 1) in the Office for the Aging for the period July 1, 1992 to October 31, 1992; salary for said position to be paid from 100% State funds under the SSI Outreach Program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 320-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM SOLID

WASTE CAPITAL RESERVE FUND

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$10,244.00, (to cover the cost of recycling containers), from the Solid Waste Capital Reserve Fund to the Solid Waste Revenue transfer Account CL5031, to Solid Waste Appropriation Account CL8160.418 Other Contractual.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Bennett, introduced a resolution entitled RESOLUTION REQUIRING COUNTY DEPARTMENTS TO REDUCE OPERATING COSTS. During discussion, it was decided to vote on each of the proposed requirements individually.

No. 1 - Requiring department to reduce County cost of their departments by 2%, with recommendations to the Budget Officer by June 19, 1992.
6 ayes; 1 nay, Legislator Bennett; 0 absent.

No. 2 - Placing a hiring freeze in effect, immediately, with no vacancies, other than those required to meet the minimum hiring standards of the State of New York, or those fully funded by a grant to be filled.
3 ayes; 4 nays, Legislators Billings, Bower, McCarthy and Swiercznski; 0 absent.

No. 3 - Placing an immediate ban on all out-of-county travel requiring an overnight stay, except where mandated for required for training purposes.
2 ayes; 5 nays, Legislators Bennett, Billings, Bower, McCarthy, and Swiercznski; 0 absent.

No. 4 - Placing an immediate ban on all equipment purchases, except in cases of emergency, with Legislature approval.
7 ayes; 0 nays; 0 absent.

No. 5 - All Social Services and Nursing Home Accounts Payable vouchers shall be submitted to Legislature Office once a month, to be audited by the Legislature - the same procedure as followed by other County departments.
7 ayes; 0 nays; 0 absent.

At this point, item No. 2 (hiring freeze, etc.) and item No. 3 (banning out-of-county travel with overnight stays) were eliminated from the proposed resolution, and the following resolution was then voted

upon:

RESOLUTION NO. 321-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REQUIRING COUNTY DEPARTMENTS TO REDUCE OPERATING COSTS

WHEREAS, the County Treasurer/Budget Officer, the Finance Committee and the Chief Administrative Officer have reviewed the current expenditures and revenues to date, of all County Departments; and

WHEREAS, the aforementioned have made a determination that there will be an estimated shortfall of approximately \$600,000.00, due to reductions in State reimbursements and in other revenues received by certain County departments, as well as unexpected expenditures which the County has experienced; and

WHEREAS, this Legislature, in reviewing the expected "shortfall" in the various departments, has determined that the current fiscal conditions require immediate spending reductions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby direct that -

1. All County department heads are hereby directed to review their 1992 budgets as adopted, this date, and prepare recommendations to reduce the County cost of their department by at least two percent (2%); said recommendations to be presented to the Budget Officer no later than June 19, 1992;
2. Effective immediately, a ban is hereby placed on all equipment purchases; except in cases of emergency, when purchases can be made with Legislature approval;
3. All Social Services and Nursing Home Accounts Payable vouchers shall be submitted to the Legislature Office once a month, to be audited by the Legislature - the same procedure as followed by other County Departments;

and be it

FURTHER RESOLVED, that all Department Heads are to make every effort to reduce the overtime of the employees in their departments.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator Billings, introduced a resolution entitled RESOLUTION AUTHORIZING RETENTION OF SPECIAL COUNSEL (because of the McKenna Landfill Site situation). After discussion, Legislator Tuohey tabled the resolution.

RESOLUTION NO. 322-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION TO APPROVE AGREEMENT WITH HARRIS WILCOX AND TO SET UP NEW BUDGET MONIES IN BUILDINGS AND GROUNDS OTHER CONTRACTUAL ACCOUNT RE COUNTY SURPLUS AUCTION

RESOLVED, that this Legislature does hereby approve an agreement with Harris Wilcox to conduct the County's Surplus Property Auction, which was scheduled for May 30, 1992; and be it

FURTHER RESOLVED, that the County Treasurer set up monies in Buildings and Grounds budget accounts to cover the expenses involved in the Surplus Property Auction, as follows:

Revenue Account A2665	\$1350.00
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Buildings & Grounds A1620.418	
Other Contractual	\$1350.00

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 323-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING APPROVAL TO APPLY FOR 50% MATCHING FUNDS GRANT FROM FEDERAL EMERGENCY MANAGERS AGENCY (FEMA) TO BE USED IN THE INSTALLATION OF A PACKET SYSTEM AT THE CD CENTER

RESOLVED, that this Legislature does hereby authorize the Director of the Civil Defense Center to apply for a 50% Matching Funds Grant from FEMA to be used for the installation of a Packet System at the CD Center; total cost for said Packet System is \$10,800, and will enable each County to have a back-up "hard

copy" communications with NY SEMO/RACES via the Emergency Operating Center, thereby making use of the amateur radio frequency (State Packet Network); and be it

FURTHER RESOLVED, that the County's share of the Packet System is \$5,400.00 and will be paid for with \$3,900.00 coming from the funds received through the 1992-93 Kodak Settlement and the remaining \$1,500.00 coming from coaxial cable which was donated to the County and is worth \$1,500.00; and be it

FURTHER RESOLVED, that the remaining \$5,400.00 cost of the Packet System to be paid through the grant, with the funds coming from the Federal Emergency Managers Agency (FEMA).

Adopted. 7 ayes; 0 nays; 0 absent.

The following resolutions were tabled at the May 27th meeting, and removed from the table, to be voted upon:

RESOLUTION NO. 324-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes the payments of claims to be paid from the Capital Project Jail Accounts Payable account as follows:

\$682.00 to MRB Group for the final billing for Jail renovations.

\$1993.00 to Cassidy Mechanical Corp. for the final billing for HVAC and plumbing work for Jail

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski, with second by Legislator Bower, introduced a resolution to authorize the filling of vacancies in the Highway Department. During discussion, Legislator Bennett moved, with second by Legislator Billings, to vote on each request individually. Motion carried.

RESOLUTION NO. 325-692

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Orleans County Highway Department:

One part-time, permanent Typist position
Vote. 3 ayes; 4 nays, Legislators Bennett, Billings McCarthy and Swiercznski; 0 absent.

Two full-time, temporary Laborers
Vote: 3 ayes; 4 nays, Legislators Bennett, Berger, Billings and Tuohey; 0 absent.

Resolution Defeated.

RESOLUTION NO. 326-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT

WHEREAS, there is an amount of \$1700.00 representing seized drug money in the Special reserve Account;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up \$1,700.00 in the Special Investigation Account A3189 and Revenue Account A2625 Drug Seizure.

Adopted. 7 ayes; 0 nays; 0 absent.

The following resolution was added to the agenda, during the first part of the meeting:

RESOLUTION NO. 327-692

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EMERGENCY REPAIR OF CULVERT ON ALBION-EAGLE HARBOR ROAD, IN TOWN OF ALBION

WHEREAS, the culvert on the Albion-Eagle Harbor Road in the Town of Albion, has collapsed, presenting an imminent danger to the public; and

WHEREAS, it is necessary for the Legislature to authorize the emergency repair of the culvert;

NOW, THEREFORE, BE IT RESOLVED, that due to safety considerations and to transportation considerations, this Legislature does hereby consider the collapse of the culvert on Albion-Eagle Harbor Road to be an emergency situation; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to purchase and/or rent the necessary materials and equipment to facilitate the repair to said culvert as quickly as possible; and be it

FURTHER RESOLVED, that monies to pay for said project shall come from the bridge bond.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Bennett, moved to add a resolution to the agenda creating a position in the Department of Social Services. Motion carried. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent.

The following resolution was then voted upon:

RESOLUTION NO. 328-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING TEMPORARY SENIOR CASEWORKER POSITION IN ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES AND AUTHORIZATION TO FILL THE POSITION OF SENIOR CASEWORKER

RESOLVED, that this Legislature does hereby create the position of Temporary Senior Caseworker in the Orleans County Health Department; said position to be in effect from June 1, 1992 to June 20, 1992; and be it

FURTHER RESOLVED, that this Legislature gives the Orleans County Department of Social Services permission to fill the Senior Caseworker vacancy until January 21, 1993.

Defeated. 3 ayes; 4 nays, Legislators Bennett, Berger,

Billings and Tuohey; 0 absent.

Motion by Legislator McCarthy, with second by Legislator Billings, to recess the meeting, subject to recall by the Chairman. Motion carried.

Meeting recessed at 6:45 p.m.

LEGISLATURE MEETING
June 24, 1992

The Chairman called the meeting to order at 5:00 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: May 28th County Planning Board minutes; a notice from the Town of Yates of a public hearing on an ordinance to amend the Town of Yates Zoning Ordinance; a letter sent to CD Director Dick Clark dated June 9 approving the amendment to the County's 1991-92 plan for the Kodak Grant settlement, and another letter to Mr. Clark dated June 12 approving the County's expenditure plan for the 1992-93 Kodak Grant settlement; request from Kludt Brothers in the Town of Kendall to include two parcels of land in the Kendall Agricultural District (Tax Map Nos. 11-1-19.114 and 11-1-8); a letter of acknowledgment from Senator Daly regarding the County's resolution No. 139-392 on income maintenance eligibility requirements for Social Services aid.

Report of Standing Committees: Legislator McCarthy met with the Director of the Health Department, twice to go over budget reductions, and did manage to reduce the Health Department budget 3.7%; met with the Director of Mental Health to go over budget reductions for that department, and noted that the reductions had been submitted to the County Treasurer;

Legislator Billings said he had nothing special to report.

Legislator Bower reported usual committee meetings, and commended Sylvia Baker in the Social Services Department for the good work she is doing in respect to welfare fraud. With reference to the Mobile Work Crew, Mr. Bower suggested to the Board that another such Crew be established. He noted that since the first Work Crew was established, 14 people have been removed from the welfare rolls - 10 quit the project, and gotten employment in the private sector, and 4 have been sanctioned. The County has saved money through the project.

Mr. Bower said he would like to get another Mobile Work Crew started, made up of women who would go around and do cleaning projects. It would require that another Work Experience Crew Leader position be created and placed in the Buildings and Grounds Department,

because of the type of work these people would be performing. The salary for the Work Experience Crew Leader position will be set at an hourly rate of \$8.00. An automobile would also be needed to transport these people.

Mr. Bower told the Board that he would like to go forward with this project, and asked the Board for a consensus. After discussion, the Board agreed to have a resolution for the July 8th meeting creating the second Work Experience Crew Leader position, with authorization to advertise for and permission to fill the newly created position.

Legislator Swiercznski met with his usual departments, going over budgets in reference to the requested 2% budget reduction.

Legislator Bennett reported his usual departmental meetings and informed the Board of the possibility that New York State will transfer the Domestic Violence Program to the Department of Social Services. He will report back to the Board, as soon as something definite is known. Mr. Bennett reported that Sheriff Green has been doing food comparisons regarding cost per inmate per day, with other similar facilities and produced the following figures:

Orleans County	\$3.76/per day/per inmate;
Genesee County	4.12/per day/per inmate;
Livingston County	4.43/per day/per inmate;
Niagara County	5.47/per day/per inmate;
Wyoming County	will have a contract with a daily cost of \$5.00/per inmate.

Mr. Bennett said the Sheriff had checked regarding double bunking of inmates, and had found that the County can double bunk its own inmates, but cannot double bunk inmates from another facility.

Legislator Tuohey attended the Mental Health meeting; attended meetings with the County Treasurer/Budget Officer on June 16th, 17th, 18th, and 19th to discuss budget and finances; attended the County Supervisors' and Legislators' Meeting at the Village Inn, where Assemblyman R. Stephen Hawley was the speaker; met with County Highway Superintendent Donald Cooley and David Albanese; attended the Public Health Board meeting the 23rd and the Nursing Home meeting this morning, the 24th.

Chairman Berger attended the Executive Board meeting of the Genesee/Finger Lakes Planning Council, and the Council's regular meeting, spent time at the Legislature office and attended the Town of Yates

meeting on June 11th; attended the PIC Executive Board meeting in Piffard, and the regular PIC meeting on June 16th; met with the Legislative Committee on Finance and spent time at the Legislature office on June 17th; attended the Intercounty Meeting in Steuben County on June 18th; attended the Solid Waste meeting, and Village of Medina meeting on June 23rd, and attended the Nursing Home Finance meeting this morning, the 24th.

The following resolutions were presented:

Legislator Bower, with second by Legislator Swiercznski, introduced a resolution entitled RESOLUTION AUTHORIZING FILLING OF VACANCY IN DEPARTMENT OF SOCIAL SERVICES. During discussion it was explained that this was a Youth Care Worker position, and was involved in the Cluster Home Program. There are three cluster homes in Orleans County, currently serving a total of seven boys. It was explained that if these cluster homes were not available, then these boys would be placed in a public institution, such as Industry. The cost for institutionalizing these boys is \$100 a day, with 50% of the cost being paid by the County. The County now pays \$20/day to foster parents to care for these children. Normally, in the Cluster Home Program, there is one Coordinator, supervised by the Director of Services; two full time Youth Care Workers and one part-time Youth Care Worker. The Youth Care Worker works with these children after school and on weekends, assisting in study and recreation. There was further discussion on the effectiveness of the program, after which Mr. Neilans, Director of Services, was asked to return to the Board at their next Conference Session, along with Commissioner Hardenbrook, with facts and figures regarding the Cluster Home Program. Legislator Bower tabled the proposed resolution until the July 8th meeting.

RESOLUTION NO. 329-692

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING FILLING OF VACANCY IN PROBATION DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Probation Officer position in the Orleans County Probation Department.

Defeated. 3 ayes; 4 nays, Legislators Billings, McCarthy, Swiercznski and Tuohey; 0 absent.

RESOLUTION NO. 330-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in accordance with staffing mandates, in the Orleans County Nursing Home:

One part-time LPN position
One part-time Institutional Aide

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 331-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING OFFICE FOR THE AGING TO APPLY FOR TITLE V EMPLOYMENT PROGRAM

RESOLVED, that this Legislature authorizes the Orleans County Office for the Aging to apply to the NYS Office for the Aging for funding under the Title V Senior Community Services Employment Program, which provides \$28833.00 to provide training and job experience for five (5) slots of age 55 and over employment; said program to run from July 1, 1992 to June 30, 1993 at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 332-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AMENDMENT TO 1992 TRANSPORTATION SERVICE CONTRACT BETWEEN OFFICE FOR THE AGING AND ORLEANS COMMUNITY ACTION COMMITTEE, INC.

RESOLVED, that this Legislature does hereby approve an amendment to the 1992 contract between the Orleans County Office for the Aging and Orleans Community Action Committee, Inc. for the provision of transportation services to persons age 60 and over,

reducing the annual payment by the County from \$36,500 to \$32,500 and reducing the service provided by Community Action from 5 days per week to 4.5 days per week.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 333-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes payment of \$7,200.00 to Safety Road Materials Co., Inc. of Goshen, New York for the purchase of 6000' of used guide rail; to be paid from the Bridges Account, H5120.2.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 334-692

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENT FOR THE DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature does hereby approve the following agreement between the County and the following student to the Department of Mental Health as follows:

Amy Cirillo, as a Clinical Psychologist student intern for 21 hours per week, for the time period of June 29, 1992 to August 1, 1993.

Defeated. 1 aye; 6 nays, Legislators Bennett, Berger, Billings, McCarthy, Swiercznski, Tuohey; 0 absent.

RESOLUTION NO. 335-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE TO EXECUTE AGREEMENT WITH THE VILLAGE OF

MEDINA REGARDING THE 1992 VILLAGE IN REM TAX
FORECLOSURE PROCEEDINGS

WHEREAS, the County of Orleans has tax liens against parcels of real property that are subject to the 1992 In Rem Tax Foreclosure Proceedings; and

WHEREAS, it is desirable to resolve this matter in the usual manner by the execution of an Agreement between the County of Orleans and the Village of Medina, agreeing to protect the County's interest in the respective parcels when ownership of the parcels is transferred to the Village in such proceeding;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is authorized to execute the agreement between the County of Orleans and the Village of Medina relative to the 1992 In Rem Tax Foreclosure Proceeding regarding the parcels of real estate upon which both the County and the Village has tax liens.

Adopted. 7 ayes; 0 nays ;0 absent.

RESOLUTION NO. 336-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING APPOINTMENTS TO THE
GENESEE-LIVINGSTON-ORLEANS-WYOMING (G.L.O.W.) PRIVATE
INDUSTRY COUNCIL

WHEREAS, the Chief Elected Official of Genesee, Livingston, Orleans and Wyoming counties have the responsibility of appointing members to the Private Industry Council; and

WHEREAS, the Chairman of this Legislature has identified two seats on the council representing Orleans County, that need to be refilled;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Chairman's appointments to the G.L.O.W. Private Industry Council as follows:

Joseph C. Hamm to be reappointed to a three year term from July 1, 1992 through June 30, 1995; and

James F. Scharping to fill the unexpired term of Charles Pulley, through June 30, 1993.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 337-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING MAXIMUM OF TEN DAYS UNPAID LEAVE
FOR COUNTY EMPLOYEES WITH CERTAIN RESTRICTIONS

WHEREAS, this Legislature is considering ways to further reduce County expenditures for the remainder of 1992; and

WHEREAS, the proposal has been made that the Legislature allow County employees to take unpaid leave, for up to a maximum of ten days, without losing the ability to continue to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and

WHEREAS, said leave is to be granted at the discretion of the department head;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a maximum of ten days unpaid leave for County employees, without said employees losing their ability to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and be it

FURTHER RESOLVED, that this authorization for unpaid leave shall terminate December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion on the previous resolution, Legislator Bower commented that the County did not save as much as it could have, because it (the resolution authorizing unpaid leave) was not adopted early enough in the year, when more people might want to take advantage of it. Mr. Dudek said that three people did take time off last year, when this proposal was offered. Mr. Dudek said he had spoken with the Union, and they are willing to agree the resolution.

RESOLUTION NO. 338-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ADOPTING SEXUAL HARASSMENT POLICY

RESOLVED, that this Legislature adopts the following, as the official "Sexual Harassment Policy for Orleans County":

COUNTY OF ORLEANS
SEXUAL HARASSMENT POLICY

BACKGROUND

Orleans County believes in the dignity of the individual and recognizes the rights of all people to equal opportunities. In this regard, the County has had a long-standing policy of protecting and safeguarding the rights and opportunities of all people to seek, obtain, and hold employment without subjugation to sexual harassment or discrimination of any kind in the workplace.

POLICY

As with discrimination involving race, sex, color religion, age, sexual orientation, disability, and national origin, Orleans County also prohibits sex discrimination, including sexual harassment of its employees in any form. The County will take all steps necessary to prevent and stop the occurrence of sexual harassment in the workplace.

1. This policy applies to all County employees and all personnel in a contractual relationship with the County. Depending on the extent of the County's exercise of control, this policy may be applied to the conduct of non-County employees with respect to sexual harassment of County employees in the workplace.
2. This sexual harassment policy includes, but is not limited to, inappropriate forms of behavior described by the Equal Employment Opportunity Commission which are detailed on pages 2 & 3 herein under the Definition of Sexual Harassment.
3. All Elected Officials, Department Heads and supervisory personnel are responsible for ensuring a work environment free from unsolicited, unwelcome and intimidating sexual overtures.

Supervisors must take immediate and appropriate corrective action, when instances of sexual harassment come to their attention, to assure compliance with this policy.

4. Any employee who is found to have committed an act of sexual harassment may be subject to disciplinary action as provided by County

operating procedures and may include termination. Additionally, retaliation against any employee who has filed a sex discrimination or sexual harassment complaint is illegal and may result in disciplinary action.

Intimidation, coercion, threats, reprisal or discrimination against any employee for complaining about harassment, as described in this policy, is prohibited.

5. All employees will be held responsible and accountable for avoiding or eliminating the prohibited conduct. Employees are to be encouraged to report violations of this policy to their supervisor and/or to the Personnel Office.

All County employees are encouraged to take the time to familiarize themselves with this policy and its procedures.

DEFINITION OF SEXUAL HARASSMENT

1. Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when:

- A. Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment;

-OR-

- B. Submission to or rejection of such conduct by an individual is used as the basis for employment decisions, such as promotion, transfer, or termination, affecting such individual;

-OR-

- C. Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment.

2. Sexual harassment refers to behavior that is not welcome, that is personally offensive, that fails to respect the rights of others, that lowers morale and that, therefore, interferes with an employee's work performance and effectiveness or creates an intimidating, hostile or offensive working environment.

Specific forms of behavior that Orleans County

considers sexual harassment include, but are not limited to, the following:

- A. VERBAL:
Abusive verbal language related to an employee's sex, including sexual innuendos, slurs, suggestive or derogatory or insulting comments or sounds, whistling, jokes of a sexual nature, sexual propositions and threats.

Sexually oriented comments about an employee's body that are unwelcome and/or unreasonably interfere with an employee's work performance or create an intimidating, hostile, or offensive working environment.

Any sexual advance that is unwelcome or any demand for sexual favors.

- B. NON-VERBAL:

Abusive written language, showing or displaying pornographic or sexually explicit objects or pictures, graphic commentaries, leering, or obscene gestures in the workplace such that it unreasonably interferes with an employee's work performance or creates an intimidating, hostile, or offensive working environment.

- C. PHYSICAL:

Unwelcomed physical contact, including touching, petting, pinching, coerced sexual intercourse, assault or persistent brushing up against a person's body.

PROCEDURE

1. Employees are encouraged to report incidents of sexual harassment to their supervisor as soon as possible after their occurrence.

All supervisors are responsible for immediately informing the Personnel Office when violations of this policy come to their attention.

NOTE: If the employee's supervisor is believed to be involved in the incident, the report should be made directly to the Personnel Office.

2. If an employee believes he/she has been sexually harassed and would like to obtain guidance as to how to proceed in filing a complaint, that

employee should contact the Personnel Office for an appointment.

3. Employees may file complaints of sex discrimination or sexual harassment with the Personnel Office. Assistance with filling out the complaint form is available from the Personnel Office.
4. All complaints will be handled in a timely and confidential manner. In no event will information concerning a complaint be released by the County to third parties or to anyone within County employment who is not directly involved in the investigation.
5. Investigation of a complaint will normally include conferring with the parties involved and any named or apparent witnesses. The particular facts of the allegation will be examined individually, with a review of the nature of the behavior and the context in which the incident(s) occurred.

No action will be taken without the concurrence of the employee, and confidentiality will be maintained throughout the investigatory process.

The Personnel Office will also investigate cases in which a supervisor requests or requires assistance.

6. Employees who believe they have been unjustly charged with sexual harassment will be afforded every opportunity to offer and present information in their defense. Such information will be confidential.
7. Any employee who participates in this procedure may do so without fear of retaliation. Retaliation against any employee who has filed a sex discrimination or sexual harassment complaint is illegal and may result in disciplinary action.
8. An employee who is found to have committed an act of sexual harassment may be subject to disciplinary action as provided by County operating procedures and may include termination.
9. Nothing in this policy should be construed as in any way limiting employee's rights to utilize the grievance procedure, or to file a complaint with the NYS Division of Human Rights or the U.S. Equal Employment Opportunity Commission, or to take any legal action which they may deem advisable.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 339-692

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING BIDDING FOR TRANSPORTATION SERVICES FOR THE PRESCHOOL HANDICAPPED CHILDREN'S PROGRAM

WHEREAS, the Orleans County Preschool Handicapped Children's Program is required to provide transportation services to children attending the program; and

WHEREAS, children will be attending programs at Monroe-Orleans BOCES, Orleans-Niagara BOCES, and ARC Rainbow Preschool and, therefore will require transportation services; and

WHEREAS, contracts for transportation services must be put out for bidding;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the bidding for transportation services for the Orleans County Preschool Handicapped Children's Program.

Adopted. 7 ayes; 0 nays ;0 absent.

During discussion on the previous resolution, Legislator McCarthy said he had spoken with Mrs. Covell and asked that she include National Ambulance, since they are now providing this type of service.

Legislator McCarthy withdrew the resolution entitled RESOLUTION APPROVING A CONTRACT BETWEEN RAINBOW PRESCHOOL AND ORLEANS COUNTY FOR ITINERANT SERVICES FOR HANDICAPPED PRESCHOOL CHILDREN from the agenda.

The Chairman recessed the meeting at 6:05 p.m. and reconvened the meeting at 6:06 p.m.

RESOLUTION NO. 340-692

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING A CONTRACT BETWEEN MONROE/ORLEANS
BOCES NO. 2 AND ORLEANS COUNTY FOR ITINERANT SERVICES
FOR HANDICAPPED PRESCHOOL CHILDREN

WHEREAS, Section 4410 of the New York State Education Law requires New York State Counties to designate providers of itinerant related services to handicapped preschool children;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Monroe/Orleans BOCES NO. 2 and Orleans County, for the delivery of itinerant services, consisting of occupational therapy, physical therapy and speech therapy. Said Contract shall take effect on 01 July 1992 and terminate on 30 June 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 341-692

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING A CONTRACT BETWEEN RAINBOW
PRESCHOOL AND ORLEANS COUNTY FOR THE PROVISION OF
SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING
CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between Rainbow Preschool and Orleans County for services to preschool children with handicapping conditions. Said Contract to take effect on 01 July 1992 and terminate on 30 June 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the previous resolution, Legislator Swiercznski protested the adoption of these resolutions, along with the remaining PHC Ed Program resolutions on the agenda, saying "we might want to set rates ourselves rather than go with the Medicaid rate. You are giving them a blank check."

RESOLUTION NO. 342-692

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO RESCIND RESOLUTIONS NO. 340-692 AND NO. 341-692 RE CONTRACTS WITH PROVIDERS FOR HANDICAPPED PRESCHOOL CHILDREN

WHEREAS, more information is needed regarding Resolutions No. 340-692 and No. 341-692 pertaining to rates being charged by these providers;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby rescind-

1. Resolution No. 340-692 approving a contract with Monroe/Orleans BOCES No. 2 for Itinerant Services for Handicapped Preschool Children; and
2. Resolution No. 341-692 approving a contract with Rainbow Preschool to provide services to Preschool Children with Handicapping Conditions.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski tabled the next resolution on the agenda entitled RESOLUTION APPROVING A CONTRACT BETWEEN MONROE/ORLEANS BOCES NO. 2 AND ORLEANS COUNTY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS.

Legislator McCarthy withdrew the next two resolutions entitled -

1. Resolution Approving a Contract between Niagara/Orleans BOCES, Project SASH and Orleans County for the Provision of Services to Preschool Children with Handicapping Conditions;
2. Resolution Approving a Contract Between United Cerebral Palsy, and Orleans County for the Provision of Services to Preschool Children with Handicapping Conditions.

The Director of the Health Department will attend the next Conference Session with more information on rates for the PHC ED Program.

RESOLUTION NO. 343-692

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN THE HEALTH DEPARTMENT

WHEREAS, the County Health Department received a "5-A-Day Award, from the State Health Department, in the amount of \$4,999, for the purpose of improving the nutrition of the residents of Orleans County; and

WHEREAS, \$4,999 was added to the 1992 Health Department Budget, for the aforementioned purpose;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the purchase of a Cholesterol Screening Machine, for the County Health Department, at a cost not to exceed \$1,000.00, to be paid out of 4010.220, Health Department Office Equipment, at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 344-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN OFFICE FOR THE AGING

RESOLVED, that this Legislature hereby authorizes the purchase of two (2) bookshelves by the Office for the Aging, for the sum of \$450.50, with said purchase to be charged to the SSI Outreach grant, which is 100% reimbursable.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 345-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF A VACANCY IN THE OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby authorize the filling of a vacant Outreach Worker position, which is 100% reimbursable under the SSI Outreach funding, in the Office for the Aging; said position to be filled for as long as funds are available through the SSI Outreach Funding Program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 346-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF YATES

RESOLVED, that this Legislature sell and convey unto Kasmer F. and June I. Wisniewski, Jr. (Cherry) 1766 Marshall Rd., Lyndonville, N.Y. 14098, for the sum of \$20,001.99 for Parcel No. 126, Tax Map No. 24.001-53.11 (\$8,758.79) and for Parcel No. 127, Tax Map No. 24.00-1-55 (\$11,243.20), which includes the 1992 taxes, of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 77, being formerly assessed to Kasmer F. and June I. Cherry (Wisniewski), 1766 Marshall Rd., Lyndonville, N.Y. 14098, bounded and described as follows:

1. TAX MAP NO. 24.00-1-53.11, PARCEL NO. 126
In the Town of Yates, Orleans County, New York, being known as L15, T16, R4, 1806 Marshall Road, 14.30 acres;
2. TAX MAP NO. 24.00-1-55, PARCEL NO. 127
In the Town of Yates, Orleans County, New York being known as L15, T16, R4, 1766 Marshall Road, 28.20 acres;

and be it

FURTHER RESOLVED that the County Treasurer is hereby authorized to make and deliver deeds, therefore, to the said purchaser upon payment of the aforementioned purchase price.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 347-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING GOVERNOR'S INITIATIVE FOR VOLUNTEERING EXCELLENCE (G.I.V.E.) GRANT APPLICATION

FOR ORLEANS COUNTY YOUTH BUREAU

RESOLVED, that this Legislature does hereby authorize the Director of the Orleans County Youth Bureau to apply for a G.I.V.E. Grant application in the amount of \$50,000.00; said grant consists of federal monies which are "funneled" through the State to the Counties.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 348-692

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 7385 through 7542 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski moved to table the next resolution entitled RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS DEPARTMENT TO PROCEED WITH CONNECTION OF NEW WATER LINE TO COUNTY ADMINISTRATION BUILDING.

Legislator McCarthy, with second by Legislator Bower, moved to waive the rules, and add the following resolutions to the agenda. Motion carried.

RESOLUTION NO. 349-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING RETENTION OF SPECIAL COUNSEL

WHEREAS, the County of Orleans has been notified by NYS DEC that NYS DEC regards the County of Orleans as a potentially liable party for the investigation remediation of the McKenna Landfill Site; and

WHEREAS, the County of Orleans has notified its insurance carrier of the NYS DEC Notice and the Hartford is unable to make a determination at this time as to whether the County is entitled to any rights or coverage in connection with the site, including the matter of providing special counsel; and

WHEREAS, it is necessary to retain special counsel for the County of Orleans immediately in order to timely respond to the assertions of the NYS DEC and protect the interests of Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that Harris, Beach and Wilcox, Attorneys at Law, be retained as special counsel to the County of Orleans in the matter of NYS DEC actions for remediation concerning the McKenna Landfill Site and that execution of a retainer agreement between the County of Orleans and Harris, Beach and Wilcox, Attorneys at Law, is hereby authorized; cost for said agreement not to exceed \$50,000.00; and be it

FURTHER RESOLVED, that this is being done in accordance with the intentions of the County Legislature to recover County costs from responsible Third Parties.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 350-692

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING TRAVEL AND TRAINING FOR DIRECTOR OF VETERANS SERVICE AGENCY

WHEREAS, it is mandatory that the Director of the Veterans Service Agency receive certain training, as part of his position of Director of said Agency; and

WHEREAS, this training is being offered at the DSO School in Indianapolis, Indiana during the time period of July 29 through August 1, 1992 at a lesser cost than the same training being offered by the Veterans Service Agency Officer later in the year;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby approve and authorize the Director of the Orleans County Veterans Service Agency to attend the DSO School in Indianapolis, Indiana.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 351-692

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Mary Lou Kennedy, 4446 Hulberton Road, Holley, New York 14470, for the sum of \$8,169.06, which includes the 1988, 1989 and 1992 taxes, as well as the 1992 Recycling fee, Parcel No. 56, Tax Map No. 98.00-1-4 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 77, being formerly assessed to Mary Lou Kennedy, 4446 Hulberton Road, Holley, New York 14470, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L156, T3, 4446 Hulberton Road, 195.00 x 275.00'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 352-692

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING MEMORANDUM OF AGREEMENT WITH C.S.E.A. DATED JUNE 30, 1992

BE IT RESOLVED, that this Legislature does hereby authorize the Chairman of the Legislature to sign a Memorandum of Agreement with C.S.E.A. dated June 30, 1992.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Tuohey explained to the Board that it was time for the County Clerk to renew leases with the abstract companies who work in her office. Last year the lease was \$1400.00. Mrs. Tuohey said that she and Legislator McCarthy were thinking of raising it to \$1500.00 per year. There was discussion on the matter, and the following schedule was decided upon:

The lease will be renewed for two and a half years (2-1/2 yrs.), to expire December 31, 1994. With the fees to be -

1992 - 1993	\$1500.00
1993 - 1994	1600.00.

The Board agreed on the term of the lease, as well as the fees to be charged.

County Attorney David Schubel spoke to the Board regarding the policy recently adopted, where he and the Chief Administrative Officer have to review all bid specifications. Mr. Schubel suggested that the policy be changed, so that a "sign off" slip is attached to the specifications, so that the Department Head "signs off" on the specifications. The Department Head then forwards them to the Chief Administrative Officer, who checks through the specifications and "signs off". The specifications are then forwarded to the County Attorney who checks them from the legal viewpoint. The Board was asked to consider such a change.

Chairman Berger stated that in answer to inquiries he had received as the duties of the Clerk and Staff, the Clerk had prepared a memo stating job duties, and copies of same were on the desk of each Legislator.

Legislator McCarthy, with second by Legislator Swiercznski, moved to adjourn. Motion carried.

Meeting adjourned at 6:30 p.m.

LEGISLATURE MEETING

July 8, 1992

Chairman Berger called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Notice of the July 16th meeting of the Intercounty Association to be held in Penn Yan at Sarrasin's Restaurant, beginning at 9:30 a.m.; announced that the Soil and Water Meeting minutes for June 9th were on file in the Clerk's office; announced that the NYSAC Fall Conference will be held in Rochester, New York September 20 - 23, 1992;

Read a letter of acknowledgment from Assemblyman Hawley re the County's resolution opposing New York State's proposed fee per month to be charge for all paging devices; a thank you letter from Sheila Foote, Co-chairman of the Albion Strawberry Festival, thanking the Board for the use of Court House Square; a letter from Ridgeway Town Clerk stating that the Town of Ridgeway would like to have input on the County's proposed new radio system;

Announced that Local Law No. 2 of 1992 had been filed with the NYS Department of State as of June 17, 1992; announced that the GLOW Region Solid Waste Management Committee Financial Statements, for 1991 were on file in the Clerk's office; announced that the Town of Oakfield would be hold a public hearing on a proposal to amend their Zoning Ordinance; announced that a public disclosure letter had been received from D. Michael Murray, Esq.; announced that two letters had been from the Kludt Brothers, Inc. and Clara Cliff requesting that two parcels of property from each landowner be included in Orleans Agricultural Ag District No. 3 (Kendall Ag District).

At this time Legislator Bennett introduced two proposed local laws:

1. A Local Law authorizing the Orleans County Probation Department, when ordered to conduct an investigation under the Family Court Act, to be entitled to a fee of not less than fifty dollars (\$50.00) and not more than five hundred dollars (\$500.00) from the parties in such proceeding;
2. A Local Law requiring individuals currently

serving or who shall be sentenced to a period of probation upon conviction of any crime under Article 31 of the Vehicle and Traffic Law to pay to the Orleans County Probation Department an Administrative Fee.

Legislator Bennett said that a date for a public hearing would be set by resolution at the next Legislature meeting.

Report of Standing Committees: Legislator Tuohey reported regular meetings, as well as attending the E911 Meeting at the Sheriff's Department on Thursday, July 2nd; also Mrs. Tuohey held a Finance Committee Meeting with the Sheriff and District Attorney.

Legislator Bennett attended the County Planning Board meeting, as well as met with his usual departmental committees;

Legislator Swiercznski attended regular meetings with the Highway and Buildings and Grounds Departments, as well as attending the committee meetings he has in common with Legislator Bower.

Legislator McCarthy attended Public Health and Mental Health meetings, and the Finance Committee meeting along with Mrs. Tuohey. Mr. McCarthy said that a Blood Bank will be held Wednesday, July 29th at the County Administration Building. A resolution will be adopted at the next Legislature meeting to authorize the use of the County Administration Building.

Legislator Bower reported attending his usual committee meetings with Legislator Swiercznski. Mr. Bower also handed out a report showing the work projects Mobile Work Crew No. 1 had been involved with, and noted that most projects have been completed.

Legislator Billings noted his usual committee meetings.

Chairman Berger attended a GLOW Meeting at GCC on June 25th; visited the CD Center to look over the problem there, met with Buildings and Grounds, visited the Legislature Office, stopped at the Highway Department and visited the County Administration Building and attended a Water Quality Meeting on June 26th; July 2nd attended a GLOW Meeting on finances in Batavia; July 6th attended the RC&D Organization Meeting, and visited the Legislature Office, and the Highway Department; attended the Town of Ridgeway meeting on July 7th; attended the 800 Megahertz Bid Opening on July 8th, also attended the Safety Committee Meeting, and the Finance Committee meeting with the

Sheriff and District Attorney.

The following resolutions were presented:

RESOLUTION NO. 353-792

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS IN
BUILDINGS AND GROUNDS DEPARTMENT CAPITAL RESERVE

WHEREAS, Resolution No. 102-292, adopted February 14, 1992, authorized the Buildings and Grounds Department to spend up to \$3,000.00 for Architectural Conditions Reports, which were necessary to be in compliance for the Grant Application for the restoration of the Court Room; and

WHEREAS, \$600.00 was the actual costs for these reports, and was paid from the Buildings and Grounds Department Other Contractual Account A1620.418;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to reimburse the sum of \$600.00 from the Buildings and Grounds Capital Reserve Account to Buildings and Grounds Other Contractual Account A1620.418 to cover the expense of the aforementioned Architectural Conditions Reports.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 354-792

By Legislators Swiercznski and Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING SECOND MOBILE WORK CREW AND
CREATING POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, the plan of action presented by the Job Development Agency and Department of Social Services on February 19, 1992, to increase the number of public assistance recipients the County has in Work Relief has proven successful, with one Work Experience Crew Leader and Mobile Work Crew operating from the County Highway Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the creation of a

second Mobile Work Crew to perform needed cleaning projects throughout the County; and be it

FURTHER RESOLVED, that this second Mobile Work Crew shall be located in the Buildings and Grounds Department, due to the nature of the work the Crew will be performing; and be it

FURTHER RESOLVED, that this Legislature does hereby create one (1) Temporary Head Cleaner position in the Orleans County Buildings and Grounds Department to supervise the second Mobile Work Crew, with the salary for said position to be set at the hourly rate of \$6.97; said position to be in effect on or about July 20th through December 31, 1992; and be it

FURTHER RESOLVED, that advertisement for said position can commence immediately, with vacancy to be filled as soon as interviews are completed, and a suitable candidate is selected.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 355-792

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT PART-TIME YOUTH CARE WORKER IN SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislator does hereby authorize the Commissioner of Social Services to fill the vacant Part-time Youth Care Worker in said Department.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Tuohey; 0 absent.

RESOLUTION NO. 356-792

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 7553 through 7666 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 357-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING THE AGREEMENT BETWEEN RAINBOW PRESCHOOL AND THE COUNTY HEALTH DEPARTMENT FOR OCCUPATIONAL THERAPY SERVICES

RESOLVED, that this Legislature does hereby approve an Agreement between Rainbow Preschool and the County Health Department Home Health Agency for Occupational Therapy Services, at a cost of \$45.57 per visit, to be reimbursed through Medicare, Medicaid, other Third Party Insurances and Self-Pay; said agreement to be in effect for the remainder of 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 358-792

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING CAPITAL PROJECT PAYMENT TO IVERSEN CONSTRUCTION FOR JAIL RECONSTRUCTION PROJECT

WHEREAS, a letter was sent to MRB Group, attention Mr. Mark Kukuvka, regarding floor tiles that need to be repaired, as part of the Jail Reconstruction Project, due to negligence on the part of Iversen Construction Corporation's sub-contractor; and

WHEREAS, the County has received an invoice from Iversen requesting final payment for their contract on the Jail Reconstruction Project, totalling \$8,568.35;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the "retainage" of \$4,000.00 from this final payment, and, instead,

authorizes the payment of \$4,568.35 to Iversen Construction Corporation, with the "retainage" to be paid to Iversen Construction Corporation when the additional repairs to the floor tiles have been satisfactorily completed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 359-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REFERRING ORLEANS AGRICULTURAL DISTRICT NO. 3 (ALSO KNOWN AS THE KENDALL AGRICULTURAL DISTRICT) TO THE ORLEANS COUNTY PLANNING BOARD AND THE ORLEANS COUNTY AGRICULTURAL DISTRICTING ADVISORY COMMITTEE FOR EIGHT-YEAR REVIEW

WHEREAS, the thirty-day public review period for the eighth-year review of Orleans Agricultural District No. 3 (also known as the Kendall Ag District) has expired; and

WHEREAS, requests for modification of said District have been received;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby refer Orleans Agricultural District No. 3 (also known as the Kendall Ag District), together with the modification requests, to the Orleans County Planning Board and Orleans County Agricultural Districting Advisory Committee for their review and recommendations.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 360-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING LEASE AGREEMENTS BETWEEN THE COUNTY AND VARIOUS ABSTRACT COMPANIES

BE IT RESOLVED, that this Legislature does hereby approve lease agreements between the County and the following abstracts companies who lease space in the County Clerk's office:

1. Genesee Country Abstract Company;

2. Canal Country Abstract Corporation;
3. Crossroads Abstract Corporation;

and be it

FURTHER RESOLVED, that the lease agreements shall cover the remainder of the year 1992, and the calendar years 1993 and 1994, at the following rates:

1. July 1, 1992 - December 31, 1992...\$ 700.00;
2. Calendar Year 1993..... \$1,500.00;
3. Calendar year 1994..... \$1,600.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 361-792

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT POSITIONS IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the filling of -

(1) one permanent part-time Institutional Aide position at the County Nursing Home;

(1) one permanent full time Senior Laundry Worker position at the County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 362-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CARLTON

RESOLVED, that this Legislature sell and convey unto Fred Ciccoline, 15139 E. Jones Beach Drive, Kent, New York 14477, for the sum of \$1,068.96, which includes the 1988, 1991 and 1992 taxes, Parcel No. 45, Tax Map No. 8.10-1-47 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of

Orleans dated December 13, 1992 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 77, being formerly assessed to Fred Ciccoline, 15139 E. Jones Beach Drive, Kent, New York 14477, bounded and described as follows: In the Town of Carlton, Orleans County, New York, being known as L2, T16, R1, Lot 14, E. Jones Beach Drive 80.00 x 200'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 363-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF SHELBY

RESOLVED, that this Legislature sell and convey unto Louis and Barbara Minervino, 4200 Salt Road, Medina, New York 14103, for the sum of \$16,418.96, which includes the 1988 through 1992 taxes, as well as the 1992 Recycling fee, Parcel No. 111, Tax Map No. 79.00-3-39.1 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1992 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 79, being formerly assessed to Louis and Barbara Minervino, 4200 Salt Road, Medina, New York 14103, bounded and described as follows: In the Town of Shelby, Orleans County, New York, being known as L19, T14, R4, 4200 Salt Road, 3.10 acres; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 364-792

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF'S DEPARTMENT AND THE ONEIDA COUNTY SHERIFF'S DEPARTMENT FOR SECURITY SERVICES AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER AT MARCY

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Sheriff's Department and the Oneida County Sheriff's Department for Security Services at the Central New York Psychiatric Center at Marcy for mentally ill inmates; said agreement shall be effective for the calendar year 1992, to be renewed by mutual consent of both parties for additional one (1) year periods, at a cost of \$110.00 per day per inmate.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 365-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE AGREEMENT BETWEEN TIM PULVER AND THE COUNTY HEALTH DEPARTMENT FOR OCCUPATIONAL THERAPY SERVICES

RESOLVED, that this Legislature does hereby approve an Agreement between Tim Pulver and the County Health Department for Occupational Therapy Services for the County Health Department Home Health Agency at a cost of \$35.00 per visit; cost to be reimbursed through Medicare, Medicaid, other Third Party Insurances or Self Pay.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 366-792

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING POSITION IN JOB DEVELOPMENT AGENCY

WHEREAS, the Job Development Agency has received a supplemental Summer Youth Employment Program allocation; and

WHEREAS, this allocation is to be used to serve additional disadvantaged youth; and

WHEREAS, the Job Development Agency wishes to assist more students with special needs; and

WHEREAS, there is no cost to the County;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby create a Temporary Employment and Training Counselor position to oversee a group of handicapped students to work on a beautification project for the period of July 20, 1992 through August 28, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 367-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM SOLID WASTE CAPITAL RESERVE FUND

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$6,148.00 from the Solid Waste Capital Reserve and set up in the Solid Waste Fund Revenue transfer Account CL5031 to Appropriation Account CL8160.418 Other Contractual to cover the expense of recycling containers delivered to the County during April.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 368-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreement between the County and the following student intern to the Mental Health Department:

Amy Cirillo, as a Clinical Psychologist student intern for an average of 21 hours per week, commencing July 9, 1992 through August 31, 1993; salary for said time period to be \$11,666.48, payable in twice monthly installments of \$416.66 each with County cost for said agreement to be \$5,833.24.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 369-792

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO PAY CAPITAL PROJECT CLAIM RE BUTTS ROAD BRIDGE PROJECT

RESOLVED, that this Legislature does hereby authorize the payment of \$5,023.00 to Keeler Construction Co., Inc. for Cat Hoe Rental for work on the Butts Road Bridge project; said payment to be made from Capital Project Account H5120.2.

Adopted. 7 ayes; 0 nays; 0 absent.

The following resolutions were tabled at the June 24th Legislature meeting, to be considered at this time.

RESOLUTION NO. 370-792

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCY IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature authorizes the filling of a vacant Youth Care Worker position in the Department of Social Services.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Tuohey; 0 absent.

RESOLUTION NO. 371-792

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR STOP DWI

RESOLVED, that this Legislature authorizes the purchase of a 486-33 Computer System at a cost of \$2302.65, to be purchased out of DWI Office Equipment account 3315.220; said computer system is for use in the Office of the District Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution entitled RESOLUTION APPROVING A CONTRACT BETWEEN MONROE/ORLEANS BOCES NO. 2 AND ORLEANS COUNTY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS was withdrawn from the agenda by Legislator McCarthy.

Legislator Swiercznski, requested that the resolution entitled RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS DEPARTMENT TO PROCEED WITH CONNECTION OF NEW WATER LINE TO COUNTY ADMINISTRATION BUILDING remain tabled.

The following resolutions were added to the agenda during the conference session, to be considered at this meeting:

RESOLUTION NO. 372-792

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PURCHASE FOR BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, Resolution No. 321-692, Item No. 2, authorized equipment purchases only in cases of emergency, and then only with approval of the Legislature;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the purchase of the following equipment:

1. Safety harness;
2. Rope;
3. Shock Absorbing Lanyard;
4. Metal Snaphooks;

for a total cost of \$414.00; said amount to be paid from Buildings and Grounds Account A1620.251 Safety Equipment.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 373-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY TREASURER TO REDUCE THE COUNTY BUDGET ACCORDING TO THE 2% REDUCTIONS SUBMITTED

BY THE VARIOUS COUNTY DEPARTMENTS

BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to reduce the 1992 County Budget according to the 2% budget reductions as listed on the attachment, and as submitted by the various County departments.

Adopted. 7 ayes; 0 nays; 0 absent.

BUDGET ADJUSTMENTS AS PER RESOLUTION #321-692						
DEPT. NO.	DEPARTMENT	REDUCE APPROPRIATION		ADJUST REVENUE		REDUCE
		NO.	AMT.	NO.	AMT.	COUNTY COST
1010	Legislature	.418	1,000			
		.461	54			
		.462	1,048			
		.463	138			2,240
1020	Chief Adm. Officer	.100	896			
		.462	236			
		.463	45			
		.481	45			1,222
1040	Clerk of Legislature	.411	721			
		.433	518			
		.462	500			1,739
1165	District Attorney	?	2,691*			2,691
1170	Public Defender	.418	2,445			2,445
1325	County Treasurer	.418	2,251			
		.456	1,000			
		.462	375			
		.465	320			3,946
1340	Budget Officer	.456	18			
		.462	300			318
1355	Real Property Tax	.220	1,334			1,334
1410	County Clerk	.210	275			
		.220	80			
		.418	254			
		.454	400			1,009
1420	County Attorney	.411	230			
		.421	231			
		.441	231			
		.461	231			923
1430	Personnel	.100	210			
		.411	100			
		.418	383			
		.441	698			
		.462	300			1,691
1450	Board of Elections	.220	1,000			
		.411	500			
		.418	533			2,033

DEPT. NO.	DEPARTMENT	REDUCE APPROPRIATION		ADJUST REVENUE		REDUCE
		NO.	AMT.	NO.	AMT.	COUNTY COST
1460	Records Management	.462	102			102
1620	Buildings & Grounds	.100	3,645			3,645
1680	Data Processing	.461	32			
		.462	250			282
3110	Sheriff	.100	31,947			
		.418	4,000	A3315	21,298	14,649
		?	8,013**			8,013
3140	Probation	.100	4,785	A3310	3,395	
		.200	700			
		.462	3,000			
		.563	1,500			6,590
3150	Jail	.250	500			
		.418	8,200			
		.423	500			
		.424	108			
		.427	300			9,608
3510	Control of Animals	.250	386			386
3640	Civil Defense	.418	1,590			1,590
4010	Public Health	.100	8,848	A3401	3,539	5,309
4310	Mental Health	.210	100			
		.220	1,558			
		.250	376			
		.418	400	A3490	1,217	1,217
6010	Social Services Adm.	.210	1,619	A4610	20,264	
		.220	3,707			
		.250	6,720	A4611	2,193	
		.100	20,000			
		.461	9,500			
		.462	5,000	A3610	10,435	
	Social Serv. Programs	A6070	25,000	A3611	1,828	
		A6140	135,000	A3640	67,500	
		A6123	10,000	A3623	5,000	109,326
6510	Veterans	.441	240			
		.462	200			
		.465	650			
		.481	10	A3710	473	627
6410	Tourism	.412	228			
		.421	1,000			1,228
6610	Weights & Measures	.250	60			
		.251	130			
		.461	17			
		.462	270			477
6772	Office for the Aging	.462	785			785
7312	Youth	.418	399			399
7510	Historian	.421	110			110
8020	Planning	.411	1,000			
		.418	1,500			
		.462	1,023			3,523
TOTAL GENERAL FUND						189,457

HIGHWAY - MACHINERY FUND

DMS130.240	30,032	30,032
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Nursing Home - No County Cost

*General Fund - County Cost of \$189,457 transfer to A1990.418 (Contingent Fund)

*Machinery Fund - County Cost of \$30,082 transfer to D1990.418 (Contingent Fund)

RESOLUTION NO. 374-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING GUIDELINES FOR THE 1993 COUNTY BUDGET

RESOLVED, that this Legislature does hereby create the following guidelines to be used in the preparation of the 1993 County Budget:

1. No new positions and/or upgrades.
2. No new or expanded programs except those fully funded, with no County costs involved.
3. Personal Services - budget only step increase and longevity except where contracts have been settled.
4. Equipment - only equipment that is absolutely necessary and economically justifiable.
5. Contractual - use 1992 adjusted budget figures (after 2% reduction).
6. Travel - use 1992 adjusted budget figures (after 2% reduction).

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy, with second by Legislator Billings, moved to adjourn. Motion carried.

Meeting adjourned at 5:15 p.m.

LEGISLATURE MEETING
July 22, 1992

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll, and all Legislators, with the exception of Legislator Bennett, were present.

The Clerk presented the following communications: letters from Mrs. Edna Reuter, Commander T.D. Shiley of the U. S. Coast Guard Group in Buffalo, along with a letter from S. L. Oliver, Officer in Charge of the U. S. Coast Guard Group in Rochester, a letter from Empire State/Lake Ontario Trout & Salmon Derby president Rich Schleyer, a letter from the Carlton Town Board, a letter from Advanced Local Emergency Rescue Teams (ALERT) vice president Thomas C. Yockel, Region 2, a letter from Kendall Supervisor John Becker, a letter from Albion Rotary Club president, Stanley Allen all urging the Legislature to reinstate the Sheriff's Marine Boat Patrol;

A copy of the July 14, 1992 Soil & Water Meeting minutes; letters from Mrs. Helen Briggs, Mrs. Donald Smith, and Mr. Thomas Munzert all of the Town of Kendall requesting certain parcels of their land be included in Orleans Agricultural District No. 3, Town of Kendall;

A letter Yates Town Clerk notifying the County of "Adoption of Amendments to the Zoning Ordinance of the Town of Yates"; a letter from the Ridgeway Town Clerk stating that the Ridgeway Town Board had adopted a resolution requesting that a cash payment in the amount of the Town's portion of the County Sales Tax be sent directly to the Town, rather than using it as a credit on the Town's portion of the County tax levy-a resolution will be on the agenda for the August 12, 1992 Legislature Meeting;

A letter from Charles Sevor recommending that the County eliminate the County Dog Control position in the Sheriff's Department, and allow the Towns to handle their own Dog Control problems, as a means of reducing the Sheriff's budget; a letter from Senator Marino acknowledging receipt of Resolution No. 287-592.

Report of Standing Committees: Legislator McCarthy reported meetings with the Health Department, the Mental Health Department regarding their shared staff (with NYS people) and the meeting in Batavia this

morning; Legislator Billings said he had nothing special to report to the Board regarding his departments; Legislator Bower reported his usual departmental meetings;

Legislator Swiercznski reported meetings with the Highway Department, Buildings and Grounds, Social Services, the Nursing Home, and attended the meeting in Batavia with the Genesee Region Transportation Council and the meeting in Holley regarding the proposed landfill; Legislator Tuohey reported regular meetings with the Health Department, the Mental Health Department, EAP, with Chris Covell regarding the PHC Education Program Transportation bids;

Chairman Berger attended the Village of Lyndonville meeting July 13th; the Western NY Intercounty Association meeting in Penn Yan on July 16th; two CSEA Hearings on July 17th, and attended the Genesee Transportation Regional Council meeting in Batavia.

Open Discussion: Gasper Pecorella of Albion, New York in referring to the elimination of the Marine Boat Patrol in the Sheriff's budget, commented that "if this goes through" they (Legislature) can pack their bag today, if someone dies (due to the lack of a Boat Patrol), and the decision of the Legislature to eliminate the Boat Patrol.

Chairman Berger said, "The Sheriff wasn't told to take out the Boat Patrol. Each Department was asked to eliminate 2 percent. All departments did, except for the Sheriff, District Attorney and the Board of Elections. The Committee went over the budgets, but did not tell them where to take the 2% from their budget....Niagara County is six million dollars in the hole....Monroe County is forty-two million dollars in the hole. We are trying to prevent this from happening in Orleans County - trying to cut expenses."

Sheriff Green said, "The reason for being here is not to criticize the Legislature. We know you have a difficult task. You have worked very hard to keep the tax levy at a base where we can all live with it. We understand that. However, we have come to the point in my department where we are at the end of our rope. We can't cut services to the public. We are here to show you that you have a lot of support to keep public safety; to keep working to serve the people of the County even though you are getting requests to cut the budget and make the tax levy lower. I would just like to explain for a moment just what I did with my budget. I first met with my staff and went over everything we could do to try and comply with the 2%

cut. We have tried very, very hard to do this. We looked at it and the only thing we saw that we could cut - the only thing we had left would be to cut the boat patrol or to cut a full time position. We did not want to cut a full time position, so if we had to make a cut, we knew it would have to be the boat patrol.

I have met on several occasions, with Mrs. Basinait and with Mrs. Tuohey and I want to say they have worked very hard with me to help me do the best that I could do with these cuts. I do want to say this, not to pat anybody on the back, but without Mrs. Basinait and Marcia Tuohey, who helped me and kept me in line better than any other people have, to try and stay within my budget; they have been a great deal of help. So I am not here, certainly, to criticize them. But, out of all those meetings, there is just no other place to make these cuts without cutting services to the public. I met with the Finance Committee. I met with the Public Safety Committee - Mr. Billings and Mr. Bennett have been very helpful to me also. We tried to do this. The only thing we had left to cut, in my opinion, was the boat or a full time deputy position. I chose to cut the boat. I think it's a mistake. I think it's a mistake to have us be at the end of our rope, that we have to make these kind of cuts. I'm saying to you, as an obligation I have to the people who elect me. We cannot do anything more. We need your help. We cannot cut our budget any more, and still try and continue to give the services. We just cannot do it. We have to look at other alternatives, we have to look at other ways of doing this, because I have no other choice but to do this, and I don't want to do it, and the Legislature doesn't want to do it. We have got to look at something different, because we are at the end of our rope. If we didn't have such a dedicated staff that has worked on a shoestring the last two years - not that anybody wants a pat on the back or to be considered a martyr, but they have done the best they can do with very little money. The budget was very skimpy. So I just want to say, that Orleans County is still the best place to live....."

Sheriff Green read the following quotation: "The original purpose of government is to protect the life and property of citizens. Over the years government has added on many additional programs and services. Many of them are nice, helpful, and even necessary. But they are all meaningless, if the citizens are not safe in their own home. Let's face it, if the government fails to provide protection for its citizens, it has failed in its ultimate responsibility." Sheriff Green further stated, "I honestly think we are at that level. We're going to

fail you citizens, if we don't get some help with our budget."

Mr. Don Morowski, Buffalo, New York was given the privilege of the floor, and stated that he owned a summer cottage on Hanlon Drive at Lake Alice in Waterport. Mr. Morowski is a member of the Lake Alice Waterfront Association, and explained that before the boat patrol, there were many marine accidents, due to unsafe boating practices, and that since the boat patrol, boaters have been much more safety conscious, and there have been fewer accidents. He also said that the Association had worked very hard to establish a speed limit. He felt that if the boat patrol were eliminated, all the good boating practices and rules that have been established would be done away with. Mr. Morowski asked the Board to reinstate the boat patrol.

Chairman Berger noted, once again, that the Board did not tell the Sheriff to eliminate the boat patrol, only to cut his budget 2%, and left the decision as to where the cuts were to be made, up to the Sheriff.

Mr. John McKissick of Dillsburg, Pennsylvania read a statement to the Board regarding an experience he had on Lake Ontario involving the rescue of two men by the Sheriff's boat patrol on May 15th. One person, on his boat, had fallen into the water, and another had jumped in to try and help. The water temperature was forty-seven degrees, and even though there were two charter boats near the McKissick party, they did not respond (although one boat did obtain the position of the McKissock boat). The Sheriff's Boat Patrol was approximately 4-1/2 miles away and within 10-12 minutes had reached the two men, pulled them to safety and proceeded to take them to shore and transport to Medina Hospital. The Boat Patrol then returned and towed the McKissock boat back to shore.

As a means to help fund the Boat Patrol, Mr. McKissock recommended to the Board that they establish a \$50.00 recreation boat permit for every out of state boat using Orleans County as the entry to recreational areas. He said, "New York registrants are paying already, but we tourists could and should help." Noting that "these permits might not cover all the expense but they would help, and help is why I am here today". Mr. McKissock said he had attached a copy of his thank you letter to Sheriff Green for the record, and also a check for \$50.00 for his boat permit - "if you implement my suggestion. If not, give it to an Orleans County charity of your choice." Mr. McKissock thanked the Board for allowing him to speak.

Mr. Al McKissock, brother of John McKissock, said, "My son was one of the men in the water - he went in to take a life preserver to the man in the water. I stood there for twenty minutes, and I thought sure I was going to lose him. We were getting no help from anyone close by and finally out over the horizon comes this speed boat....it was the prettiest sight I have ever seen. Thank you."

David Reis, Kent, New York was given privilege of the floor, and spoke to the issue, commenting on the savings the County was losing, due to the cut in the boat patrol.

Sheriff Green stated that in making the requested reduction, he lacked approximately \$10,000 - \$11,000 in order to come up to the full 2% reduction. There remained only two options to accomplish this. One option was to eliminate the boat patrol. The second to eliminate a deputy sheriff position - Sheriff Green chose to eliminate the boat patrol.

Legislator Tuohey stated that according to the print-out received from the Treasurer's office, the place for the Sheriff to cut the 2% would be from the overtime, rather than discontinue the boat patrol, which is 75% funded. The Sheriff disagreed, stating that was not the case, and asked if the County Treasurer had discussed overtime with her (Mrs. Tuohey). Mrs. Tuohey said the County Treasurer had told her of the Sheriff's reasons for not taking the remainder of the 2% cut from overtime, but that she did not agree with the Sheriff's reasoning, and still felt the remaining 2% should come from overtime.

Sheriff Green commented that in 1991, \$82,166.00 was budgeted for overtime, part-timers and for cook's overtime, and that \$82,200.00 was actually spent in this category. Mrs. Tuohey again reiterated that according to the print-out, dated July 17, 1992, the Sheriff could cut \$10,000.00 from overtime. Sheriff Green asked, that if he were to agree, and took the remaining portion of the 2% cut from the amount allotted for overtime (instead of eliminating the boat patrol), and the Department ran out of funds for overtime before the end of the year, if the Legislature would work with him in providing the necessary funding to cover the shortfall due to cutting overtime. Legislator Tuohey said, "The Legislature will work with you." The Sheriff said that under those circumstances, he would agree to take the remaining portion of the 2% cut (approximately \$10,000) from overtime, and would restore the marine boat patrol.

Legislator Swiercznski said, "There is no right or

wrong -- I personally can live with the \$10,000 coming out of it (overtime). Let him get the boat back into the water, so that people will be safe.....I am saying this to resolve the issue." Sheriff Green said, "I will do whatever you suggest I do here. I am sure, in my own mind, at the end of the year, we will be behind that \$10,000.00."

When there seemed to be an inference that Sheriff Green cut the boat patrol, in order to have so many citizens speak to the issue, in favor of keeping the boat patrol, Sheriff Green said, "Are you trying to say I did this deliberately to get these people here? Since 1966, I have been in emergency services - it's been my whole life, fire service, Disaster Coordinator and now Sheriff. Do you think I would jeopardize all of those people down to the lake just to get all these people here? I was doing the only thing I could do, in my opinion - it was the only choice I had. Where else was I going to cut? Take a fulltime position and put them out of work? That was the only other choice I had.

Emerson Young, Rick Harmer, John Anderson of Medina, John Daniels all spoke in support of retaining the marine boat patrol. Larry Manning, who is a Lieutenant in the Sheriff's Department, supervising the Road Patrol, and is also the President of the Local Chapter of AFSCME, Council 82, spoke to the Legislature. On behalf of the Local Chapter of AFSCME, Lt. Manning stated that the Union's recommendation is that there be no cuts in the Sheriff's Department. Lt. Manning, also stated, that as a Deputy working for the Department, he had worked for the Sheriff's Department for 18 years, and "has worked for three different Sheriffs, and they all had the same problems - it has always been overtime." Lt. Manning said, "When you cut the overtime money, you cut having a deputy coming in to work overtime, and you end up working alone on the road."

Legislator Bower noted that this same situation came about last year with the Department of Social Services, and that he and the Social Services Committee had set down with the Commissioner, Mrs. Hardenbrook, to see where such cuts could be made and at least eight positions were cut. Mr. Bower said the Committee told the Commissioner that "you don't have to agree with what we did in making the cut, we want you to use some imagination and creative thinking in making it work, and she did. You know, the department functions today as well or better than ever. So it can be done. I don't have all the answers, but I would love to sit down and look at your budget." The Sheriff said he would be glad to have Mr. Bower do this - he welcomed

his help.

Legislator Tuohey requested a recess. The Chairman recessed the meeting at 5:30 p.m. and reconvened at 5:33 p.m.

At this time Ann Fitzak also spoke to the Board and stated she felt that the Sheriff's Department was not the place to make cuts. Legislator Billings said, "Perhaps, we should all be putting pressure to put more New York State Troopers on patrol in Orleans County." Rick Smith of Gaines, commented "I would rather pay \$20,000 for a Deputy (Sheriff) than \$40,000 for a (State) Trooper."

A gentlemen representing Oak Point Marine told the Board that the Sheriff's boat is needed. Gene Christopher of 4 C's Marina asked "What are the chances of having the boat in the water tomorrow a.m.?" Mr. Christopher asked if there were any funds in Tourism, and commented that if this Marine Patrol is cut, the "security blanket" goes away, and suggested the Board go after "guys who are doing a sloppy job."

Chairman Berger thanked everyone for their attendance at the meeting. Sheriff Green stated that the "boat will be back in the water tomorrow morning."

The following resolutions were presented:

RESOLUTION NO. 375-792

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP NEW BUDGET MONIES IN 1992 OFFICE FOR THE AGING BUDGET ACCOUNTS

WHEREAS, the Office for the Aging has received new grant monies of \$3,000 under Title III-G of the Older Americans Act, \$5000 under the NYS Children of Caregiver's Curriculum Testing Project, and \$23,016 under the NYS SSI Outreach Project; and

WHEREAS, the Office for the Aging has received grant decreases of \$1,870 under HEAP funding and \$866 under NYS Community Services for the Elderly funding;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to make the following changes to the 1992 Office for the Aging Budget Accounts:

1. Set Up New Budget Monies/Decrease Budget Monies:
Revenue Accounts:

A4772 IIIG (Increase)	\$3,000
A3772 Teen Caregivers (Increase)	5,000
A4772 HEAP (Decrease)	(1,870)
A3772 CSE Proj. (Decrease)	(866)
Total	\$5,264

Appropriation Account:

A6772.474 Homemakers (Increase)	\$5,264
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2. Set Up New Budget Monies:

Revenue Account:

A3772 SSI	\$23,016
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Appropriation Account:

A6772.1 Personal Services	\$15,153
A6772.2 Equipment	200
A6772.411 Supplies	735
A6772.418 Other (Adver.)	900
A6772.421 Telephone	500
A6772.431 Insurance	600
A6772.462 Travel	1,780
Employee Benefits	2,890
Total	\$23,016

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 376-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTING ORLEANS COUNTY "NEW DRIVER RECORD CHECK" POLICY AND PROCEDURE

RESOLVED, that this Legislature does hereby adopt the following, as the Orleans County "New Driver Record Check" Policy and Procedure, which shall go into effect immediately:

ORLEANS COUNTY POLICY AND PROCEDURE

Subject: New Driver Record Check

Effective Date: _____ Resolution # _____

Revision Date: _____ Resolution # _____

Originator: Orleans County Legislature

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, have developed this policy.

Policy

1. Before the final selection of a candidate is made for any position which may require the employee to drive a county vehicle, 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. Before any candidate who fails to meet these guidelines can be hired, the department head must notify the Legislature in writing. This notification must clearly indicate why the candidate should be selected in spite of a questionable driving records. Once the notification has been given, the department may proceed to fill the vacancy.
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 employees personnel files.

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 driver license information is current. A copy will be provided to county departments upon request.

Each department head 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 Albion Agencies. They will get the report and return it to you, usually within two days. This will be provided without cost to the county.

COUNTY OF ORLEANS
GUIDELINES FOR EVALUATING MOTOR VEHICLES REPORTS

1. A driver is considered "questionable" if involved in:

(a). One of the following occurrences during the previous three year period:

- Reckless or negligent driving
- Driving while impaired or under the influence of alcohol or drugs
- Homicide by vehicle, negligent homicide, or involuntary manslaughter
- Fleeing or attempting to elude police officer
- Driving without a license or while license suspended or revoked
- Hit and run or failure to stop after an accident
- Evading responsibility after an accident
- Major speeding (20 or more mph over limit)

(b). Two (2) of the following occurrences during the previous three-year period:

- Speeding (less than 20 mph over limit)
- Speeding greater than reasonable prudent or too fast for conditions
- Failure to yield
- Failure to obey traffic sign or signal
- Improper backing, turning or passing
- Following too closely

(c). Three (3) of following occurrences during the previous year period:

- Defective equipment
- Oversize or overweight load
- Operating without required equipment or warnings
- Other equipment violations

-Not "at-fault" accident

TO: Chris Haines
Albion Agencies, Inc.
Albion, New York 14411 Fax: 589-6988

FROM: Name_____

Department_____

Address:_____

Albion, New York 14411 Fax: 589-

RE: Licensed Driver File Search

Please provide me with a Motor Vehicle Licensed Driver Report for the following individuals:

Name:_____

Date of Birth:_____

License # ()_ _ _ _ _ (_ _)

Name:_____

Date of Birth:_____

License # ()_ _ _ _ _ (_ _)

Name:_____

Date of Birth:_____

License # ()_ _ _ _ _ (_ _)

Request Authorized By:_____

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

The next resolution on the agenda, entitled RESOLUTION APPROVING EQUIPMENT PURCHASES FOR VARIOUS AGENCIES WITHIN THE COUNTY FROM STOP DWI BUDGET ACCOUNT, was tabled by Legislator Swiercznski.

RESOLUTION NO. 377-792

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT POSITIONS IN ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill two (2) permanent Part-time Institutional Aide positions.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 378-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING USE OF COUNTY ADMINISTRATION BUILDING CONFERENCE ROOMS BY AMERICAN RED CROSS FOR BLOOD DRIVE

RESOLVED, that this Legislature does hereby authorize the use Conference Rooms A - C at the County Administration Building for an "Orleans County Employee Blood Drive" to be held on July 29, 1992 between the hours of 9:00 a.m. and 3:00 p.m.; said blood drive is being conducted by the American Red Cross through the County Health Department.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

The next resolution on the agenda entitled RESOLUTION TO SET UP FUNDS IN E911 PUBLIC SAFETY COMMUNICATIONS SYSTEM ACCOUNT was withdrawn by Legislator Billings.

RESOLUTION NO. 379-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING CAPITAL PROJECT CLAIM FROM ACCOUNT H5120.2 BRIDGES

RESOLVED, that this Legislature does hereby authorize the payment of \$8,569.50 to DeSerio-Abate Engineers, P.C., 107 Delaware Avenue, 1888 Statler Towers, Buffalo, New York 14202-2810, from Highway Capital Project Account H5120.2 Bridges; said payment is made for engineering work on the Bates Road and

Sawyer Road Bridges projects.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 380-792

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING EXTENSION OF MARINE PARK
CARETAKER SERVICE AGREEMENT

BE IT RESOLVED, that the Marine Park Caretaker Service Agreement between Orleans County and Richard H. Wilson, Jr., P.O. Box 82, Kent, New York 14477, be extended as provided for and explained in Paragraph 19, Section A (specifications for Caretaker Service), from April 15, 1993 through November 1, 1993 and from April 15, 1994 through November 1, 1994 at a cost of \$90.00 per day (\$17,910.00 per season).

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 381-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPOINTING "AMERICANS WITH DISABILITIES"
COORDINATOR

RESOLVED, that this Legislature does hereby appoint Chief Administrative Officer Stanley J. Dudek as "Americans with Disabilities Coordinator" for Orleans County; with no additional compensation.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 382-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION OPPOSING RECENT NEW YORK HEALTH DEPARTMENT
TRAUMA PROTOCOLS

WHEREAS, the NYS Health Department, through committee, has written "Basic Life Support Protocols for ADULT MAJOR TRAUMA and PEDIATRIC MAJOR TRAUMA"; and

WHEREAS, adequate notice has not been given to the emergency medical service providers to allow their study and comment of these "Protocols"; and

WHEREAS, said "Protocols" clearly establish another mandate by the State of New York on local government during a time when governments, businesses, and civilians alike are demanding mandate relief;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature demands that said "Basic Life Support Protocols" not be implemented; and be it

FURTHER RESOLVED, that all regional Emergency Medical Service Councils, Trauma Centers, Community Hospitals, local governments, and Emergency Medical Service providers be given a copy of any "Basic Life Support Protocol" in its proposed form, with adequate time to consider and to provide comment on said "Protocol" before any such "Protocol" is issued; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Governor Cuomo, the NYS Health Department, to Assemblyman Hawley, Assemblyman Murphy, Senator Daly, NYSAC, the Intercounty Association of Western New York, Medina Memorial Hospital, COVA, and the local EMS Council.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 383-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DESIGNATING TOURIST PROMOTION AGENCY AND AUTHORIZING APPLICATION FOR 1992-93 STATE TOURISM MATCHING FUNDS

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office as the official Tourist Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 1992-93 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA is hereby authorized to apply for 1992-93 State Matching Funds in the amount of \$115,000 and to receive such funds to the extent that county matching funds are available.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 384-792

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION RE DISPATCHER POSITION IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby direct the Personnel Officer to begin the procedure to add the duties of "dispatcher" in the Sheriff's Department to the positions of Correctional Officer and Deputy Sheriff; said change being necessary to enable individuals in either of these two positions to be able to cover necessary absences of the regular dispatcher.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 385-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING A CONTRACT BETWEEN RAINBOW PRESCHOOL AND ORLEANS COUNTY FOR ITINERANT SERVICES FOR HANDICAPPED PRESCHOOL CHILDREN

WHEREAS, Section 4410 of the New York State Education Law requires New York State Counties to designate providers of itinerant related services to handicapped preschool children;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Rainbow Preschool and Orleans County, for the delivery of itinerant services, consisting of occupational therapy, physical therapy and speech therapy. Said Contract shall take effect on 01 July 1992 and terminate on 30 June 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 386-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING A CONTRACT BETWEEN NIAGARA/ORLEANS BOCES, PROJECT SASH, AND ORLEANS COUNTY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH

HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between Niagara/Orleans BOCES, Project SASH, and Orleans County for services to preschool children with handicapping conditions. Said Contract to take effect on 01 July 1992 and terminate on 30 June 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 387-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING A CONTRACT BETWEEN UNITED CEREBRAL PALSY, AND ORLEANS COUNTY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between United Cerebral Palsy, and Orleans County for services to preschool children with handicapping conditions. Said Contract to take effect on 01 July 1992 and terminate on 30 June 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 388-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING A CONTRACT BETWEEN MONROE/ORLEANS BOCES NO. 2 AND ORLEANS COUNTY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place

for the provision of services to preschool children with handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between Monroe/Orleans BOCES No.2 and Orleans County for services to preschool children with handicapping conditions. Said Contract to take effect on 01 July 1992 and terminate on 30 June 1994.

Adopted. 5 ayes; 1 nay, Legislator Swiercznski; 1 absent, Legislator Bennett.

RESOLUTION NO. 389-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING A CONTRACT BETWEEN MONROE/ORLEANS BOCES NO. 2 AND ORLEANS COUNTY FOR ITINERANT SERVICES FOR HANDICAPPED PRESCHOOL CHILDREN

WHEREAS, Section 4410 of the New York State Education Law requires New York State Counties to designate providers of itinerant related services to handicapped preschool children;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Monroe/Orleans BOCES No. 2 and Orleans County for the delivery of itinerant services, consisting of occupational therapy, physical therapy and speech therapy. Said Contract shall take effect on 1 July 1992 and terminate on 30 June 1994.

Adopted. 5 ayes; 1 nay, Legislator Swiercznski; 0 absent.

RESOLUTION NO. 390-792

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING A CONTRACT BETWEEN RAINBOW PRESCHOOL AND ORLEANS COUNTY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the NYS Education Law states that contracts must be in place for the provision of services to preschool children with

handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between Rainbow Preschool and Orleans County for services to preschool children with handicapping conditions; said contract to take effect on 1 July 1992 and terminate 30 June 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 391-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING DATE FOR PUBLIC HEARINGS ON LOCAL LAW NO. 4-INTRO OF 1992 AND LOCAL LAW NO. 5-INTRO OF 1992 REGARDING FEES FOR ORLEANS COUNTY PROBATION DEPARTMENT CLIENTS

WHEREAS, Local Law No. 4-Intro of 1992 and Local Law No. 5-Intro of 1992 were presented to the Orleans County Legislature on July 8, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a public hearing on -

1. Local Law No. 4-Intro of the Year 1992 entitled A LOCAL LAW AUTHORIZING THE ORLEANS COUNTY PROBATION DEPARTMENT, WHEN ORDERED TO CONDUCT AN INVESTIGATION UNDER THE FAMILY COURT ACT, TO BE ENTITLED TO A FEE OF NOT LESS THAN FIFTY DOLLARS (\$50.00) AND NOT MORE THAN FIVE HUNDRED DOLLARS (\$500.00) FROM PARTIES IN SUCH PROCEEDING; and
2. Local Law No. 5-Intro of the Year entitled A LOCAL LAW REQUIRING INDIVIDUALS CURRENTLY SERVING OR WHO SHALL BE SENTENCED TO A PERIOD OF PROBATION UPON CONVICTION OF ANY CRIME UNDER ARTICLE 31 OF THE VEHICLE AND TRAFFIC LAW TO PAY TO THE ORLEANS COUNTY PROBATION DEPARTMENT AN ADMINISTRATIVE FEE;

to be scheduled for August 12th, at 4:20 p.m. and 4:25 p.m., respectively, in the Legislature Chambers, 3 Main Street, Court House Square, Albion, New York; and be it

FURTHER RESOLVED, that notice of said public hearing shall be published in the two official County newspapers, at which time all interested parties shall be heard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 392-792

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 7679 through 7827 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 393-792

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS DEPARTMENT TO PROCEED WITH CONNECTION OF NEW WATER LINE TO COUNTY ADMINISTRATION BUILDING

BE IT RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Department to proceed with the connection of the new water line to the County Administration Building at a cost of \$15,000.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

Legislator Bower, with second by Legislator McCarthy, moved to add three resolutions to the agenda. Upon vote, the motion carried; 4 ayes; 2 nays, Legislators Billings and Tuohey; 1 absent, Legislator Bennett. The following resolutions were then added to the agenda:

RESOLUTION NO. 394-792

By Legislator Billings, who moved the adoption.

handicapping conditions;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve a Contract between Rainbow Preschool and Orleans County for services to preschool children with handicapping conditions; said contract to take effect on 1 July 1992 and terminate 30 June 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 391-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING DATE FOR PUBLIC HEARINGS ON LOCAL LAW NO. 4-INTRO OF 1992 AND LOCAL LAW NO. 5-INTRO OF 1992 REGARDING FEES FOR ORLEANS COUNTY PROBATION DEPARTMENT CLIENTS

WHEREAS, Local Law No. 4-Intro of 1992 and Local Law No. 5-Intro of 1992 were presented to the Orleans County Legislature on July 8, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a public hearing on -

1. Local Law No. 4-Intro of the Year 1992 entitled A LOCAL LAW AUTHORIZING THE ORLEANS COUNTY PROBATION DEPARTMENT, WHEN ORDERED TO CONDUCT AN INVESTIGATION UNDER THE FAMILY COURT ACT, TO BE ENTITLED TO A FEE OF NOT LESS THAN FIFTY DOLLARS (\$50.00) AND NOT MORE THAN FIVE HUNDRED DOLLARS (\$500.00) FROM PARTIES IN SUCH PROCEEDING; and
2. Local Law No. 5-Intro of the Year entitled A LOCAL LAW REQUIRING INDIVIDUALS CURRENTLY SERVING OR WHO SHALL BE SENTENCED TO A PERIOD OF PROBATION UPON CONVICTION OF ANY CRIME UNDER ARTICLE 31 OF THE VEHICLE AND TRAFFIC LAW TO PAY TO THE ORLEANS COUNTY PROBATION DEPARTMENT AN ADMINISTRATIVE FEE;

to be scheduled for August 12th, at 4:20 p.m. and 4:25 p.m., respectively, in the Legislature Chambers, 3 Main Street, Court House Square, Albion, New York; and be it

FURTHER RESOLVED, that notice of said public hearing shall be published in the two official County newspapers, at which time all interested parties shall be heard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING AND CONFIRMING PAYMENT OF
COMPENSATION AND DISBURSEMENTS OF SPECIAL PROSECUTOR

WHEREAS, the District Attorney is seeking the appointment of a Special Prosecutor in the Matter of People -v- John Brendlinger; and

WHEREAS, under provisions of Section 701 of the County Law, the County Legislature shall pay the necessary disbursements of, and a reasonable compensation for, the services of the person so appointed and acting as Special Prosecutor; and

WHEREAS, the District Attorney has provided the County Legislature with a proposed fee arrangement;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of Section 701 of the County Law, the County Legislature hereby confirms and approves of the compensation and disbursements arrangement as proposed by the District Attorney for Sanford A. Church as Special Prosecutor in the matter of People -v- John Brendlinger; cost not to exceed \$5,000.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 395-792

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PURCHASE OF A MOTOR VEHICLE FOR
THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, this Legislature has authorized the establishment of a second mobile work crew; and

WHEREAS, a motor vehicle is essential to the operation of this work crew;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the purchase of a motor vehicle to be used by the Department of Social Services at a cost not to exceed \$1,500.00, of which 25% is the county share; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to increase budget accounts in the Department of Social Services as follows:

Revenue Account

A3610	State Aid	\$ 375.00
A4610	Federal Aid	\$ 750.00

Appropriation Account

A6010.250	Other Equipment	\$1,125.00
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and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer the sum of \$375.00 from Contingent Account A1990.418 to said appropriation account A6010.250.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 396-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF SHELBY

RESOLVED, that this Legislature sell and convey unto the estate of Charles and Margaret Quackenbush, 4627 South Gravel Road, Medina, New York 14103, for the sum of \$2,414.08, which includes the 1988, 1990 and 1991 taxes, Parcel No. 114, Tax Map No. 90.16-2-42 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 80, being formerly assessed to Charles and Margaret Quackenbush, 4627 South Gravel Road, Medina, New York 14103, bounded and described as follows: In the Town of Shelby, Orleans County, New York, being known as L7, T14, R4, 4627 South Gravel Road, 74.25 x 123.75'; 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

Legislator Billings, with second by Legislator McCarthy, moved to adjourn the meeting. Motion carried.

Meeting adjourned at 6:18 p.m.

SPECIAL LEGISLATURE MEETING
July 27, 1992

The Chairman called the meeting to order at 3:00 p.m. The Clerk called the roll and all Legislators were present.

Legislator Billings, with second by Legislator Bennett, moved a resolution entitled "Resolution Requesting the Enactment of A Special Law" (resolution requests the NYS Legislature to amend the Constitution allowing Orleans County to impose a hotel or motel tax.)

Legislator Billings said, "My feeling is that this would not really impact on the people of Orleans County, as much as if we went back to raising property taxes. Most places you go.....you have all run into this type of situation. I would ask that this resolution require a 2/3's majority vote in order to pass."

It was noted that this law would apply to hotels, motels, bed & breakfasts, campgrounds, etc. County Attorney David Schubel said that by enacting this resolution, it would request the State Legislature to pass legislation amending the NYS Constitution to allow Orleans County to impose a hotel or motel tax. Mr. Schubel explained that part of the Home Rule Law stated that when a body without a chief elected officer, makes a "home rule request", a 2/3's majority vote is required.

Legislator Bower asked if someone would collect this new tax, the same as sales tax, and the County Attorney responded by saying that "it would have to be processed by the County Treasurer, and would require filing a return with the County Treasurer. Then it would follow that any enforcement would be County responsibility. The people will have to voluntarily file a return."

Legislator Billings said that revenue from the proposed "bed tax" would be between \$30,000.00 and \$50,000.00. Legislator Tuohey felt that if the Treasurer's office would have to handle the program then it would require "at least another part-time, even full-time person". She also mentioned that the determination would have to be made as to who will be "policing" the program in order to get a correct count, as well as where the revenues from this program would

be designated - general fund or a specific department?

Legislator Bennett said, "We would be foolish not to at least get Home Rule Legislation done - we can decide later."

In answer to the question "What happens next?", County Attorney said that the Assembly has taken a position on taxes -- it won't do it unless there is a Home Rule Law -- they are trying to avoid it as a political issue.

The resolution as originally presented was voted on by roll call vote, which proceeded as follows:

Legislator Bennett	Aye
Legislator Berger	Aye
Legislator Billings	Aye
Legislator Bower	Nay
Legislator McCarthy	Aye
Legislator Swiercznski	Nay
Legislator Tuohey	Nay.

With a 2/3's majority vote needed to adopt the resolution, the following resolution was defeated:

RESOLUTION NO. 397-792

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION REQUESTING THE ENACTMENT OF A SPECIAL LAW

WHEREAS, Orleans County's tourism industry is a contributor to the economic well-being of the County and its citizens; and

WHEREAS, to insure the industry's continued growth and success in the highly competitive tourism marketplace in the 1990's and beyond, a source of funding is essential to enhance the general economy of the County of Orleans through the promotion of tourism and to improve infrastructures related to tourism; and

WHEREAS, the enactment of a special law amending the tax law in relation to authorizing Orleans County to impose a hotel or motel tax is in the best interests of the County of Orleans;

NOW, THEREFORE, BE IT RESOLVED, pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of S.8477--A/A.11639--A, entitled "An Act to amend the tax law, in relation to authorizing Orleans County to impose a hotel or motel

tax."

Defeated. 4 ayes; 3 nays, Legislators Bower, Swiercznski and Tuohey; 0 absent.

Motion by Legislator Tuohey, with second by Legislator Billings, to waive the Rules, and add a resolution to the agenda. Upon vote, motion carried, 6 ayes; 1 nay, Legislator Bennett; 0 absent. The following resolution was presented.

RESOLUTION NO. 398-792

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY TREASURER TO ADJUST
RESOLUTION NO. 373-792 PERTAINING TO SHERIFF'S
DEPARTMENT AND JAIL BUDGETS FOR 1992

WHEREAS, the 2% reductions in the Sheriff's Department and Jail 1992 budget accounts, as approved by Resolution No. 373-792, and resulted in the elimination of the boat patrol; and

WHEREAS, the decision to eliminate the boat patrol was later reversed;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to make the following changes in the Sheriff's Department and Jail 1992 budget accounts:

Changes authorized by Resolution No. 373-792 in

Sheriff's Account (A3110):

A3110.1 Personal Services, reduced by	\$39,960.00
A3110.418 Other Contract., reduced by	<u>4,000.00</u>
Total Reduction.....	\$43,960.00

A3315 Revenue Acct., reduced by	\$21,298.00
Transfer to Contingent Fund A1990	\$22,662.00

Aforementioned figures to be revised as follows:

Sheriff's Account (A3110):

A3110.1 Personal Services, increased	
by	\$24,298.00
A3110.418 Other Contract., reduced by	
additional	<u>1,000.00</u>
Total Revision.....	\$23,298.00

A3315 Revenue Acct. increased by	\$21,298.00
Transfer <u>from</u> Contingent Fund A1990	2,000.00

Total Net Reduction.....\$20,662.00

Changes authorized by Resolution No. 373-792:

Jail Account (A3150):

Changes totaled \$ 9,608.00

Aforementioned figures to be revised as follows:

Jail Account (A3150):

A3150.418 Other Contractual reduced by
additional \$ 2,000.00

Transfer to
Contingent Acct. A1990.418 \$ 2,000.00

Total Reduction \$11,608.00

Transfer to Contingent Fund A1990 \$ 2,000.00

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

The Chairman recessed the meeting at 3:21 p.m.

Meeting reconvened at 3:25 p.m.

Motion by Legislator Tuohey, with second by Legislator McCarthy, to go into executive session, to discuss a personnel matter. Motion carried, 7 ayes; 0 nays; 0 absent.

Meeting recessed at 3:30 p.m.

Meeting reconvened at 3:42 p.m.

Motion by Legislator McCarthy, with second by Legislator Bower, to adjourn. Motion carried.

Meeting adjourned at 3:42 p.m.

LEGISLATURE MEETING
August 12, 1992

The Chairman called the meeting to order at 4:40 p.m., immediately after the two public hearings on Local Laws Nos. 4 and 5. After the pledge to the flag, the Clerk called the roll, and all legislators were present.

The Clerk presented the following communications:

Announced that the Intercounty Meeting will be held in Cattaraugus County at the Onoville Marina, with the business meeting to begin at 9:30 followed by lunch and a boat ride; a request from Sandra Bower, Personnel and Self Insurance Administrator regarding the replacement of all original ID badges, also whether or not it is the intent of the Legislature to provide ID badges for all new employees, or only for those who do field work; letters of acknowledgment from NYSAC for Resolutions Nos. 252-492 and 382-792;

Equalization rates from the NYS Division of Equalization & Assessment which are to be used in the 1993 apportionment of the County tax levy; an estimate from the County Highway Department in the amount of \$10,700 for the installation of a fire hydrant at the Orleans County Marine Park for firefighting system and an estimate from the Carlton Fire Department for equipment for marine firefighting system.

Chairman Berger presented a report, dated August 10, 1992, regarding state of emergency for Orleans County farmers for the month of July, as follows:

JULY IN ORLEANS COUNTY

1. Three times the normal rainfall.
2. Twenty-five percent (25%) less heat units to make crops grow.
3. Ten million dollars (\$10,000,000.00) lost as of now.
4. Thirty-one thousand (31,000) acres of corn in Orleans County - crop is okay now, but will not mature without heat and dryness.
5. Ten thousand (10,000) acres of wheat - 20%-30% is already lost, and the remainder is damaged.
6. Apples are still good but need heat.

If August does not dry and warm up, the average loss in Orleans County will be 50%. Legislator Berger said

that Larry Meyers at Agriculture, Stabilization and Conservation Service had filed disaster paperwork with Governor Cuomo on August 3, 1992.

Report of Standing Committees:

Legislator Swiercznski reported attending his usual departmental meetings.

Legislator Bennett reported meeting with the Justices' Association on Monday night, and Judge Punch reviewed the work order program (this is on the Legislature agenda). Mr. Bennett said the justices were very willing to try the program, and felt that it would be providing a useful service to the community. It was also felt that it would emphasize the punishment more, since the inmates would be working in the "public eye".

Legislator Tuohey attended the Legislature Meeting on July 27th, the Barre Town Board meeting on Monday night, met with the Sheriff for the implementation of the 911 emergency service, audited the bills and attended the Clarendon Town Board meeting on August 11th.

Legislator McCarthy met with the Director of the Health Department and the Director of Mental Health, and attended the Legislature Meeting on July 27th.

Legislator Billings said he had been pushing to have Orleans County declared a disaster area due to the crop damage. Mr. Billings talked with Larry Meyers of ASCS, urging him to file the necessary papers.

Legislator Bower met with his usual departments, along with Legislator Swiercznski, also met with the justices to discuss overcrowding in the jail.

Chairman Berger attended the GLOW meeting at GCC on July 23rd, attended Legislature meeting on July 27th, attended a local PIC Board meeting at Orleans-Niagara BOCES on July 31st, worked in the Soil and Water Booth at the 4-H Fair August 1st, attended the initial set-up and operation of the County's 911 System August 3rd, attended Ridgeway Town Board meeting August 4th, attended McDonald's 16th Anniversary (along with Mrs. Tuohey) on August 5th, met with Senator Daly in Medina on August 6th, attended a meeting to discuss the Rotary Fish Derby on August 8th, attended the Soil and Water meeting (along with Legislator Bennett) on August 11th, and attended the Safety Meeting at the Legislature Office on August 12th.

Dr. William Nestle, President of the Cobblestone

Society, was given privilege of the floor. Dr. Nestle said he was at the meeting to find out what the Legislature had decided in reply to his letter requesting funding for the Cobblestone Society to aid in the publication of a book on stained glass windows in various buildings (mostly churches) throughout the County. He noted that the Society would not have asked for funding, if it had not been for the fact that the Legislature had given a grant to the Sportsmen's Federation in the amount of \$1,000.00. This was done after funding for similar types of organizations had been eliminated from the 1992 budget. Dr. Nestle said the Cobblestone had felt that since this cut was given to each organization, then it was a fair decision. However, in the light of the grant given to the Sportsmen, the Society had decided to ask for aid in the publication of its forthcoming book.

Legislator McCarthy said, in reply, "I told Bill we had in fact received it. I don't know about anyone else's feeling on the matter, but we got into trouble with the Court House Crosses. To publish a book with a religious theme - we will get into more trouble." The other Board members agreed.

Legislator Bower commented....."some of your members complained about the crosses."

Dr. Nestle said the Society believed that the book has merit - prestige for the County, as well as providing additional funding for the Society.

The following resolutions were then presented:

RESOLUTION NO. 399-892

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING MODIFICATIONS TO HIGHWAY
DEPARTMENT BENEFIT PLAN

RESOLVED, that this Legislature does hereby approve the following modifications to the Highway Department Benefit Plan:

1. Effective January 1, 1992, longevity is to be added as follows:

<u>Years of Service</u>	<u>Addition to Base Salary</u>
15	\$325.00
20	\$650.00

with remainder of salary schedule unchanged;

2. Effective August 12, 1992:

Shift bonus for second and third shift is increased to .35 cents per hour

Employees eligible to participate in the County's Deferred Compensation Program

3. Effective January 1, 1993:

Salary schedule increased by 3.5%
Clothing allowance increased to \$80.00

4. Effective January 1, 1994:

Salary schedule increased by 3.5%

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 400-892

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM
CONTINGENT ACCOUNT TO CHIEF ADMINISTRATIVE OFFICER
BUDGET

RESOLVED, that this Legislature authorizes the transfer of \$100.00 from contingency account A1990.418 to the Chief Administrative Officer's Other Contractual Account A1020.418 for the purpose of paying for the receipt of State Bid information; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$896.00 from Contingent Fund A1990.418 to Account. A1020.100 Personal Services.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN VETERANS SERVICE AGENCY was withdrawn by Legislator Bower.

RESOLUTION NO. 401-892

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes payment of the following Capital Project Claims, to be paid from Capital Project Bridges Account H5120.2:

1. Lakeland Concrete Products, Inc. of Lima, N.Y., for precast concrete box culverts for the Butts Road Bridge in the amount of..... \$28,140.00
2. Bear Erectors, Inc., Rochester, N.Y., for crane rental for Butts Road Bridge Project in the amount of..... \$ 6,170.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 402-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ACCEPTING GRANT FROM NATURAL HERITAGE TRUST TO UPGRADE EMERGENCY DISPATCH SYSTEM IN THE JAIL (PROJECT AGREEMENT NHT-90-GE-008)

RESOLVED, that this Legislature authorizes the acceptance of a grant from the Natural Heritage Trust in the amount of \$100,000.00, for the purpose of upgrading the Emergency Dispatching System in the Orleans County Jail.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion on the previous resolution, Mr. Dudek, in answer to comment made by Legislator McCarthy, explained, that the Grant was "a number item, approved by the NYS Senate a year or so ago. We filed application last year, and it was just approved. It's a lot of red tape, whether or not we can make enough changes remains to be seen."

RESOLUTION NO. 403-892

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF SALES TAX TO TOWN OF RIDGEWAY

WHEREAS, the Ridgeway Town Board has adopted a resolution to accept the town's portion of the county sales tax in cash, and has submitted proper notification to the County Treasurer and to the County Legislature;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay to the Town of Ridgeway, its portion of the county sales tax, rather than applying said portion of sales tax as a credit against the Town's share of the County tax levy.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 404-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacant positions in the Orleans County Nursing Home:

1. Part-time, Permanent Food Service Helper
2. Full-time, Permanent Senior Laundry Worker
3. Full-time, Permanent Laundry Worker
4. Two Part-time, Permanent Institutional Aide
5. Full-time, Permanent Cleaner.
6. One Full-time, Permanent Institutional Aide

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 405-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONTRACT BETWEEN NEW YORK STATE OFFICE FOR THE AGING AND ORLEANS COUNTY OFFICE FOR THE AGING TO CONDUCT SSI OUTREACH PROGRAM

RESOLVED, that this Legislature does hereby approve the Contract between the New York State Office for the Aging and the Orleans County Office for the

Aging to conduct the SSI Outreach Program, for the period of July 1, 1992 - June 30, 1993, at a cost of \$38,100.00, which is 100% reimbursable from State funds.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 406-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING OFFICE FOR THE AGING TO SUBMIT APPLICATION FOR FUNDS TO DEVELOP OMBUDSMAN PROGRAM

WHEREAS, the Office for the Aging is a designated substate Long Term Care Ombudsman Program; and

WHEREAS, the New York State Office for the Aging has made funds available for the recruitment and training of ombudsman volunteers;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Office for the Aging to apply for \$5,000.00 in 100% reimbursable funds from the New York State Office for the Aging to recruit and train ombudsman volunteers for the period of October 1, 1992 - September 30, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 407-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCY IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Typist position in the Orleans County Highway Department.

Defeated. 3 ayes; 4 nays, Legislators Billings, Bower, McCarthy and Tuohy; 0 absent.

RESOLUTION NO. 408-892

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING FILLING OF VACANCY IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Experience Work Crew Leader position in the Orleans County Highway Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 409-892

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REQUESTING AGRICULTURAL DISASTER DECLARATION FOR ORLEANS COUNTY

WHEREAS, Orleans County has experienced continual and excessive rainfall during this year's growing season, exceeding the average rainfall by 44%; and

WHEREAS, the temperature during the growing season has been below normal with the county receiving only 82% of the normal heating units; and

WHEREAS, the combination of these two factors has caused severe crop damage in Orleans County, which based on current conditions will exceed 50%;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby request that Orleans County be declared an agricultural disaster area; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Senators John Daly, Daniel Moynihan and Alphonse D'Amato, Assemblymen R. Stephen Hawley and Matthew J. Murphy, Congressman John J. LaFalce, United States Department of Agriculture, Agriculture Stabilization and Conservation Service, Cooperative Extension and Farmers Home Administration.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 410-892

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AND AWARDED TRANSPORTATION BID

AND APPROVING CONTRACT FOR PRESCHOOL HANDICAPPED
CHILDREN'S (BIRTH TO FIVE) PROGRAM IN ORLEANS COUNTY

WHEREAS, it was necessary to advertise for bids
for transportation for the Preschool Handicapped
Children's (Birth to Five) Program in Orleans County;
and

WHEREAS, bids have been received and reviewed; and

WHEREAS, it appears to be in the best financial
and economic interests of the County of Orleans to
award a bid and authorize an agreement for a two (2)
year term;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby award the bid to, and authorize
an agreement with, Rides Unlimited of Niagara for a two
(2) year contract that includes the 1992-93 School
Year, the 1993 Summer Session, the 1993-94 School Year
and the 1994 Summer Session, as follows:

School Yr. 92/93	School Yr. 93/94
<u>Summer 1993</u>	<u>Summer 1994</u>

<u>Route 1</u> -ARC Rainbow Preschool, Caroline & Faith Alliance sites	\$15.70/child/day	\$16.80/child/day
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<u>Route 2</u> -ARC Rainbow Preschool, Kendall	\$19.00/child/day	\$20.00/child/day
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<u>Route 3</u> -Monroe/Orleans BOCES II, Kendall site	19.00/child/day	\$20.00/child/day
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<u>Route 4</u> -Monroe/Orleans BOCES II, Brockport site	\$33.00/child/day	\$34.00/child/day
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<u>Route 5</u> -Monroe/Orleans BOCES II, Our Lady of Mercy site	\$33.00/child/day	\$34.00/child/day
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<u>Route 6</u> -Niagara/Orleans BOCES, Oak Orchard Elementary School	\$19.00/child/day	\$20.00/child/day
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<u>Route 7</u> -Niagara/Orleans BOCES, South site	\$33.00/child/day	\$34.00/child/day.
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Adopted. 7 ayes; 0 nays; 0 absent.

During discussion on the previous resolution

County Attorney David Schubel explained that "Counsel for the competitors raised a question on the Rides Unlimited bid, and I felt there was no merit to their contention and recommended they (Health Department) move forward."

RESOLUTION NO. 411-892

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO APPROVE ACCEPTANCE OF A GRANT FROM THE NEW YORK STATE DEPARTMENT OF HEALTH BY THE COUNTY HEALTH DEPARTMENT FOR A LEAD POISONING PREVENTION PROGRAM

RESOLVED, that this Legislature does hereby approve the acceptance of a Grant for \$18,350 from the New York State Department of Health, by the County Health Department, for a Lead Poisoning Prevention Program; said contract to be in effect from to 01 April 1992 to 31 March 1993; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies in the amount of \$18,350.00, as follows:

Revenue Acct.:

A3472 Lead Grant	\$18,350.00
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Appropriation Acct.

A4010.100 Personal Services	\$ 3,400.00
A4010.220 Office Equipment	8,000.00
A4010.418 Other Contractual	1,950.00
A4025.465 Laboratory	<u>5,000.00</u>
Total	\$18,350.00"

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 412-892

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO APPROVE THE PURCHASE OF COMPUTER EQUIPMENT FOR THE COUNTY HEALTH DEPARTMENT THRU THE LEAD GRANT

WHEREAS, the Grant accepted from the New York State Department of Health, for a Lead Poisoning Prevention Program, for the County Health Department specifically allocated money for the purchase of

computer equipment, in order to tie into the State's computer network;

NOW, THEREFORE, NOW BE IT RESOLVED, that this Legislature does hereby approve the purchase of computer equipment for the County Health Department at a cost of \$3,425, to be reimbursed, by the State, at 100%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 413-892

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO APPROVE THE PURCHASE OF COMPUTER EQUIPMENT FOR THE COUNTY HEALTH DEPARTMENT THRU THE INFANT HEALTH ASSESSMENT/EARLY INTERVENTION PROGRAM

WHEREAS, the Grant from the New York State Department of Health, for the Infant Health Assessment/Early Intervention Program, for the County Health Department, was accepted with a budget of \$24,800, contract period 01 October 1991 to 30 September 1992; and

WHEREAS, only \$8,780 has been used thru 30 June 1992; and

WHEREAS, the State has requested that the budget be modified in order to designate money for the purchase of computer equipment, in order to tie into the State's computer network;

NOW, THEREFORE, NOW BE IT RESOLVED, that this Legislature does hereby approve the purchase of computer equipment for the County Health Department at a cost of \$4,840.00, to be reimbursed by the State, at 100%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 414-892

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT BETWEEN ASSOCIATED HEALTH CARE SYSTEMS, INC. AND THE COUNTY HEALTH DEPARTMENT

WHEREAS, the Orleans County Health Department Home Health Agency is authorized to provide medical supplies equipment and appliances, per the Agency's Operating Certificate; and

WHEREAS, no formal contract is in place with a vendor for durable medical equipment and supplies,

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby approve an Agreement between Associated Health Care Systems, Inc., and the County Health Department for provision of aforementioned services. There is no County cost, as this service is provided by arrangement only, for the patient in need, thru the vendor.

Adopted. 7 ayes; 0 nays; 0 absent.

It was explained by Health Department Director Andy Lucyszyn, that the contract with Associated Health Care Systems, Inc. is required by law. On the certificate the Health Department has with the State, it states "we have to supply certain equipment. We don't buy it, the patient does - it gives the patients an opportunity to buy locally."

RESOLUTION NO. 415-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING UP BUDGET MONIES IN THE 1992
SHERIFF'S DEPARTMENT BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1992 Sheriff's Department budget accounts as follows:

Revenue Account:

A2680 Insurance Recoveries \$1,000.00

Appropriation Account

A3110.446 Vehicle Maintenance \$1,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 416-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO SET UP FUNDS IN E911 PUBLIC
COMMUNICATIONS SYSTEM BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the 1992 E911 Public Communications Systems Accounts as follows:

Revenue Account:

A1140 E911 Revenue Account \$26,000.00

Appropriation Account:

A3020.418 E911 Public
Communication Systems \$26,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 417-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO FILL VACANT DEPUTY SHERIFF POSITION

RESOLVED, that this Legislature does hereby approve the filling of one (1) vacant Deputy Sheriff position in the Orleans County Sheriff's Department, at a salary of \$20,745.00; said vacancy to be filled at the end of former deputy's service to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 418-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) Baker Hall, 150 Martin Road, Lackawanna, NY for provision of foster care services; to be effective July 1, 1992 through June 30, 1993 at a cost of \$56,782 per child. County cost is \$19,336 per child.

- (2) Berkshire Farm Center, Canaan, NY 12029 for provision of foster care services; to be effective July 1, 1992 through June 30, 1993 at a cost of \$59,030 per child. County cost is \$20,070 per child.
- (3) Genesee Community College, 1 College Road, Batavia, NY for provision of an employee development program to enhance career, personal and professional growth; to be effective August 24, 1992 through August 23, 1993 at a cost of \$15,750. County cost is \$0.
- (4) Hillside Children's Center, 1183 Monroe Avenue, Rochester, NY 14620 for provision of foster care services; to be effective July 1, 1992 through June 30, 1993 at a cost of \$69,101 per child. County cost is \$23,495 per child.
- (5) New Life Homes, P.O. Box 506, Bath, NY 14810 for provision of foster care services; to be effective July 1, 1992 through June 30, 1993 at a cost of \$25,397 per child. County cost is \$8,635 per child.
- (6) New York State Department of Social Services, 40 North Pearl Street, Albany, NY for registration of family day care and school-age child care programs; to be effective September 1, 1992 through August 31, 1993 at a cost of \$10,000. County cost is \$0.
- (7) Orleans County Highway Department, 222 West Academy Street, Albion, NY 14411 for administrative supervision of Work Experience Crew Leader; to be effective May 1, 1992 through December 31, 1992 at a cost of \$11,200. County cost is \$4,480.
- (8) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, 2425 Hyde Park Boulevard, Niagara Falls, NY 14305 for provision of nursing supervision of personal care aides to eligible Title XIX recipients; to be effective January 1, 1992 through December 31, 1992 at a cost of \$9.72 per hour. County cost is \$2.43 per hour.
- (9) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, 2425 Hyde Park Boulevard, Niagara Falls, NY 14305 for provision of home health care services to

Title XX recipients; to be effective January 1, 1992 through December 31, 1992 at a cost of \$9.72 per hour. County cost is \$2.43 per hour.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 419-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE DIRECTOR OF SERVICES TO BE ADDED AS HAVING THE AUTHORITY TO SIGN CHECKS ON ACCOUNT A215 (EMERGENCY FUND)

WHEREAS, the Commissioner of Social Services, Director of Administrative Services (Louis Monacelli), and Director of Income Maintenance (Elizabeth Westlund) are authorized to sign checks on Departmental Cash Account A215; and

WHEREAS, the need has arisen to have an additional Director added as an authorized agent in emergency situations;

NOW, THEREFORE, BE IT RESOLVED, pursuant to the request of the Commissioner of Social Services, that the Director of Services (Richard Neilans) be added as an authorizing agent for Departmental Cash Account A215.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 420-892

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO CLERK OF THE LEGISLATURE BUDGET ACCOUNT

RESOLVED, that due to the recent 2% reductions in the Legislature Clerk's budget accounts, which left that department with inadequate operating funds, this Legislature does hereby authorize the County Treasurer to transfer the sum of \$1,739.50 from Account A1990.418 Contingent Fund, to the following accounts in the Legislature Clerk's budget;

A1040.411 Office Supplies

\$800.76

A1040.431 Insurance	86.50
A1040.433 Legal Notices	652.24
A1040.462 Travel	<u>200.00</u>
Total	\$1739.50

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 421-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING ORLEANS COUNTY NURSING HOME TO BE A FIELD TRAINING SITE FOR THE GCC PHYSICAL THERAPIST ASSISTANT PROGRAM.

WHEREAS, the County Nursing Home uses the expertise of a Physical Therapist Monday through Friday, and

WHEREAS, this program would provide work experience for these students, and

WHEREAS, the residents of the Nursing Home would benefit from the increase in Physical Therapist Assistant time, and

WHEREAS, the program would be at no cost to the county, now therefore, be it

RESOLVED, that this Legislature does hereby authorize the Nursing Home to become a field training site.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 422-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING ORLEANS COUNTY NURSING HOME ADMINISTRATOR TO ISSUE AN RFP FOR DIETARY SERVICES

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home to issue an RFP for dietary services to be used at the facility.

Adopted. 7 ayes; 0 nays; 0 absent.

During discussion on the previous resolution regarding RFP's for dietary services for the Nursing Home, Legislator Tuohey asked if, in the RFP, an option could be included, to replace County people, with people who work for the dietary service. Legislator Bennett felt that such a step would be a mistake, because the County would lose control - the employees would not be directly responsible to the County. Mrs. Tuohey said that she knew of three facilities who used a dietary contract service - the nursing homes and the hospital in Medina. This would be a way of saving on employees, and suggested that such a step should be considered. Legislator Billings said he "would rather see this type of thing, rather than privatizing (the nursing home)." Legislator McCarthy suggested, that the County Jail could be included in the RFP. Mrs. Tuohey said that it was a suggestion that should be considered.

RESOLUTION NO. 423-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY TREASURER TO TRANSFER FUNDS WITHIN THE DEPARTMENT OF SOCIAL SERVICES BUDGET ACCOUNTS

WHEREAS, the Job Opportunities and Basic Skills (JOBS) account (A6135) is overdrawn; and

WHEREAS, it is necessary to continue payments to and on behalf of eligible recipients from this account;

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer is hereby authorized to transfer the sum of \$6,487.00 from Account A6109.465 Aid to Dependent Children to Account A6135.465; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies as follows:

Increase:

Approp. Acct. A6135.465 (JOBS)	\$19,463.00
Revenue Account A4635 (JOBS)	12,975.00
Revenue Account A3635 (JOBS)	6,488.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 424-892

By Legislator Tuohey, who moved the adoption

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT WITH CSEA

RESOLVED, that the tentative three-year agreement reached between the County Negotiating Team and CSEA representatives, and which has been ratified by the CSEA employees is hereby approved by this Legislature.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 425-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING REVISED PROPOSAL OF SANDRA H. ADAMS

WHEREAS, the proposal of consultant Sandra H. Adams, Esq., was previously approved and accepted at a meeting of the Legislature held on March 25, 1992; and

WHEREAS, it was necessary to revise the said proposal;

NOW, THEREFORE, BE IT RESOLVED, that Resolution No. 183-392, approving the original proposal of Sandra H. Adams, Esq., is hereby rescinded and that the revised proposal of Sandra H. Adams, Esq., dated August 1, 1992, is accepted as set forth therein at a total cost not to exceed \$4,500.00; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$4,500.00 from Contingent Fund A1990.418 to Sheriff's Department Account A3110.418 Other Contractual;

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 426-892

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS, INC.

RESOLVED, that this Legislature does hereby approve the Software Subscription Service Agreement with KVS Information Systems, Inc., Amherst, New York, providing for Software Trouble Report Service, Enhancement Service and conformance with Regulatory Authorities for the computer in the Treasurer's Office; and be it

FURTHER RESOLVED, that this agreement shall extend for a period of one (1) year from the date of August 1, 1992; cost for said agreement to be \$2,268.75.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew the next resolution from the agenda, entitled RESOLUTION AUTHORIZING TRANSFERS IN SHERIFF AND JAIL BUDGET ACCOUNTS RE 2% BUDGET REDUCTION IN SHERIFF'S DEPARTMENT.

RESOLUTION NO. 427-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING EQUIPMENT PURCHASES FOR VARIOUS AGENCIES WITHIN THE COUNTY FROM STOP DWI BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby approve the following purchases for various agencies and/or municipalities within the County from Stop DWI Budget Account A3315.418:

Five (5) Tint Meters (for Albion, Holley, Medina, Sheriff State Police)	\$1,117.00
Portable Radio (for Medina)	564.55
Two (2) Alco-sensors (for Sheriff's Department)	774.00
Four (4) Traffic Vests (for State Police)	270.60
Two (2) Flashlights (for Albion)	179.90
Two (2) Fax machines (for Probation & State Police)	2,368.00

Paper Shredder (for Sheriff)	1,291.50
Three (3) Copy Machines (for Albion, Medina, Holley)	6,436.00

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Bower, with second by Legislator Swiercznski, to add six more resolutions to the agenda. Motion carried. The following resolutions were then introduced and voted upon:

RESOLUTION NO. 428-892

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 7840 through 8059 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 429-892

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CARLTON

RESOLVED, that this Legislature sell and convey unto Joseph and Judy McVige, P. O. Box 107, Waterport, New York 14571, for the sum of \$2,942.50, which includes the 1988, 1991 and 1992 taxes, Parcel No. 50,

Tax Map No. 27.04-2-19 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 77, being formerly assessed to Joseph and Judy McVige, P. O. Box 107, Waterport, New York 14571, bounded and described as follows: In the Town of Carlton, Orleans County, New York, being known as L2, T16, R2, Lot 11C 1985 Center Road, 110.00 x 120.00'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 430-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION ADOPTING LOCAL LAW NO. 4-INTRO AS ORLEANS COUNTY LOCAL LAW NO. 4 OF THE YEAR 1992 ENTITLED "A LOCAL LAW AUTHORIZING THE ORLEANS COUNTY PROBATION DEPARTMENT, WHEN ORDERED TO CONDUCT AN INVESTIGATION UNDER THE FAMILY COURT ACT, TO BE ENTITLED TO A FEE OF NOT LESS THAN FIFTY DOLLARS (\$50.00) AND NOT MORE THAN FIVE HUNDRED DOLLARS (\$500.00) FROM PARTIES IN SUCH PROCEEDINGS"

WHEREAS, there was introduced at a regular meeting of the Orleans County Legislature held on July 8, 1992, Local Law No. 4-Intro of the Year 1992, and a public hearing was held on August 12, 1992, at which time all persons wishing to speak were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 4-Intro of the Year 1992 as Orleans County Local Law No. 4 of 1992, which reads as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 4 OF THE YEAR 1992

BE IT ENACTED by the Legislature of the County of Orleans, New York as follows:

SECTION 1. This Local Law is authorized by Section 252-a of the Family Court Act of the State of New York.

SECTION 2. The Orleans County Probation Department when it is ordered to conduct an investigation pursuant

to Section 653 of the Family Court Act of the State of New York shall be entitled to a fee of not less than Fifty Dollars (\$50.00) and not more than Five Hundred Dollars (\$500.00) from the parties in such proceeding for performing such investigation.

SECTION 3. The fee provided for in Section 2 of this Local Law shall be based on the parties' ability to pay such fee and the schedule for payment shall be fixed by the Family Court issuing the Order for Investigation, pursuant to the guidelines issued by the Director of Probation and Correctional Alternatives, and may in the discretion of the Court, be waived when the parties lack sufficient means to pay the fee. The Court shall apportion the fee between the parties based upon the respective financial circumstances of the parties and the equities of the case.

SECTION 4. Fees pursuant to this Local Law shall be paid directly to the Orleans County Probation Department to be retained and utilized for local probation services, and shall not be considered by the New York State Division of Probation when determining State Aid Reimbursement pursuant to Section 246 of the Executive Law of the State of New York.

SECTION 5. This Local Law shall take effect immediately upon filing by the Secretary of State of the State of New York.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Billings, commented upon the adoption of Local Law No. 4 that "most (of these) people are destitute...poor way to get funds....I don't approve of it.

RESOLUTION NO. 431-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTING LOCAL LAW NO. 5-INTRO OF THE YEAR 1992 ENTITLED "A LOCAL LAW REQUIRING INDIVIDUALS CURRENTLY SERVING OR WHO SHALL BE SENTENCED TO A PERIOD OF PROBATION UPON CONVICTION OF ANY CRIME UNDER ARTICLE 31 OF THE VEHICLE AND TRAFFIC LAW TO PAY TO THE ORLEANS COUNTY PROBATION DEPARTMENT AN ADMINISTRATIVE FEE"

WHEREAS, there was introduced at a regular meeting of the Orleans County Legislature held on July 8, 1992, Local Law No. 5-Intro of the Year 1992, and a public hearing was held on August 12, 1992, at which

time all persons wishing to speak were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 5-Intro of the Year 1992, as Orleans County Local Law No. 5 of the Year 1992, which reads as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 5 OF THE YEAR 1992

BE IT ENACTED by the Legislature of the County of Orleans, New York as follows:

SECTION 1. This Local Law is authorized by Section 257-c of the Executive Law of the State of New York.

SECTION 2. Individuals currently serving or who shall be sentenced to a period of probation upon conviction of any crime under Article Thirty-one of the Vehicle and Traffic law shall pay to the Orleans County Probation Department having the responsibility of supervising the probationer an administrative fee of Thirty Dollars (\$30.00) per month. The Orleans County Probation Department may waive all or part of such fee where, because of the indigence of the offender, the payment of said surcharge would work an unreasonable hardship on the person convicted, his or her immediate family, or any other person who is dependent on such person for financial support.

SECTION 3. The provision of subdivision six of Section 420.10 of the Criminal Procedure Law of the State of New York shall govern for purposes of collection of the administrative fee.

SECTION 4. The probation administrative fee authorized by this Local Law shall not constitute nor be imposed as a condition of probation.

SECTION 5. In the event of non-payment of any fees which have not been waived by the Orleans County Probation Department, the County of Orleans may seek to enforce payment in any manner permitted by law for enforcement of a debt.

SECTION 6. Monies collected pursuant to this Local Law shall be utilized for probation services by the Orleans County Probation Department. Such monies shall not be considered by the New York State Division of Probation when determining State Aid Reimbursement pursuant to Section 246 of the Executive Law of the State of New York. Monies collected shall not be used to replace Federal Funds otherwise utilized for probation services.

SECTION 7. This Local Law shall become effective upon filing by the Secretary of State of the State of New York.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Billings commented that he felt the same way about this Local Law as he did Local Law No. 4. "It's okay to raise the fines, but this is (additional) punishment."

RESOLUTION NO. 432-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING CREATION OF THE ORLEANS COUNTY WORK ORDER PROGRAM AND TWO TEMPORARY PART-TIME CREW LEADER POSITIONS FOR SAID PROGRAM

RESOLVED, that this Legislature does hereby approve and authorize the creation of the Orleans County Work Order Program, consisting of offenders who have been sentenced, through the local Court System, to work on Saturdays and Sundays; said work sites to be established in conjunction with local government agencies and non-profit organizations; and be it

FURTHER RESOLVED, that this Legislature does hereby create two (2) Temporary part-time Crew Leader positions at an hourly rate of \$6.00 who will supervise the offenders ordered to serve in this Program; and be it

FURTHER RESOLVED, that said Orleans County Work Order Program shall be reviewed at the end of this year, prior to December 31, 1992; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$2,000.00 from Contingent Fund A1990.418 to Sheriff's Department Budget Account A3110.100 Personal Services; said transfer being necessary to cover expense of the additional Crew Leader positions.

Adopted. 7 ayes; 0 nays ;0 absent.

Legislator Bower introduced the resolution entitled RESOLUTION TO TRANSFER FUNDS INTO ACCOUNT A6510.465 VETERANS BURIALS, changed the resolution to transfer the sum of \$337.20 from the Veterans Budget line item A6510.411 and to transfer the sum of \$2012.80

from Contingent Fund A1990.418 into Veterans Burial Account A6510.465, and the following resolution was then presented and voted upon:

RESOLUTION NO. 433-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO TRANSFER FUNDS INTO ACCOUNT A6510.465
VETERANS BURIALS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to make the following transfers re Veterans Service Agency 1992 Budget Accounts:

From:

A1990.418 Contingent Fund	\$2,012.80
A6510.441 Printing - Veterans	
Service Agency Budget	337.20
Total	\$2,350.00

To:

A6510.465 Veterans Burials	\$2,350.00.
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Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger brought up several items for discussion:

I.D. Badges: The Chief Administrative Officer gave a brief overview of the County's policy regarding I. D. badges, noting that due to a complaint by a union member regarding the size of the I.D. badge, PERB had become involved, and had ordered a smaller size for the I.D. badge. Mr. Dudek explained that "there was money budgeted in Personnel for replacement...the problem is the policy, the way it is now. The union employees do not have to wear the badge unless it is the right size (PERB ruling). The County has to change the policy or furnish the smaller badge. Nursing Home employees already have the badges - there is no problem there." During the discussion that followed, Legislator McCarthy felt that employees who work outside a County office, should wear the badge, and those who spend their workday within a County building should not have to wear the badge. Chairman Berger asked for a vote to determine whether or not the County employees should wear the I.D. badge. The vote proceeded as follows:

Those in favor of "limited" use of I.D. Badges:
Legislators McCarthy, Bower and Tuohy.

Those in favor of wearing the I.D. Badges "all the time": Legislators Bennett, Berger, Billings and Swiercznski.

The decision of the Board was to have all County employees wear I.D. Badges "all the time" during working hours.

Self Insurance Cards: During discussion, Mr. Dudek pointed out that these cards are not required, that Emergency Rooms hold everybody accountable for the debt, whether or not they have a card. Legislator McCarthy pointed out, that originally these cards were for firefighters, who do need the cards, not for regular County employees. Legislator Bower recommended sending Self Insurance Cards for those people who actually need them. Legislator Bennett suggested referring this matter to the Self Insurance Advisory Committee.

Marine Park: In reference to costs for a firefighting system at the Orleans County Marine Park, two proposals had been received.

The County Highway Department had submitted a cost estimate of \$10,700 for the installation of a fire hydrant at the Park.

The C.D. Director had received a proposal from the Carlton Fire Department for firefighting equipment for the Sheriff's Boat in the amount of \$1380.00 and for the Park itself in the amount of \$5220.00.

After discussion, it was the recommendation of the Board to authorize the C. D. Director to (1) determine which is best, and (2) to encumber funds, and to budget for the expense in his 1993 budget. Chairman Berger said he would contact Mr. Clark and advise him of the Board's decision. Mr. Berger also noted that on the 4th the Fire Chief's will be meeting, and that an Emergency meeting for the firemen will be held next week, at which time these matters can be discussed.

Cobblestone Society: Legislator McCarthy said he had spoken with Mr. Nestle, and explained the Board's feelings regarding his request. Mr. Nestle agreed, and said they (Cobblestone Society) might ask for something else from the County - possible some help with maintenance. Mr. McCarthy explained to Mr. Nestle that the County did have a work crew available that might do some type of maintenance work for the organization.

Intercounty Association: Mr. Berger announced that the meeting would be held at the Onoville Marina in Cattaraugus County, and that he would not be able to attend. Legislator McCarthy said he would attend the meeting.

NYSSCLA Survey re State Take-over of Medicaid: Mr. Berger explained that he had received a survey form pertaining to the State Medicaid Take-over. NYSSCLA is canvassing all the Counties, and would like to know if Orleans County is for or against the "take-over" of Medicaid by the State. Mr. Dudek commented that Senator Daly feels that such a take-over shifts the load to upstate New York. Mr. Dudek also reminded the Board that the State will take away 1% of the County's sales tax revenue, if they do take-over the Medicaid program. Three of the legislators were against the State taking over the Medicaid program, with the other four remaining uncertain, stating they did not have enough information on the State's proposal. Mr. Berger said he would send the survey form back to NYSSCLA with a big question mark.

Early Retirement: Mr. Dudek said that the list of eligible employees, which had been received from the State included elected officials, and the early retirement incentive did not include elected officials. He also explained that the cost would be a little less than last year, and that if the Board wanted to go ahead with the Early Retirement Incentive Program, a local law would have to be passed by September 22nd. Therefore, a local law would have to be introduced at the next meeting, with a public hearing and the adoption of the local law to be scheduled for the September 9th meeting.

Legislator Swiercznski requested that a survey be conducted to find out how many employees are interested in early retirement. Legislators Bennett, Billings and Tuohy were not in favor of early retirement. However, Legislator Bower said, "(that since) we offered it last time, then we should do it this time."

Soliciting in County Buildings: It was decided to review the resolution banning solicitation.

Mrs. Halloran was given privilege of the floor. Mrs. Halloran said she was there to make the Legislature aware of a situation in the County Jail. She stated that it dealt with an extremely personal situation. Legislator Swiercznski, with second by Legislator McCarthy, moved to go into executive session. Motion carried.

Meeting recessed at 6:50 p.m.

Meeting reconvened at 7:10 p.m.

County Attorney David Schubel asked, in the case of In Rem Properties, if it would be possible to have a repayment agreement with the County. It was the consensus of the Board, that such an agreement would not be possible.

Motion by Legislator McCarthy, with second by Legislator Billings, to adjourn. Motion carried.

Meeting adjourned at 7:10 p.m.

LEGISLATURE MEETING
August 26, 1992

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: Announced that the NYSAC dues for 1993 will be \$1,900.00; a letter of acknowledgment from Senator Daly regarding the County's resolution to extend Route 531 Expressway west towards Brockport; a copy of the Town of Albion's Water District No. 3 Application; announced that copies of local laws Nos. 4 and 5 have been received at the State Department.

Report of standing committees: Legislator McCarthy attended a Mental Health Department meeting and a meeting at the Health Department.

Legislator Billings reported that the second eight-year review of Ag District No. 3 in the Town of Kendall is proceeding, and that there will be a resolution on the agenda for the next meeting setting the date for the public hearing.

Legislator Bower reported attending his regular departmental meetings.

Legislator Swiercznski attended meetings with the Highway Department, Buildings and Grounds and the Nursing Home; also attended the picnic for the Past and Present Supervisors' and County Legislators' Association at Orleans County Marine Park.

Legislator Bennett reported attending his regular committee meetings; announced that there was a meeting at the C.D. office with the auxiliary police - noting that there was a "mass exodus" of members - for a proposal for more training. All Board members were invited to attend.

Legislator Tuohey attended the Mental Health meeting, the Self Insurance meeting along with Mr. Berger on its projected budget; met at the Health Department with Legislator McCarthy to go over their projected budget; met with the County Treasurer to go over her budget and met with Jack Pease regarding RFP's for food service; audited the bills on Monday and Tuesday, and audited the Nursing Home vouchers for the first time.

Chairman Berger attended the Yates Town Board meeting on August 13th; Self Insurance meeting, and signed the CSEA contracts August 17th; met with Judge Punch, Village of Medina Mayor Lake, Social Services Commissioner Hardenbrook, Probation Director Dean Holland on various community concerns and was at the Legislature Office August 18th; attended the GLOW meeting on August 19th; participated in the emergency drill at the C.D. Center, (the County emergency services did very well) August 20th; attended a meeting with Legislators Bennett and Billings and Sheriff Green regarding the Jail roof and attended the Planning Committee Meeting on August 26th.

Social Services Commissioner Patricia Hardenbrook spoke to the Legislature and said she was there to encourage the Board to proceed with the Early Retirement Incentive Program - "I am here personally asking for it."

The following resolutions were presented:

RESOLUTION NO. 434-892

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING GLOW SOLID WASTE MANAGEMENT COMMITTEE 1993 BUDGET

WHEREAS, the Counties of Genesee, Livingston, Orleans and Wyoming, pursuant to the Intermunicipal Cooperation Contract, did create the GLOW Region Solid Waste Management Committee to perform certain duties and responsibilities on behalf of the Counties in furtherance of studying, administering, developing, and implementing an integrated solid waste management project for the benefit of the Counties; and

WHEREAS, the GLOW Region Solid Waste Management Committee has approved a tentative 1993 administrative budget for review by the Counties; and

WHEREAS, the GLOW Region Solid Waste Management Committee recommends a \$10,000 contribution from Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby support the tentative 1993 budget for the GLOW Region Solid Waste Management Committee; and be it

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 435-892

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SUPPORTING APPLICATION OF NYS DIVISION OF
HOUSING AND COMMUNITY RENEWAL FOR TWENTY-FIVE SECTION 8
CERTIFICATE OR VOUCHER UNITS

BE IT RESOLVED, that this Legislature does hereby support the application being prepared by DHCR for twenty-five Certificate or Voucher units for Orleans County; and be it

FURTHER RESOLVED, that the Chairman be authorized to send a letter to this effect to the Department of Housing and Community Renewal; and be it

FURTHER RESOLVED, that the majority of these units be distributed between one bedroom elderly and two bedroom family categories.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION AUTHORIZING THE PURCHASE OF PSYCHOLOGICAL TESTING EQUIPMENT was withdrawn by Legislator McCarthy.

RESOLUTION NO. 436-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT POSITIONS IN COUNTY NURSING HOME

RESOLVED, that the Administrator of the County Nursing Home is hereby authorized to fill the following vacancies:

1. Three (3) Permanent Part-time Institutional Aide positions.
2. One (1) Permanent Full-time Cleaner position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 437-892

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO RENEW ELEVATOR MAINTENANCE AGREEMENT WITH
DCB ELEVATOR CO., INC. FOR COUNTY ADMINISTRATION
BUILDING

RESOLVED, that this Legislature does hereby authorize the renewal of the maintenance agreement with DCB Elevator Co., Inc., M.P.O. Box 246, Niagara Falls, New York, which provides maintenance services for the elevator located in the County Administration Building; said agreement to commence September 1, 1992, at a monthly rate of \$155.00, and to continue in effect until August 31, 1993.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 438-892

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIMS FROM ACCOUNT H5120.2 - BRIDGES

RESOLVED, that this Legislature does hereby authorize the payment of the following capital project claims from the Highway Department Capital Project Account H5120.2 - Bridges:

1. Lakeland Concrete Products, Inc., 7525 East Main Street, P.O. Box 19A, Lima, New York 14485 for box culverts for Albion-Eagle Harbor Road Bridge Project in the amount of.....\$60,187.50
2. Orleans County Highway Department, 222 West Academy Street, Albion, New York 14411 to reimburse Highway Department County Bridges Account D5120.442 - Equipment Use, in the amount of.....\$11,600.04

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 439-892

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Self-Insurance Fund and the Solid Waste Program have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 8078 through 8196 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 440-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANT POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the following vacant position:

- (1) Part-time Driver

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 441-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING UNPAID EDUCATIONAL LEAVE AND ABOLISHING/CREATING CERTAIN POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, a Caseworker in the Department of Social Services, Gerald Golden, has requested a one-year educational leave, commencing September 8, 1992; and

WHEREAS, the Commissioner of Social Services has approved said unpaid educational leave, contingent upon the approval of the Legislature; and

WHEREAS, said leave will create one more vacant Caseworker position in said Department

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an unpaid educational leave of absence for Gerald Golden, Caseworker in the Department of Social Services; said leave to commence September 8, 1992 and to terminate September 7, 1993; and be it

FURTHER RESOLVED, that this Legislature does hereby abolish one (1) Full-time Caseworker position in the Department of Social Services, and in its place, does hereby create Two (2) Part-time Temporary Caseworker positions in the Social Services Department, at Grade 11, Step 1 of the CSEA Salary Schedule; said positions to become effective September 8, 1992 and shall terminate September 7, 1993; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the two newly created vacant Part-time Temporary Caseworker positions, at Grade 11, Step 1.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 442-892

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE FOR BIDS FOR BATES ROAD BRIDGE AND SAWYER ROAD BRIDGE REPLACEMENTS

RESOLVED, that the Orleans County Highway Superintendent is hereby authorized to advertise for bids for the replacement of two (2) County Bridges:

1. Bates Road Bridge over Oak Orchard Creed (BIN #3318930)
2. Sawyer Road Bridge over Marsh Creek (BIN #3319020).

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution entitled RESOLUTION APPROVING ESTABLISHMENT OF A CHECKING ACCOUNT TO ENABLE THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH'S INTENSIVE CASE MANAGER TO MORE EFFICIENTLY ACCESS WRAPAROUND DOLLARS ON A 24 HOUR BASIS was withdrawn by Legislator McCarthy.

RESOLUTION NO. 443-892

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENT FOR THE MENTAL HEALTH DEPARTMENT.

RESOLVED, that this Legislature does hereby approve the following agreement between the County and the following student intern to the Mental Health Department:

Catherine Henry, as a Social Work student intern for an average of 14 hours per week, commencing August 27, 1992 through May 14, 1993; salary for said time period to be \$1,440.00, payable in twice monthly installments of \$80.00 each with a County cost for said agreement to be \$720.00.

Adopted. 7 ayes; 0 nays; 0 absent.

The next two resolutions entitled RESOLUTION APPROVING AGREEMENTS WITH PART-TIME STAFF SOCIAL WORKERS GRADE 18 WITH THE ORLEANS COUNTY MENTAL HEALTH DEPARTMENT and RESOLUTION TO APPROVE A CONTRACT BETWEEN THE COUNTY OF ORLEANS AND PARK RIDGE HOSPITAL, INC. (PARK RIDGE CHEMICAL DEPENDENCY) were withdrawn by Legislator McCarthy.

RESOLUTION NO. 444-892

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ABOLISHING/CREATING POSITIONS IN THE ORLEANS COUNTY MENTAL HEALTH DEPARTMENT

WHEREAS, the Orleans County Department of Mental Health would like to replace a currently existent full-time Staff Social Worker Grade 18 position with two part-time county employees; and

WHEREAS, this is being done in accordance with the current contract with the County Employees Unit, Orleans County Local No. 837, Civil Service Employees Association, Inc., Local 1000, AFSCME AFL-CIO; and

WHEREAS, the proposed employees agree to assure the continuity of services for the clients they both serve;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish one full-time Staff Social Worker, Grade 18 position in the Orleans County Mental Health Department, and in its place, does hereby create two (2) Part-time Staff Social Worker positions-

1. One part-time position at grade 18, step 6; and
2. One part-time position at grade 18, step 4

on the CSEA Salary Schedule; said positions to become effective September 9, 1992 and to continue through December 31, 1992, at which time the two part-time positions shall terminate; and be it

FURTHER RESOLVED, that the Director of the Mental Health Department is hereby authorized to fill the two (2) newly created Part-time Staff Social Worker positions as of September 9, 1992.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

The next resolution entitled RESOLUTION TO APPROVE A CONTRACT BETWEEN THE COUNTY OF ORLEANS AND LAURA AMOR AS AN INDEPENDENT CONTRACTOR PROVIDING NINE (9) HOURS OF CONSULTING SOCIAL WORK TO THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES was withdrawn by Legislator McCarthy.

Legislator Bennett, with second by Legislator Bower, moved to waive the rules to allow the addition of two resolutions to the agenda. Motion carried. The following resolutions were then introduced and acted upon:

RESOLUTION NO. 445-892

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING BIDS FOR JAIL ROOF REPLACEMENT

RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Superintendent to prepare specifications and solicit bids to replace the entire Jail roof; said work to be completed this fall and to be paid from the 1993 Budget.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 446-892

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION INTRODUCING LOCAL LAW NO. 6-INTRO OF THE YEAR 1992 ENTITLED "A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 643 LAWS OF 1992 FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF ORLEANS"

RESOLVED, that Local Law No. 6-Intro of the Year 1992 entitled "A Local Law Electing a Retirement Incentive Program as Authorized by Chapter 643 Laws of 1992 for the Eligible Employees of the County of Orleans" be, and the same hereby is introduced; and be it

FURTHER RESOLVED, that a public hearing be held on such Local Law on September 9, 1992 at 4:30 o'clock p.m. at the Legislature Chambers, Court House Square, Albion, New York and that the Clerk of the Legislature give public notice thereof as required by law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 446-892-a

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION EXTENDING TEMPORARY EMPLOYMENT AND TRAINING COUNSELOR POSITION IN JOB DEVELOPMENT AGENCY

WHEREAS, this Legislature created a Temporary Employment and Training Counselor position in the Job Development Agency to be in effect July 20, 1992 through August 28, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby extend said position to be in effect July 20, 1992 through September 4, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger announced that he had signed a proclamation declaring September 12, 1992 as Memorial Walk Day for Alzheimers in Orleans County, in support of a state-wide proclamation.

Motion by Legislator Swiercznski, with second by Legislator McCarthy, to adjourn. Motion carried.

Meeting adjourned at 5:10 p.m.

LEGISLATURE MEETING
September 9, 1992

The Chairman called the meeting to order at 4:40 p.m., immediately after the public hearing on Local Law No. 6-Intro of 1992. After the pledge to the flag, the Clerk called the roll, and all Legislators were present.

The Clerk presented the following communications: Formal notification from the NYS Department of State Bureau of State Records that Local Laws Nos. 4 and 5 had been filed August 21, 1992; notification of the Intercounty Meeting to be held September 17th in Seneca Falls, New York.

Report of Standing Committees: Legislator McCarthy reported meetings with the Health Department and Mental Health Department to work on their respective budgets, also a meeting with the Finance Committee earlier in the day.

Legislator Billings reported his usual meetings, and a meeting at the Extension office.

Legislator Bower reported attending his regular meetings. Mr. Bower explained that the second work crew had started working in the Administration Building, and would like to clean carpets. Rental costs for a carpet cleaner are \$279.00 a month, and it will take approximately three months to do the cleaning. Prices have been obtained for the purchase of a carpet cleaner, and two estimates have been received...one for \$1159 and the other for \$995....an attempt is being made to obtain a third estimate, per purchasing policy rules. There are funds in the Buildings and Grounds budget for the purchase. Mr. Bower said Some of the cost can be charged back to the various departments. The Board agreed to go ahead with the purchase, paying for it from the Buildings and Grounds Department budget accounts.

Legislator Swiercznski reported regular committee meetings with the Social Services Department, the Nursing Home, Buildings and Grounds, and Weights and Measures.

Legislator Bennett reported regular committee meetings, commenting that he was on the Jury Board and had never been invited to a meeting. The suggestion was made that he contact the Commissioner of Jurors.

With regard to the roof replacement for the jail, Mr. Bennett said he had spoken with the Buildings and Grounds Superintendent who suggested doing half, at a cost approximately \$8,000, and not replace it all at once. Legislator Bennett stated he would prefer doing the entire roof. Legislator McCarthy noted that the Board had already passed a resolution authorizing bids to get it done. Legislator Bennett also mentioned the different hours for the Buildings and Grounds Department, and commented that he was under the impression the Legislature would "think" about it. Legislator McCarthy said it was his understanding that the Legislature had said "No".

Legislator Tuohey met with the Finance Committee regarding the budget; also met at the Nursing Home with Legislator Bower and Administrator Jack Pease regarding the RFP's for food service; attended the Shelby Town Board meeting on September 8th, and the Safety Meeting earlier this a.m.

Chairman Berger attended the GLOW meeting at GCC on August 27th; attended the Interagency Collaboration meeting in Olean with Commissioner Hardenbrook, Probation Director Dean Holland and James Elmore of the Mental Health Department. The Orleans County Group has a meeting scheduled for September 15th. Attended the ribbon-cutting ceremony at the Jubilee store on September 1st and the Ridgeway Town Board meeting; attended the Union Labor Board Meeting on September 3rd; the Soil and Water meeting on September 8th, as well as the meeting with the DA at 7:30 a.m.; attended the 10:00 a.m. Safety Meeting and gave the Seaway Trail Executive Board Meeting welcome.

Chairman Berger announced that he had signed two proclamations - one for National 4-H Week and the other for Sheriff's Week in Orleans County, September 13 through 19, 1992.

Chief Administrative Officer announced that RAM had finally made their recommendation as to the low bidder on the 800 Megahertz Radio Project, - E.F. Johnson was the low bidder. Mr. Dudek said that the next step would be to meet with people from E.F. Johnson and take a look and see which parts of the bid could be eliminated or postponed and see how the cost can be broken down among the participating municipalities. Legislator Tuohey said that all the towns should be involved before a decision is made by the County. Chairman Berger recommended a meeting with all those involved.

With regard to the meeting with the School Board, Mr. Billings said that the last conversation he had

with a member of the Kendall School Board, it was left that a school board representative would get in touch with the County at a later date to arrange a meeting. At that time, everyone was away on vacation and would be unable to attend. Mr. Berger commented that he would rather spend time "discussing" than determining dinner choices, and opted for a meeting to be held in the Legislature Chambers, rather than having a dinner meeting.

The following resolutions were presented:

Legislator Bower, with second by Legislator Billings, introduced a resolution adopting Local Law No. 6 of the Year 1992 pertaining to an Early Incentive Retirement Plan for the County. During discussion of the resolution, Legislator Bower said, "I would like to thank Stan (for cost figures)...did an excellent job. I still have a difference of opinion that some of the costs that look like they are negative to the County....I view sick days, and vacation and liken it to money in the bank. It's not ours. If we offer this with a shorter window, hopefully we wouldn't replace everybody right away (there could be a savings)." Mr. Dudek said he had checked last year's numbers, and that medical costs will probably be high, while the actual cost for the incentive program may be a little low. 1993's first payment will be \$80,000.00. Mr. Dudek said he felt that the numbers presented were "pretty close". Legislator Billings suggested shortening the "window period". Legislator Bower moved, with second by Legislator Tuohey, to amend the resolution changing the date the "window period" is to end from December 31, 1992 to November 30, 1992. Motion failed. 3 ayes, Legislators Bower, McCarthy and Tuohey; 4 nays, Legislators Bennett, Berger, Billings and Swiercznski; 0 absent. The original resolution was then voted upon as follows:

RESOLUTION NO. 447-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION ADOPTING LOCAL LAW NO. 6-INTRO OF THE YEAR 1992 AS ORLEANS COUNTY LOCAL LAW NO. 6 OF THE YEAR 1992

WHEREAS, Local law No. 6-Intro of the Year 1992 entitled "A local law electing a retirement incentive program as authorized by Chapter 643 laws of 1992 for the eligible employees of the County of Orleans" was introduced at a regular meeting of the Orleans County Legislature on July 26, 1992; and

WHEREAS, a public hearing was held on September 9, 1992, at which time all interested persons were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 6-Intro of the Year 1992 as Orleans County Local Law No. 6 of the Year 1992; said law reads as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 6 OF THE YEAR 1992

A local electing a retirement incentive program as authorized by Chapter 643 laws of 1992 for the eligible employees of the County of Orleans.

BE IT ENACTED by the Legislature of the County of Orleans as follows:

Section 1. The County of Orleans hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 643, Laws of 1992.

SECTION 2. The Commencement date of the retirement incentive program shall be October 5, 1992.

SECTION 3. The open period during which eligible employees may retire and receive the additional retirement benefit shall conclude on December 31, 1992.

Section 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be funded over a five (5) year period. The amount of the annual payment in each of the five (5) years shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the County of Orleans for each employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This act shall take effect September 9, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 448-992

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING ESTABLISHMENT OF A CHECKING ACCOUNT TO ENABLE THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH'S INTENSIVE CASE MANAGER TO MORE

EFFICIENTLY ACCESS WRAPAROUND DOLLARS ON A 24 HOUR BASIS

WHEREAS, it is necessary to make 100% New York State Office of Mental Health wraparound dollars available exclusively to the ICM Case Manager and;

WHEREAS, the Orleans County Community Services Board accepted the Intensive Case Management Service Dollar Policy at its meeting of 8/13/92; and

WHEREAS, funds may be expended in the Intensive Case Management Program for Emergency Services and Client Specific Services through the Orleans County Mental Health Voucher System. The maximum amount available to the Intensive Case Manager on a daily basis will be \$300.00. Withdrawals over \$100.00 a day for any one client or plans to exceed \$500.00 of withdrawals per week per ICM require Administrative approval; and

WHEREAS, the Orleans County Department of Mental Health has received a citation for not having monies available to the Intensive Case Manager on a 24 hour a day basis (see attached ICM audit document); and

WHEREAS, to adequately facilitate this responsibility on a 24 hour a day, seven day a week basis, the need for checking account at a local banking institution which the Intensive Case Manager can access directly for emergencies when needed is apparent.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature approves the establishment of a checking account by the Orleans County Department of Mental Health as proposed.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Swiercznski.

RESOLUTION NO. 449-992

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING THE PURCHASE OF PSYCHOLOGICAL TESTING EQUIPMENT

WHEREAS, psychological testing equipment is needed in order to evaluate a child's mental status; and

WHEREAS, monies have been budgeted in line item 4310.250 Mental Health Equipment;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the purchase of psychological testing equipment from National Computer Systems in Minneapolis, Minnesota at a cost of \$392.50.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 450-992

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT AMENDING PRESCHOOL
TRANSPORTATION CONTRACT WITH RIDES UNLIMITED OF NIAGARA
AND ORLEANS COUNTY

WHEREAS, Orleans County has an agreement for the provision of transportation for preschool handicapped children dated August 23, 1990 for the period from approximately September 1, 1990 to August 31, 1992; and

WHEREAS, a site was established at Kendall Elementary School in April, 1992 for which no route and contract price were provided in the aforementioned Agreement;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement with Rides Unlimited amending the prior Agreement so as to provide for a Rainbow Preschool/Kendall Route and a Contract Price of \$17.75 for the period April 27, 1992 through August 31, 1992.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Bower and Swiercznski.

Legislator McCarthy, with second by Legislator Tuohey, introduced a resolution authorizing a rate increase for speech therapy in the Monroe-Orleans BOCES contract for the PHC Education Program. After discussion, it was evident the majority of the Board was not in favor of authorizing the increase. Legislator McCarthy moved to "Call the question". This was seconded by Legislator Tuohey. Motion carried, and the following resolution was then voted upon:

RESOLUTION NO. 451-992

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION REGARDING RATE INCREASE FOR SPEECH THERAPIST
AT MONROE/ORLEANS BOCES FOR ITINERANT SERVICES FOR
PRESCHOOL CHILDREN IN PHC EDUCATION PROGRAM

WHEREAS, Monroe/Orleans BOCES has increased its rate for speech therapy for Itinerant Services for Preschool Children in the PHC Education Program at that facility, (raising the hourly rate in the current agreement with the County) from \$89.53 to \$97.97; and

WHEREAS, said increase is due to increased expenses and increased service requests;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the aforementioned rate increase for speech therapy for Itinerant Services for Preschool Children enrolled in the PHC Education Program at Monroe/Orleans BOCES.

Defeated. 3 ayes; 4 nays, Legislators Bennett, Billings, Bower and Swiercznski; 0 absent.

RESOLUTION NO. 452-992

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM
FROM HIGHWAY BRIDGE ACCOUNT H5120.2

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$5,532.00 to Keeler Construction Company, Inc., Albion, New York for services performed on Albion-Eagle Harbor Road Bridge; said payment to be made from Highway Bridge Account H5120.2.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 453-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN VETERANS
SERVICE AGENCY 1992 BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to make the following transfer in the 1992 Veterans Service Agency Budget Accounts:

From:
A6510.1 Personal Services \$300.00

To:
A6510.411 Office Supplies \$300.00;

said transfer is necessary to order needed office supplies.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 454-992

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY TREASURER TO PLACE
ADVERTISEMENT IN MEDINA PENNYSaver AND LAKE COUNTRY
PENNYSaver REGARDING 1992 UNPAID TAXES

RESOLVED, that pursuant to a request from the
County Treasurer, this Legislature does hereby
authorize the placement of a notice in the Medina
Pennysaver and the Lake County Pennysaver notifying the
delinquent taxpayers that October 2, 1992 is the last
day to pay 1992 taxes before they are advertised, in
addition to the two official County newspapers.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 455-992

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION SETTING DATE FOR PUBLIC HEARING FOR ORLEANS
AGRICULTURAL DISTRICT NO. 3 (ALSO KNOWN AS THE KENDALL
AGRICULTURAL DISTRICT)

WHEREAS, recommendations pertaining to Orleans
Agricultural District No. 3 have been received from the
County Planning Board and the Agriculture Districting
Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED that this
Legislature does hereby authorize a public hearing on
Orleans Agricultural District No. 3 to be held on
Wednesday evening, September 23, 1992 at 8:00 p.m.
o'clock in the Kendall Town Hall, Kendall, New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 456-992

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING AGREEMENT WITH NYS UNIFIED COURT SYSTEM FOR ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that the agreement between the Orleans County Sheriff's Department and the NYS Unified Court System in which the County agrees to provide security while Court is in session, is hereby approved by this Legislature; said agreement to be in effect April 1, 1992 through March 31, 1993, with the maximum compensation to be \$45, 215.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 457-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING 1993 COMPREHENSIVE PLANNING AGREEMENT WITH NYS DIVISION FOR YOUTH

WHEREAS, the County of Orleans is eligible for State Aid from the NYS Division for Youth under the Division's Comprehensive Youth Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board and Youth Bureau are desirous of continuing County Comprehensive Youth Services Planning efforts during 1993; and

WHEREAS, Guidelines provided by the Division for Youth for applying for said eligibility have been satisfactorily completed by the Genesee/Orleans Youth Bureau and the Youth Board recommends approval at this time;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman, Frank R. Berger, to execute such documents as are deemed necessary to effect the 1993 County Comprehensive Youth Services Plan with the NYS Division for Youth.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 458-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN ORLEANS COUNTY NURSING HOME

RESOLVED, that the Administrator of the Orleans County Nursing Home is hereby authorized to fill the following vacant positions:

1. One (1) PPT Cleaner;
2. Two (2) PPT LPN's;
3. One (1) Food Service Helper;
4. One (1) PFT Institutional Aide
5. One (1) PPT Institutional Aide

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 459-992

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO FILL VACANCIES IN ORLEANS COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislator does hereby authorize the Director of the Orleans County Health Department to fill the following vacancies:

1. Two (2) Permanent Public Health Nurse positions;
2. One (1) Supervising Public Health Nurse position;
3. Director of Patient Services position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 460-992

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ACCEPTING AWARD FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR \$5,000 TO PROMOTE PHYSICAL ACTIVITY

RESOLVED, that this Legislature does hereby authorize the Orleans County Health Department to accept an award, in the amount of \$5,000.00, from the New York State Department of Health; said funds to be used to develop a walking group campaign to promote

physical activity in New York State during the month of October 1992; and be it

FURTHER RESOLVED, that the County Treasurer increase the Health Department 1992 budget accounts, as follows:

Appropriation:

Account A4010.418 Other Contractual.....\$5,000.00

Revenue:

Account A3401.....\$5,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 461-992.

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING ORLEANS COUNTY NURSING HOME TO PROCEED WITH DESIGN AND CONSTRUCTION REVIEW AS FUNDED BY NEW YORK STATE'S ENERGY OFFICE.

RESOLVED, that this Legislature does hereby authorize the Administrator of the Nursing Home to proceed with energy construction measures as outlined in the Technical Assistance Study in 1990, and approved to be funded by the New York State Energy Office, at a cost not to exceed \$5500.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 462-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, Self-Insurance Fund and the Solid Waste Program have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 8200 through 8367 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the

Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution entitled RESOLUTION APPROVING 1993 STOP-DWI PLAN was tabled by Legislator Bennett.

Legislator Swiercznski, with second by Legislator McCarthy, moved to add the following two resolutions to the agenda. Motion carried; 5 ayes; 2 nays, Legislators Bennett and Tuohey; 0 nays.

RESOLUTION NO. 463-992

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REQUESTING NYS DEPARTMENT OF TRANSPORTATION TO CONSTRUCT TURNING LANES AT THE INTERSECTION OF ROUTES 98 AND 18 IN THE TOWN OF CARLTON, ORLEANS COUNTY, NEW YORK

WHEREAS, the NYS Department of Transportation, in response to a request from the Orleans County Legislature made on April 8, 1992, has investigated the necessity of left turn lanes at the intersection of Routes 98 and 18, in the Town of Carlton, by determining the volume of cars turning left and the opposing volume; and

WHEREAS, as a result of said investigation, the NYS DOT, in their letter dated August 12, 1992, has made a determination that the traffic volumes are not large enough to justify the additional left turn lanes at said intersection; and

WHEREAS, in 1972, left turning lanes were constructed at the intersection of Archibald Road and Route 18, as well as at the Lake Ontario State Parkway entrance to Lake Side Beach State Park; and

WHEREAS, it is the opinion of this Legislature and the Orleans County Highway Superintendent, that if the volume of traffic warranted turning lanes at the Archibald Road intersection and at the Lake Ontario State Parkway entrance to Lakeside Beach State Park twenty years ago, that the amount of traffic, especially during the late spring, the summer, and the early fall months, has increased enough over this 20-year period of time to warrant turning lanes at the Route 98/Route 18 intersection in order to accommodate

the boating traffic that uses Route 98 to reach the Orleans County Marine Park, the marinas, and the boat launch located at Point Breeze, as well as the traffic that leaves the Parkway at Route 98 in order to get to Route 18 and to the boat launch located on the west side of Oak Orchard River; and

WHEREAS, the construction of such turning lanes would provide a safe access to Route 98 from Route 18, and from Route 18 to Route 98, not only for the tourists and boaters who use the marina/boat launch facilities at Point Breeze and on the west side of Oak Orchard River during the late spring, summer, and early fall months of the year, but for the year-round residents of the area as well;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby request the NYS Department of Transportation to reconsider its decision, and to construct turning lanes at the intersection of Routes 98 and 18 in the Town of Carlton; such construction being necessary in order to accommodate the heavier type traffic so prevalent during the late spring, summer, and early fall months; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Senator John B. Daly, Assemblyman R. Stephen Hawley, Assemblyman Matthew Murphy, the NYS Department of Transportation Commissioner Franklin White, NYS DOT Regional Director Lew Gurley, NYS DOT Regional Design Engineer C. E. Moynihan (Region 4), and the Orleans County Highway Superintendent Donald Cooley.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 464-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PURCHASE OF CARPET CLEANER FOR BUILDINGS AND GROUNDS DEPARTMENT

BE IT RESOLVED, that the Superintendent of the Buildings and Grounds Department is hereby authorized to purchase a carpet cleaner at a cost not to exceed \$1,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger announced that Intercounty would be held on Thursday, the 17th in Seneca Falls, and that

the NYSAC Fall Conference would be held in Rochester, New York September 21 - 23, 1992. Everyone who intends to attend the Conference on Monday, the 21st, will meet at the Legislature office at 9:00 a.m. and travel to Rochester together.

Chairman Berger announced he had received a letter from the Genesee Fingerlakes Regional Planning Council requesting the County to endorse its Overall Economic Development Program. Mr. Berger read a copy of the letter sent last year, endorsing the Program, and it was the consensus of opinion that a similar letter be sent this year, endorsing the Program.

Chairman Berger noted the letters received from the Director of the Genesee/Orleans Youth Bureau - one explaining the 1993 Comprehensive Plan and the other stating that Ms Kerr-Rosenbeck will be on childrearing leave for a period of time.

Mr. Berger also brought up the costs for veterans' burials versus the cost of burials for Social Service recipients. Legislator Bower said he was checking into that. Commissioner Hardenbrook explained that in either case, the Department of Social Services claims reimbursement on both the Social Service recipients' burials and the veteran's burials.

The Chairman noted that each of the Board members had copies of the Bond Act, (the Bond Act is to be voted on this fall) and suggested they look into it. The County has to decide what projects it will participate in, if the Bond Act, in fact, passes this fall. The applications for the proposed projects have to be in by September 15th. It was explained that Wayne Hale was putting something together in the way of projects. Legislator Swiercznski said, "Someone should know what's going into the project list." Legislator Billings suggested putting "everything" in, and then narrow the project(s) down should the bond act pass. Mr. Dudek said he would put the proposed list of County projects in the Board members' newsletter.

Motion by Legislator Bower, with second by Legislator Billings, to adjourn. Motion carried.

Meeting adjourned at 6:25 p.m.

LEGISLATURE MEETING
September 23, 1992

The Chairman called the meeting to order at 4:45 p.m. immediately after the Conference Session. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Minutes from the August 11th meeting of the Soil and Water Conservation Board; minutes from the July 22/23rd WNY OTB Board meeting; County Planning Board minutes from the July 23rd meeting; an invitation to attend the Orleans County Farm bureau Annual Dinner Meeting to be held at the Trolley Building at the 4-H Fairgrounds, on October 24, 1992 at 7:15 p.m.

Letters of acknowledgment from Governor Cuomo's office and from Assemblyman R. Stephen Hawley re the County's resolution opposing the proposed NYS Health Department Trauma Protocols; a letter from the USDA Farmers Home Administration regarding a disaster designation for Orleans County, and stating that should such a designation be made, FHA low-interest emergency loans will be available to eligible family-sized farmers who suffered qualifying losses.

Notification from NYS Department of State, Bureau of State Records that Local Law No. 6 of 1992 authorizing the early incentive retirement program for eligible Orleans County employees had been filed September 16, 1992; a copy of a letter from NYS Department of Economic Development Commissioner Vincent Tese stating that the State is able to offer Orleans County a Grant of \$26,315.00 based on the County's request for \$57,500.00.

Report of Standing Committees: Legislator Bower reported attending regular committee meetings, also stated he had audited bills, and had not approved a TIME magazine subscription for the Probation Department. Mr. Bower also commented on the fact that on the Purchase Order for copiers to be purchased through the STOP DWI budget, the only "bid" listed was from Garlock, and noted that it was the policy of the County to obtain three quotations and/or bids. Mr. Dudek commented said he had checked with the Sheriff that the Garlock transaction was submitted with State pricing - there was no comparison with different copiers because the Sheriff's Department was told by Garlock that they (the copiers) were on State Bid.

Legislators Billings and McCarthy reported their usual departmental meetings.

Legislator Tuohey attended the EAP Meeting, and discussed the resolution on the agenda concerning the establishment of a TOPS weight loss program for County employees. Mrs. Tuohey said she informed the Committee the only concern the Legislature would have would be whether or not such a program would infringe on "County time". The Committee assured Mrs. Tuohey that this would not happen. Legislator Tuohey attended the meeting at GCC at which time the subject of College courses being taught in high schools, by high school teachers, with costs for such courses being charged-back to the County, was discussed; also expansion of GCC's facility in Orleans County was discussed. Mrs. Tuohey also attended the Past and Present County Supervisors and Legislators meeting at the Village Inn - Mrs. Sandra Bower, Administrator of Personnel and Self Insurance presented the program on Self Insurance, and answered questions after the presentation; attended the Solid Waste meeting on Wednesday, the Mental Health Meeting on Thursday; attended seminars at the NYSAC Conference held in Rochester on Monday, along with Legislator Berger, CAO Stan Dudek and Veterans' Director Frank Tower.

Legislator Bennett attended several committee meetings, and noted that the DWI Committee did approve the program for 1993, and a resolution authorizing Legislature approval is on the agenda. Mr. Bennett noted that with arrests down, revenues for DWI might be short by \$10,000.00.

Legislator Swiercznski reported his usual committee meetings, and also commented that he had spoken with people from Genesee County and from Monroe County regarding our County's work program for welfare recipients. They were not aware that such a program could be conducted - they were very interested.

Legislator Berger attended the Executive Committee Meeting with Genesee/Fingerlakes Regional Planning Council, as well as the regular committee meeting immediately after the Executive meeting, attended the Yates Town Board meeting on September 10th; attended the Erie Canal Corridor Meeting with the architect on September 11th; attended the Cobblestone "Old Timers" festival and craft fair on September 13th; spent the day at the Legislature office, and attended a 7:30 meeting with Dave Albanese and representatives for the 800 Megahertz radio system on September 14th; on September 15th met with CAO Stan Dudek re 800 Megahertz radio system, attended an 11:30 a.m. Soil and Water meeting, attended a 4:30 PIC meeting, and at 6:30

attended a meeting of the Genesee Orleans County Collaboration Group; on September 16th attended a solid waste meeting at the Legislature office, as well as meeting with the Sheriff regarding the 800 Megahertz radio system; on September 17th attended the WNY Intercounty Meeting in Seneca Falls; attended the Duck Calling competition in Medina on Saturday; attended the NYSAC Conference in Rochester on September 21st; attended the County Historians meeting on September 22nd, noting that they were collecting the names of all members of the armed services from Orleans County who died in World War II.

The following resolutions were presented:

RESOLUTION NO. 464-992-(2)

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION TO FILL VACANCY IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacant positions:

1. Four (4) Permanent Part-time Institutional Aide positions.
2. One (1) Permanent Full-time (PFT) Food Service Helper positions.
3. One (1) Permanent Part-time (PPT) LPN position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 465-992

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE DIRECTOR OF THE MENTAL HEALTH DEPARTMENT TO FILL THE POSITION OF CLINIC COORDINATOR AT GRADE 4

WHEREAS, the current incumbent of the Clinic Coordinator position with Mental Health has tendered her resignation effective 10/01/92; and

WHEREAS, the need to expeditiously fill this position is paramount to the effective running of the Clinic Treatment operation;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Director of the Mental Health Department to fill the vacant Clinic Coordinator position, at the Grade 4, Step 1 level on the salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 466-992

By Legislator Bennett, who moved the adoption.

Seconded by Legislator

RESOLUTION TO FILL VACANT DEPUTY SHERIFF POSITION

BE IT RESOLVED, that this Legislature does hereby authorize the Sheriff to fill the vacant Deputy Sheriff position created by the resignation of Dennis Steffen.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION SETTING UP MONIES IN CIVIL DEFENSE BUDGET ACCOUNTS was tabled by Legislator Billings.

RESOLUTION NO. 467-992

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REGARDING EXPANSION AND/OR CREATION OF LANDFILLS IN ORLEANS COUNTY

BE IT RESOLVED, that this Legislature does hereby oppose the creation of any new landfills in Orleans County and the expansion of any current landfills in Orleans County, unless said creation/expansion is in compliance with the GLOW Solid Waste Plan and/or Orleans County Local Law No. 2 of 1992 entitled "Solid Waste disposal and Sanitary Landfill Law of the County of Orleans."

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 468-992

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION DIRECTING ATTORNEYS TO FILE THIRD PARTY
NOTIFICATION RE MCKENNA LANDFILL LITIGATION

BE IT RESOLVED, that this Legislature does hereby direct the attorneys representing Orleans County in the McKenna Landfill litigation (Harris, Beach and Wilcox), to file a Notice of Intent to file a claim in order to protect the interest of the taxpayers of Orleans County, and to recover any future litigation costs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 469-992

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING BUDGET ADJUSTMENT REQUEST FORM OF
THE COUNTY ATTORNEY'S OFFICE

WHEREAS, the amount budgeted and appropriated for County Attorney Arbitration Account No. 1420.459 was in the amount of \$9,907.00; and

WHEREAS, the legal services rendered by special counsel in PERB matter exceed the appropriated amount by \$2,971.65;

NOW, THEREFORE, BE IT RESOLVED, that the Budget Adjustment Request of the County Attorney dated September 15, 1992, whereby the amount of \$2,971.65 is transferred from the Contingent Fund A1990.418 to County Attorney Account Arbitration A1420.459 is hereby approved.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower tabled the next resolution on the agenda entitled RESOLUTION APPROVING APPOINTMENTS TO THE OFFICE FOR THE AGING ADVISORY BOARD.

Legislator Tuohey withdrew the next resolution on the agenda entitled RESOLUTION TO FILL VACANT PART-TIME TYPIST POSITION IN HIGHWAY DEPARTMENT.

Legislator McCarthy withdrew the next resolution entitled RESOLUTION APPROVING CONSULTANT AGREEMENT WITH ANN REIGLE, M.S.W., A.C.S.W., FOR THE MENTAL HEALTH DEPARTMENT.

RESOLUTION NO. 470-992

By Legislature McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING THE EMPLOYEE ASSISTANCE PROGRAM TO CONDUCT A TOPS (TAKE OFF POUNDS SENSIBLY) PROGRAM.

WHEREAS, the Orleans County Employee Assistance Program has as its purpose "to develop, organize and provide other programs for the benefit of the county employees at this time and finances permit."; and

WHEREAS, county employees wish to volunteer their personal time to form and operate a chapter of TOPS (Take Off Pounds Sensible) for Orleans County Employees only; and

WHEREAS, the TOPS activities would be performed outside of working hours and would be at least financially self-supporting; and

WHEREAS, income and expenses of the program would be fully controlled by the Orleans County Employee Assistance Program; and

WHEREAS, the program is non-commercial and not-for-profit; and

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature authorizes the Orleans County Employee Assistance Program to conduct a TOPS (Take Off Pounds Sensibly) Program and to utilize a County Administration Building conference room before the business day and during county lunch hour one day per week.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 471-992

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING 1993 STOP-DWI PLAN

WHEREAS, the STOP-DWI Advisory Board has reviewed and approved the STOP-DWI Plan for 1993;

NOW, THEREFORE, BE IT RESOLVED, that said Plan, amounting to \$92,457.00 is hereby approved by this Legislature and authorization is hereby given to submit

said Plan to the NYS Department of Motor Vehicles for their approval.

Adopted. 7 ayes; 0 nays 0 absent.

Legislator Bower moved, with second by Legislator Swiercznski to add the following vacancies to Resolution No. 464-992:

- (1) three permanent part-time Institutional Aide positions,
- (2) one permanent full-time Food Service Helper position, and
- (3) one permanent part-time LPN position.

Motion carried.

Legislator Bower, with second by Legislator McCarthy moved to waive the rules to allow for the introduction of five additional resolutions. Motion carried; 5 ayes; 2 nays, Legislator Bennett and Billings; 0 absent. The following resolutions were then presented and voted upon.

RESOLUTION NO. 472-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 8382 through 8509 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 473-992

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO PAY CLAIM FROM HIGHWAY DEPARTMENT CAPITAL
PROJECT ACCOUNT H5120.2 BRIDGES

BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$27,000.00 from the Highway Department Capital Project Account H5120.2 Bridges to the Gottry Corporation of Rochester, New York; said payment is made for Crane rental for two days use on the Albion-Eagle Harbor Road Bridge Project.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 474-992

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT WITH CLARK ENGINEERS RE
WATER METER PIT AT COUNTY ADMINISTRATION
BUILDING/COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the Agreement between Clark Engineers and the Orleans County Health Department providing for engineering work and oversight of the installation of the water meter pit at the County Administration Building/County Nursing Home site, at a cost not to exceed \$1,000.00; contract to be in effect until said water meter is satisfactorily installed at the site.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 475-992

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITIONS IN COUNTY
NURSING HOME

RESOLVED, that this Legislature does hereby abolish the Full-time Leisure Time Activities Aide position in the County Nursing Home, and in its place creates two (2) Part-time Activities Aide positions at Grade 2, Step 1 on the CSEA salary schedule; and be it

FURTHER RESOLVED, that this resolution shall become effective upon the retirement of the employee

who is currently in the position of Full-time Leisure Time Activities Aide; and be it

FURTHER RESOLVED, that the employees who shall fill the two newly created Part-time Activities Aide positions, shall each work no more than 40 hours per pay period.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 476-992

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REGARDING RATE INCREASE FOR SPEECH THERAPY AT MONROE/ORLEANS BOCES FOR ITINERANT SERVICES FOR PRESCHOOL CHILDREN IN PHC EDUCATION PROGRAM

WHEREAS, Monroe/Orleans BOCES has increased their rate for Speech Therapy for Itinerant Services for Preschool Children in the PHC Education Program at that facility (raising the hourly rate in the current agreement with the County) from \$89.53 to \$97.96; and

WHEREAS, said increase is due to increased expenses and increased service requests;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the payment of the aforementioned increase (although does not approve) for Speech Therapy for Itinerant Services for Preschool Children enrolled in the PHC Education Program at Monroe/Orleans BOCES.

Adopted. 5 ayes; 2 nays, Legislators Billings and Bower; 0 absent.

800 MHz Radio System: Mr. Dudek handed out information to the Board showing the cost for the proposed radio project. The primary concern is how all the various items for the project are to be financed; a decision should be made as soon as possible. Mr. Dudek commented that the Board should begin sharing the information the County has regarding the project, in order to get feed-back from all municipalities/agencies involved. Legislator Billings suggested, and the other Board members concurred, that Mr. Dudek arrange a meeting with all the municipalities and/or agencies involved. The Board decided to conduct an informational meeting on Wednesday evening, October 7th at 7:00 p.m. in the Court House. Notices are to be sent out to village mayors, town supervisors and their

respective board members, the County Highway Superintendent, as well as the village and town highway superintendents, the various fire departments and emergency services throughout the County telling them of the meeting.

Orleans County Marine Park: The Board decided to install a water line within two years.

Tourism: The County received the Tourism grant from New York State, and Wayne Hale, Director of the County Planning and Economic Development Department, is putting together a press release, and has, in fact, contacted Mr. Berger regarding the press release.

Intern in Legislature Office: Mr. Dudek said he has a Student Intern working with him, and currently he is putting together a bid for cleaning supplies, and has that project almost completed. Mr. Dudek asked the Board members for other similar projects. Legislator Billings said he was concerned with appearance tickets and indictments being given by various agencies - noting that some agencies will give an appearance ticket, while others will hand out an indictment, for similar charges. Mr. Billings suggested doing a study to see what kind of variances there are for the various agencies within the County. The Board agreed to this project.

There being no further business, Legislator Bower moved, with second by Legislator Billings, to adjourn. Motion carried.

Meeting adjourned at 6:00 p.m.

LEGISLATURE MEETING
October 14, 1992

The meeting was called to order by Acting Chairman Tuohey at 4:30 p.m. After the pledge to the flag, the Deputy Clerk called the roll. Legislators Berger and Billings were absent. Legislator Swiercznski was excused after the Standing Committee Reports were given.

The Deputy Clerk presented the following communications: notice of October Intercounty Meeting, Conference Summary from WNY Conference on Interagency Collaboration, and letters from Lewis Gurly of DOT, and Senator Daly regarding turning lanes at the intersection of Routes 98 and 18.

Reports from Standing Committees: Legislator Bennett reported that he met several times with several different committees.

Legislator Swiercznski reported attendance at regular committee meetings; also met with budget committee last week.

Legislator McCarthy attended the usual committee meetings. He reported that at the last two Community Services Board meetings there has not been a quorum. Legislator McCarthy said he will meet with Don Metzger next week. Legislator McCarthy also met with the Health Department.

Legislator Bower reported attendance at his regular committee meetings. Legislator Bower gave a report on the Mobile Work Crew. Both of the two crews have done a very good job. To date, we have lost 26 people from the welfare rolls.

Legislator Tuohey reported attendance at the Sheriff's personnel meeting and the budget meetings. She thanked those Legislators that attended the budget meetings for their input and attendance. Legislator Tuohey also attended the Awards Dinner meeting and the Barre Town meeting; also a meeting regarding the 800 Mhz system and a Solid Waste meeting on Thursday. Legislator Tuohey also attended the GCC Board of Directors meeting and the Open House at the Records Management center.

Mr. Dudek reported on the Records Management Open

House. He mentioned that Carol Lonnen did a nice job of setting everything up.

Legislator McCarthy presented the following resolution with the explanation that this is the item that Mr. Metzger and the Sheriff spoke to the Board about, giving what Legislator McCarthy feels was a satisfactory explanation:

RESOLUTION NO. 477-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO TRANSFER FUNDS TO MENTAL HEALTH LAW EXPENSE ACCOUNT A4390.447 RE EXPENSES INCURRED BY INMATE AT COUNTY JAIL BEING ADMITTED TO NYS OMH FACILITY (PSYCHIATRIC CENTER)

WHEREAS, the County has received invoices totalling \$15,662.44 for care and maintenance services of an inmate of the Orleans County Jail, in the New York State Office of Mental Health Central New York Psychiatric Facility from April 28, 1992 through July 7, 1992; and

WHEREAS, only \$2,000.00 has been appropriated in the 1992 County budget for such expenses;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$13,662.44 from Contingent Fund A1990.418 to Mental Health Law Expenses Account A4390.447, in order to cover the aforementioned expenses; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the payment of \$15,662.44 to the NYS Office of Mental Health for care and maintenance services provided to said County Jail inmate.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 478-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL VACANT POSITIONS IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacant positions:

1. One (1) PPT Institutional Aide position
2. One (1) PFT Institutional Aide position.
3. One (1) PPT Food Service Helper position.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Legislator Bennett introduced a resolution filling a vacancy in the Sheriff's Department. Seconded by Legislator Bower. Legislator Bennett explained that this was to fill a vacancy created by a Dispatcher moving up into another position. Legislator McCarthy called the question. The following resolution was then adopted:

RESOLUTION NO. 479-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL VACANT CIVILIAN DISPATCHER POSITION IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Sheriff to fill the vacant position of Civilian Dispatcher in the Orleans County Sheriff's Department at an annual salary of \$19,333.00.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 480-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF'S DEPARTMENT AND MONROE COUNTY SHERIFF'S DEPARTMENT FOR SECURITY SERVICES AT THE ROCHESTER PSYCHIATRIC CENTER FORENSIC UNIT FOR MENTALLY ILL INMATES

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Sheriff's Department and the Monroe County Sheriff's Department for security services at the Rochester Psychiatric Center Forensic Unit for mentally ill

inmates; said agreement is to be in effect January 1, 1993 through December 31, 1994, with the understanding that said agreement may be renewed by the mutual consent of both parties for an additional two-year (2-yr.) period, with the cost to be \$110.00 per day per inmate.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Legislator Bennett introduced a resolution approving agreements with the Sheriff's Department; seconded by Legislator McCarthy. Legislator Bennett offered the explanation that Sheriff Green had been asked previously to see if he could raise the cost of these agreements. The Sheriff checked into this; said our prices are competitive and we have to provide the services. The following resolution was then adopted:

RESOLUTION NO. 481-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING SECURITY SYSTEM SERVICE AGREEMENTS WITH VARIOUS ORGANIZATIONS WITHIN THE COUNTY AND THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following Security System Service Agreements between the Orleans County Sheriff's Department and those organizations listed below:

1. Albion Federal Savings & Loan Association
2. Bayex, Inc. (Sprinkler System & Burglar Alarm)
3. Ames Department Store (Door Alarm & Safe Alarm)
4. Fleet Bank;

and be it

FURTHER RESOLVED, that each of the agreements will be in effect August 1, 1992 through December 31, 1992 at the rate of \$20.00 per month.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski.

Legislator Bennett introduced a resolution authorizing equipment to be purchased from the DWI budget. Seconded by Legislator McCarthy. Legislator Bower questioned why this money cannot be spent on road patrol rather than office equipment. Legislator Bennett explained that Sheriff Green does not want the

money in his personal services budget as this is a one-time surplus. After further discussion, the following resolutions were adopted:

RESOLUTION NO. 482-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASES FROM THE STOP-DWI BUDGET ACCOUNT

RESOLVED, that this Legislature does hereby authorize the following equipment purchases, with payment to be made from the STOP-DWI budget accounts:

1. One (1) Portable Radio for the Village of Holley police department (State Contract No. P001812) in the amount of \$564.55;
2. Four (4) Typewriters - one for the Village of Albion police department and three for the Sheriff's Department (State Contract No. P000258), at a total cost of \$925.96 (231.49 each).

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski.

RESOLUTION NO. 483-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP BUDGET MONIES IN THE SHERIFF'S DEPARTMENT 1992 BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the Sheriff's Department 1992 budget accounts as follows:

Revenue:

A2680 Insurance Recoveries	\$4,696.04
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Appropriation:

A3110.446 Vehicle Maintenance	\$4,696.04
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Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski.

RESOLUTION NO. 484-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE AND
TRANSFERRING FUNDS FOR WEIGHTS AND MEASURES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Director of the Weights and Measures Department to purchase one (1) 386-33 Computer from Jameslea, Inc. of Lyndonville, New York at a cost of \$1,634.00; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$1,634.00 from Weights and Measures Contractual Account A6610.465 Petroleum Quality Program to Office Equipment Account A6610.220; said transfer is necessary to cover the expense of the 386-33 Computer.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski.

RESOLUTION NO. 485-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING WITH
THE SECURITY AND LAW ENFORCEMENT EMPLOYEES COUNCIL 82

WHEREAS, the County of Orleans and the Security and Law Enforcement Employees Council 82 have agreed to modify Section 16.2 of the existing agreement;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the modification to the existing agreement between Orleans County and said Union, which reads as follows:

SECTION 16.2 UNIFORMS AND EQUIPMENT

SECTION 16.2.1: All uniformed employees shall be provided with the following clothing and equipment:

CRIMINAL DEPUTIES

3-Short sleeve shirts
3-Long sleeve shirts
4-Pants (wash & wear)
1-Jacket with liner
1-Garrison belt
1-Hat

CORRECTION OFFICER

3-Short sleeve shirts
3-Pants (wash & wear)
1-Jacket with liner
1-Sweater

2-Ties

1-Baton

1-Hand gun

1-Pistol holster

1-Set handcuffs

1-Pistol belt w/clip
holder

1-Handcuff case

1-Flack vest

1-Badge

Collar brass

CID

1-Hand gun

\$225 clothing allowance

1-Badge w/ID holder
wallet

1-Pistol holster

DISPATCH

3-Short sleeve shirts

3-Pants (wash & wear)

1-Sweater;

COOKS

3 Sets of kitchen whites

and be it

FURTHER RESOLVED, that said memorandum shall supercede only Section 16.2 of the existing agreement and shall remain in force until December 31, 1994.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 486-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING JANITORIAL SUPPLY BID FOR ORLEANS COUNTY

RESOLVED, that this Legislature does hereby authorize the Superintendent of the Buildings and Grounds Department to advertise for bids for Janitorial Supplies for use in the maintenance and cleaning of County buildings; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and the County Attorney.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 487-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 8524 through 8757 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Bennett, Billings and Swiercznski

RESOLUTION NO. 488-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING BIDS FOR ONE (1) VEHICLE FOR COUNTY HIGHWAY SUPERINTENDENT

RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to advertise for bids for one (1) vehicle for use by the County Highway Superintendent; and be it

FURTHER RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and the County Attorney.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

After Legislator Bennett introduced the following resolution, with a second from Legislator McCarthy, Legislator Tuohey asked Pat Hardenbrook to give an explanation. Mrs. Hardenbrook explained that as of June 1 of this year, the Domestic Violence program has been taken out of Probation. They are getting this grant for Intensive Supervision. After further explanation by Mrs. Hardenbrook, the following resolution was presented:

RESOLUTION NO. 489-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING INTENSIVE SUPERVISION PROGRAM

BE IT RESOLVED, that the Orleans County Legislature does hereby authorize the renewal of the agreement between the Orleans County Probation Department and the NYS Division of Probation and Correctional Alternatives for the Intensive Supervision Program; said agreement to be in effect April 1, 1992 through March 31, 1993 at a cost of \$23,978, which is 100% reimbursable by the NYS Division of Probation and Correctional Alternatives.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 490-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO CHANGE DATE OF NOVEMBER 11TH LEGISLATURE MEETING

WHEREAS, the first regularly scheduled Legislature meeting in the month of November falls on Veterans' Day, November 11th;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby change the date of the November 11th meeting, to Thursday, November 12, 1992, to begin at the regular time, 4:30 p.m.; and be it

FURTHER RESOLVED, that the Clerk shall place a notice to this effect in the two official County newspapers.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 491-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO RECLASSIFY POSITION IN PUBLIC DEFENDER'S OFFICE

RESOLVED, that this Legislature does hereby reclassify the position of Confidential Secretary to the Public Defender, to the position of Legal Assistant to the Orleans County Public Defender, a permanent position, Civil Service Competitive, and does hereby authorize and approve the appointment of Cheryl A. Tuttle to such position at her present grade and step level.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Legislator McCarthy introduced a resolution regarding the alleged violation of Article 17 of the ECL and part 613 of Title 6 of NYCRR. Legislator Bennett seconded the resolution. The County Attorney explained that this is the consent order on the spill at the fuel farm. After further explanation, the following resolution was adopted:

RESOLUTION NO. 492-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING EXECUTION OF CONSENT ORDER IN THE MATTER OF THE ALLEGED VIOLATION OF ARTICLE 17 OF THE ECL AND PART 613 OF TITLE 6 OF NYCRR

WHEREAS, NYSDEC has alleged that the County of Orleans violated Article 17 of the ECL and Part 613 of Title 6 of the NYCRR, and

WHEREAS, the County of Orleans and NYSDEC have conferred concerning the County's civil liability for the alleged violations,

NOW, THEREFORE, BE IT RESOLVED, the County of Orleans by the Chairman of the Legislature is authorized to execute a Consent Order in settlement of its civil liability for alleged violations of the ECL and NYCRR.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Legislator McCarthy introduced a resolution approving a consultant agreement in the Mental Health Department. After a second from Legislator Bower,

Legislator McCarthy moved to amend the resolution to authorize the agreement through the end of 1992. The following resolution was then adopted:

RESOLUTION NO. 493-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING CONSULTANT AGREEMENT BETWEEN ANN REIGLE, AND THE ORLEANS COUNTY MENTAL HEALTH DEPARTMENT.

WHEREAS, Orleans County Mental Health Services is providing group services to sex abuse offenders; and

WHEREAS, the person with the expertise in this area, Ann Reigle, has resigned her position as a county employee effective 09/30/92; and

WHEREAS, Ann Reigle has agreed to continue providing group services to these individuals; and

WHEREAS, the money for this contract is available in the current 1992 budget for mental health; and

WHEREAS, failure to provide this service will result in a loss of income greater than the cost.

NOW THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the following consultant agreement effective October 1, 1992 to December 31, 1992:

Ann E. Reigle, 4830 Salt Works Road, Medina, New York 14103, providing services as a consultant social worker for 2 hours per week at an hourly rate of \$30.00.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 494-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO FILL A PERMANENT CASEWORKER POSITION IN THE FOSTER CARE/PREVENTIVE UNIT OF CHILD AND FAMILY SERVICES AT THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES.

RESOLVED, that this Legislature does hereby approve the filling of a permanent Caseworker position effective 10/28/92 at the Orleans County Department of Social Services in the Foster Care/Preventive Unit of Child and Family Services.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Legislator Bennett introduced a resolution approving contracts for tourism travel shows, with a second by Legislator McCarthy. Legislator Bennett then moved to table the resolution. Legislator Bower suggested that it not be tabled. Legislator Bennett then withdrew his motion to table the resolution, and called the question. The following resolution was then adopted:

RESOLUTION NO. 495-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING CONTRACTS FOR TOURISM TRAVEL SHOWS

WHEREAS, the Orleans County Tourism Office will be participating in promotion of Orleans County at Travel and Trade Shows in 1993, under the "I LOVE NEW YORK" Matching Funds Program, as approved by the New York State Department of Economic Development;

NOW, THEREFORE BE IT RESOLVED, that the Orleans County Legislature Chairman is hereby authorized to sign the contracts or agreements to reserve space at the travel shows listed below for 1993;

Harrisburg - "Eastern Sports, Boat, Camping,
Travel and Outdoors Show"
February 6-15, 1993
Space Rental Cost, Advertising and Electricity
.....1370.00

W. Springfield - "The Springfield Show"
February 25-28, 1993
Space Rental Cost.....585.00

Detroit - "Greater Detroit Sportfishing Expo"
March 4-7, 1993
Space Rental Cost.....500.00

Hamburg - "1993 WNY Outdoor Adventure Show '93"
March 11-14, 1993
Space Rental Cost.....450.00

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

RESOLUTION NO. 496-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 3 (ALSO KNOWN AS WEST KENDALL AG. DISTRICT) AFTER EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 3 (Town of Kendall) review anniversary occurs December 19, 1992; and

WHEREAS, Article 25AA of the Agriculture and Markets Law requires existing Agricultural Districts to be reviewed by such eighth-year anniversary; and

WHEREAS, that review has been completed with reports of recommendations from the County Agricultural Districting Advisory Committee and County Planning Board; and

WHEREAS, proper notice was conducted and a public hearing was held on September 23, 1992;

NOW, THEREFORE, BE IT RESOLVED, that Orleans County Agricultural District No. 3 be approved for another eight years with modifications, as follows:

1. Include tax parcels: 11.00-1-19.114, 31.00-1-6.1, 31.00-1-24.111, 31.00-1-25, 31.00-2-27, 31.00-2-28, 31.00-2-29, 31.00-2-30, 31.00-2-60.1, 31.00-2-62 as requested by the owners during the public comment period;
2. Include the following tax parcels requested by landowners as a result of the public hearing; 31.00-1-8, 31.00-1-9, 31.00-2-57, 42.00-1-35, 42.00-1-36, 42.00-1-37, 42.00-1-38, 42.00-1-42 by John and Wendy Smith; 31.00-1-18, 42.00-1-2, 42.00-1-34 by Daniel and Marietta Schuth; 9.00-1-40 by Edna Waterstreet.

and be it

FURTHER RESOLVED, that the revised district map and boundary description be filed with the Orleans County Clerk, the Town of Kendall and the Commissioner of Agriculture and Markets.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Before moving the next resolution, Legislator Bower said he would like to amend the resolution to extend the program for an additional six months, and the Supervisor position until the end of 1992. The following resolution was then adopted:

RESOLUTION NO. 497-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION TO EXTEND WORK CREW PROGRAM OPERATING FROM COUNTY HIGHWAY DEPARTMENT

WHEREAS, this Legislature authorized a "Mobile Work Crew" Program, consisting of work relief participants, which would operate from the County Highway Department, and created a Work Experience Crew Leader position in the County Highway Department to provide supervision of this Mobile Work Crew (Resolution No. 198-392); and

WHEREAS, both the Mobile Work Crew Program, and the Work Experience Crew Leader position operating from the County Highway Department will terminate October 31, 1992;

NOW, THEREFORE, BE IT RESOLVED, that since there are a number of similar work programs operating in the County, this Legislature does hereby extend the aforementioned Mobile Work Crew Program for an additional six months, terminating April 30, 1993, and authorizes the Work Experience Crew Leader position to continue through the end of 1992

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Legislator Bennett made a motion to remove a resolution from the table, entitled "Resolution Setting Up Monies In Civil Defense Budget Accounts". Seconded by Legislator Bower. The following resolution was then adopted:

RESOLUTION NO. 498-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION SETTING UP MONIES IN CIVIL DEFENSE BUDGET ACCOUNTS

WHEREAS, the last of three payments, in the amount of \$5,000.00 from the Kodak settlement have been received;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the Civil Defense 1992 budget accounts as follows:

Revenue Acct.:

A3389 Kodak \$5,000.00

Appropriation Acct.:

A3640.470 Kodak Grant \$5,000.00;

said funds to be used for the purchase of a computer, software and a fax machine for use in the Civil Defense office.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

Before remmoving the next resolution from the table, Legislator Bower explained that he had originally tabled the resolution because he was questioning the dates. The dates have since been checked and are correct. Legislator Bennett then seconded the motion to remove the resolution from the table. The following resolution was then adopted:

RESOLUTION NO. 499-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO OFFICE FOR THE AGING ADVISORY BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Office for the Aging Advisory Council:

<u>NAME</u>	<u>EXPIRATION DATE</u>
1. Jeanette Winiarz Genesee-Orleans Ministry of Concern P.O. Box 245 Albion, New York 14411	August 31, 1995

- | | | |
|----|---|-----------------|
| 2. | The Rev. Robert Mock
St. Mary's Roman
Catholic Church
11 South Main Street
Holley, New York 14470 | August 31, 1995 |
| 3. | Betty Hassall
11043 Maple Ridge Road
Medina, New York 14103 | August 31, 1995 |
| 4. | Eleanor Mikels
29 Beechwood Blvd.
Albion, New York 14411 | August 31, 1995 |
| 5. | Lettie Davey
3509 Beals Road
Medina, New York 14103 | August 31, 1993 |
| 6. | Lucille McMullen
2 East Union Street
Holley, New York 14470 | August 31, 1993 |

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Berger, Billings and Swiercznski

A moment of silence was observed in memory of Clayton Plummer, former Supervisor of the Town of Carlton, and member of the Orleans County Board of Supervisors, serving as Chairman of the Board in 1976 and 1977.

Legislator McCarthy moved to adjourn the meeting, with a second by Legislator Tuohey. Motion carried.

Meeting adjourned at 5:15 p.m.

LEGISLATURE MEETING
October 28, 1992

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: announced that copies of the minutes from the September 24th meeting of the County Planning Board were on file, also a copy of the minutes of the Western New York OTB September 24th meeting.

Report of Standing Committees: Legislator McCarthy reported attending the Public Health Board Meeting and the Mental Health Board Meeting. Legislator Billings reported attending a meeting with Planning, besides his regular committee meetings. Legislator Bower attended his regular committee meetings, and attended the Intercounty Meeting, along with Tom Anderson from the County Nursing Home - the program was on "Nursing Homes". Mr. Bower said it was a very informative meeting.

Legislator Swiercznski attended his regular committee meetings, and suggested that the Board send a letter of condolence to Mrs. Clayton Plummer and family.

Legislator Bennett attended his regular meetings, and noted that the Board of Elections has run out of space on their computer, and that ballots also have to be printed. There will be a resolutions on the meeting agenda to transfer funds from the Contingent Account to the Board of Elections Equipment Account to cover the expense involved in upgrading the computer, and in printing costs.

Legislator Tuohey attended regular committee meetings, as well as "more budget meetings" and the Board of Health meeting.

Chairman Berger attended the GLOW meeting and RC&D meeting in Batavia on September 24th; attended a meeting with the Sheriff and Civil Service, and also attended the Genesee Transportation Council meeting on September 25th; attended a budget meeting September 29th; attended meeting with the Sheriff and a grievance for the Sheriff's Department on September 30th; attended the County Awards Planning meeting on October 2nd; attended a budget meeting and Self Insurance Board

meeting on October 5th; attended a budget meeting October 6th and 7th, as well as the 800 MHz Radio meeting on the evening of the 7th; attended the Intercounty Collaboration of Fredonia, New York on October 8th, and the Yates Town Board meeting on the evening of the 8th; spent the day at the Legislature Office October 12th; attended the Soil and Water meeting October 13th; visited the site of the fire at the Clarendon Fire Department hall/garage; spent the day at the Legislature office on October 19th; attended the annual meeting of Div. I Soil and Water in Lancaster, New York October 21st; attended the annual meeting of the Farm Bureau October 24th, and noted that Legislator Billings has been nominated for the Bureau's Century Farm Award; attended the NYS Soil and Water meeting in Auburn October 26th; spent time at the Legislature office October 27th; and this morning, October 28th, attended the Legislature Planning meeting.

A gentleman from the Clarendon Fire Department said there was insurance, and that they were trying to determine where they will rebuild. County Fire Coordinator Dick Clark reported that the Clarendon Fire Department "has four trucks down. A rescue truck is coming in from Greece. They have had numerous calls from surrounding counties and fire departments wholeheartedly offering equipment and supplies. They have two pieces of apparatus that can roll, an ambulance in service, and serving.....they don't have quite enough room for what they have right now."

Presentation of resolutions:

RESOLUTION 500-1092

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF 1992 COUNTY SHARE TO GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE

WHEREAS, the GLOW Region Solid Waste Management Committee has requested \$10,000 representing Orleans County's share of 1992 administrative budget costs;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized and directed to pay the sum of \$10,000 to the GLOW Region Solid Waste Management Committee; said payment to be made from the Solid Waste Reserve Fund upon the submission of a County voucher through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 501-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING FILLING OF A VACANCY IN THE DISTRICT ATTORNEY'S OFFICE

RESOLVED, that this Legislature does hereby authorize the filling of a vacant Secretary to the Assistant District Attorney position, in the Orleans County District Attorney's office, effective September 8, 1992.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Bower, with second by Legislator Bennett, introduced a resolution changing the Legislature Standing Committees by moving the Veterans Service Agency from the Economic Assistance and Opportunity Committee to the Legislative Committee. During discussion Legislator Billings said that the reason the Veterans Agency was placed under the Economic Assistance & Opportunity Committee was because the Agency itself was placed under the Department of Social Services, and that particular committee handles the Social Services Department. Mr. Billings felt the Agency should not be placed under another committee. Legislator Swiercznski agreed, saying "I thought the reason we put it there was because of reimbursement received by Social Services." After further discussion, the resolution was voted upon, with the following result:

RESOLUTION NO. 502-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION ASSIGNING THE VETERANS SERVICE AGENCY TO THE LEGISLATIVE COMMITTEE,

RESOLVED, that this Legislature does hereby assign the Veterans Service Agency to the Legislative Committee, rather than the Economic Assistance and Opportunity Committee.

Defeated. 3 ayes; 4 nays, Legislators Tuohey, Bennett, Swiercznski and Billings; 0 absent.

RESOLUTION NO. 503-1092

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING TRANSFERS WITHIN BUILDINGS AND
GROUNDS BUDGET ACCOUNTS

WHEREAS, the Buildings and Grounds 1992 Budget contains \$12,000 for storm windows for the County Clerk's building and the Court House; and \$7,500 for floor covering for the Office Complex; and

WHEREAS, said Department will be unable to accomplish this work in 1992;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer be and hereby is authorized to transfer these funds totaling \$19,500 from Buildings and Grounds Account A1620.418 Other Contractual to the Buildings and Grounds Capital Reserve Acquisition and Repair Account.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 504-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN THE
NURSING HOME

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Nursing Home:

1. One (1) Food Service Helper - P/T, Permanent
2. One (1) Nurse's Aide - P/T, Permanent
3. One (1) Food Service helper position, Permanent FT.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Swiercznski, moved a resolution to fill a vacant Senior Typist position in the Social Services Department. During discussion, the Commissioner of Social Services, Patricia Hardenbrook, said that the employee in the Senior Typist position is leaving, and that she will downgrade the position to that of "Typist", if that is the Board's desire. After further discussion, the following resolution was proposed, and adopted, as follows:

RESOLUTION NO. 505-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITION IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby abolish one (1) Senior Typist position in the Department of Social Services, and in its place creates one (1) Temporary Typist position, Grade 3, with said position to be reviewed in three months; and be it

FURTHER RESOLVED, that the Commissioner of Social Services is hereby authorized to fill the newly created Temporary Typist position.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Swiercznski, moved a resolution entitled RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR MARINE PARK. During discussion, Legislator McCarthy said he was under the impression that the Board had decided at a previous meeting to install a waterline within the next two years, to be funded with \$5,000.00 this year, and \$5,000.00 next year.

RESOLUTION NO. 506-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE APPOINTMENT OF THE PUBLIC HEALTH DIRECTOR AS THE EARLY INTERVENTION OFFICIAL FOR THE EARLY INTERVENTION SERVICES PROGRAM

WHEREAS, the New York State Legislature recently passed Early Care legislation for the purpose of establishing an Early Care Early Intervention Services Program, for infants and toddlers ages birth through two, with disabling conditions, as well as to their families; and

WHEREAS, said legislation calls for each municipality to appoint an Early Intervention Official to be responsible for that program;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature hereby appoints the Public Health

Director as the County's Early Intervention Official, with no additional remuneration.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 507-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO APPROVE THE CREATION AND FILLING OF A PART-TIME REGISTERED NURSE POSITION, FOR THE COUNTY HEALTH DEPARTMENT, FOR THE INFANT HEALTH ASSESSMENT PROGRAM

WHEREAS, the State Health Department, through Federal Grants, has provided additional 100% funding for public health department nursing support for the Infant Health Assessment Program (IHAP), for infants and toddlers with developmental delay\disabilities, birth to three (3) years of age, and their families;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the creation and filling of a part-time (20% FTE) Registered Nurse position for the IHAP Program in the County Health Department, at 100% reimbursement, at Grade 13, Step 1, of the CSEA Salary Schedule.

Adopted. 7 ayes;0 nays; 0 absent.

RESOLUTION NO. 508-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO ABOLISH/CREATE PUBLIC HEALTH NURSE POSITIONS IN PUBLIC HEALTH DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby abolish one (1) Public Health Nurse position, and in its place creates two (2) part-time Public Health Nurse positions for the County Health Department; said positions to be Grade 15, Step 1 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that the Director of the County Health Department is hereby authorized to fill one of the newly created part-time PHN positions to work under the Health Department's Lead Poisoning Prevention Program, which is 100% reimbursed.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 509-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO ABOLISH A PART-TIME REGISTERED NURSE POSITION, AND CREATE A FULL-TIME CASE MANAGER POSITION, FOR THE COUNTY HEALTH DEPARTMENT, FOR THE EARLY INTERVENTION PROGRAM

WHEREAS, the State Health Department, through Federal Grants, has provided additional 100% funding for support for the Early Intervention Program (IE), for infants and toddlers with developmental delay disabilities, birth to three (3) years of age, and their families; and

WHEREAS, said services can be provided by a Registered Nurse or a Case Manager;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish a part-time (60% FTE) Registered Nurse position, and create a full-time Case Manager position, in the County Health Department, at 100% reimbursement, at Grade 11, Step 1, of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 510-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY BUILDING AND GROUNDS DEPARTMENT AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Buildings and Grounds Department and the Orleans County Nursing Home whereby two Building Maintenance Workers from the Buildings and Grounds Department will be assigned to perform their duties at the Nursing Home.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 511-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING DIETARY MANAGEMENT PROPOSAL IN
NURSING HOME CALENDAR YEAR 1993 AND 1994

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home to accept the proposal submitted by Canteen Corporation for the provision of Food Service Management, to be in effect for the calendar years 1993 and 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 512-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPOINTING THE MEMBERSHIP OF THE COMMUNITY
SERVICES BOARD'S ALCOHOL AND SUBSTANCE ABUSE
SUBCOMMITTEE

WHEREAS, the Community Services Board makes recommendations to the Orleans County Legislature regarding membership on its subcommittees and,

WHEREAS, the Community Services Board wishes to recommend the following individuals for membership on the Alcohol and Substance Abuse Subcommittee:

- 1) Anthony Burgio/Term Nov. 1, 1992 - Oct. 31, 1993
- 2) Carol Redshaw/Term Nov. 1, 1992 - Oct. 31, 1993
- 3) Lynn Harris/Term Nov. 1, 1992 - Oct. 31, 1993
- 4) Tim Archer/Term Nov. 1, 1992 - Oct. 31, 1993
- 5) Chris Fernandez/Term Nov. 1, 1992 - Oct. 31, 1993;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize and appoint the aforementioned persons to the indicated terms as members of the Orleans County Community Services Board's Alcohol and Substance Abuse Subcommittee.

Adopted. 7 ayes; 0 nays; 0 absent.

Prior to the adoption of the previous resolution, Legislator McCarthy said that the expansion of the Board was being done to satisfy State requirements.

RESOLUTION NO. 513-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE 1992 AGREEMENT BETWEEN PARK RIDGE HOSPITAL, INC. AND THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, the Park Ridge Hospital, Inc. is fully licensed to provide substance abuse services, and agrees to furnish these services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to purchase these services from Park Ridge Hospital, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1992 agreement between the Mental Health Department and the Park Ridge Hospital, Inc. for the provision of substance abuse services; said agreement to be in effect during the 1992 calendar year at a cost of \$231,416. of which \$18,000 is county cost.

Adopted. 7 ayes; 0 nays 0 absent.

RESOLUTION NO. 514-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE 1992 AGREEMENT BETWEEN PARK RIDGE HOSPITAL, INC. AND THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, the Park Ridge Hospital, Inc. is fully licensed to provide alcohol services, and agrees to furnish these services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to purchase these services from Park Ridge Hospital, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1992 agreement between the Mental Health Department and the Park Ridge Hospital, Inc. for the provision of alcohol services; said agreement to be in effect during the 1992 calendar year at a cost of \$358,640 of which \$55,111 is county cost.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 515-1092

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING THE 1991 AMENDED AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND THE NYS ASSOCIATION FOR RETARDED CITIZENS - ORLEANS COUNTY CHAPTER FOR SERVICES TO THE MENTALLY RETARDED AND DEVELOPMENTALLY DISABLED

WHEREAS, the NYS Association for Retarded Citizens - Orleans County Chapter is fully licensed to provide services to the mentally retarded and developmentally disabled, and agrees to furnish services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to purchase these services from the NYS Association for Retarded Citizens - Orleans County Chapter; and

WHEREAS, the NYS Association for Retarded Citizens - Orleans County Chapter wishes to amend its 1991 contract to access additional funding from NYS Office of Mental Retardation and Developmental Disabilities to cover increased costs by providing services and,

WHEREAS, no additional county funds are being requested above the already authorized \$56,600.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1991 amended agreement between the Mental Health Department and the NYS Association for Retarded Citizens - Orleans County Chapter for the provision of said services to the mentally retarded and developmentally disabled; said agreement to be in effect during the 1991 calendar year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 516-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 8771 through 8897 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency and the Self Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Tuohey, with second by Legislator Bower, to add seven resolutions to the agenda. Motion carried. 5 ayes; 2 nays, Legislators Billings and McCarthy; 0 absent. The following resolutions were then introduced.

Legislator Tuohey, with second by Legislator McCarthy, moved a resolution authorizing the County Attorney to prepare a proposal to submit to the various municipalities regarding the 800 MHz radio system.

During discussion, Legislator Bennett, with second by Legislator Tuohey, moved to amend the proposed resolution by adding "and be it - FURTHER RESOLVED, that financing for this project will be from part of a 1% increase in County Sales Tax; i.e., without the Sales Tax increase, the real property tax will be increased \$0.15/\$1000 of assessment, for a period of 10 years." Upon vote, the proposed amendment failed: 1 aye, Legislator Bennett; 6 nays; 0 absent.

The following resolution was then voted upon and adopted:

RESOLUTION NO. 517-1092

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO PREPARE A PROPOSAL TO BE SUBMITTED TO THE MUNICIPALITIES REGARDING 800 MHz RADIO SYSTEM

WHEREAS, the Orleans County radio system serving public service and public safety agencies is substantially inadequate and suffers from overcrowding, interference and uses an unlicensed frequency, and

WHEREAS, the current system cannot be reasonably

upgraded because of a lack of available frequencies and outdated system equipment, and

WHEREAS, the continued use of the existing system limits the ability of public service agencies to respond in an efficient and effective manner and jeopardizes the safety of public safety personnel,

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby authorize the County Attorney to prepare a proposal which will allow various municipalities and agencies to participate in and utilize a new 800 MHz trunking system as follows:

1. The County of Orleans shall be responsible for the purchase, installation and maintenance of the system backbone, including all equipment and facilities located at the Civil Defense Center and the Sheriff's Department at a projected cost of \$904,072.00.
2. The County of Orleans shall be responsible for the purchase, installation and maintenance of all equipment utilized by operating County departments at a projected cost of \$151,436.00.
3. Any municipality or agency authorized by the Legislature may participate in the 800 MHz radio system if they agree to purchase, install and maintain the necessary equipment
4. Any municipality or agency authorized by the Legislature may enter into an agreement whereby the County will purchase and install the municipality's or authorized agency's equipment with the understanding that the County will receive full reimbursement from the municipality or authorized agency (on an annual basis per bond repayment schedule, including all principal and interest) for all equipment purchased on behalf of the municipality or agency. The municipality or agency will be responsible for all maintenance cost not covered by the warranty.

Any municipality or authorized agency desiring to participate in this method of obtaining their equipment must submit an approved agreement no later than Friday, December 4, 1992; and be it

FURTHER RESOLVED, that this proposed commitment on behalf of the County shall only remain valid if a

substantial majority of the Towns, Villages and fire companies located in the County agree to participate in the project; and be it

FURTHER RESOLVED, that said proposal shall contain any other terms and conditions that the County Attorney may deem prudent and necessary.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 518-1092

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Orleans County Sheriff's Department:

Clerk, full-time

Clerk, part-time.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 519-1092

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF BARRE

RESOLVED, that this Legislature sell and convey unto Walter E. Bentley, 4552 Oak Orchard Road, Albion, New York 14411, for the sum of \$1,533.06, which includes the 1988 through 1992 taxes, Parcel No. 23, Tax Map No. 95.00-1-28.1 of the premises contained in the 1991 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 76, being formerly assessed to Donald A. Hubbard, 4441 Oak Orchard Road, Albion, NY 14411, bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as L 38 T 14, R 1, Oak Orchard Road, 2.50 acres; and be it

FURTHER RESOLVED, that this Legislature sell and convey unto Walter E. Bentley, 4552 Oak Orchard Road, Albion, New York 14411, for the sum of \$9,473.72, which includes the 1988 through 1992 taxes, Parcel No. 24, Tax Map No. 95.00-1-28.2 of the premises contained in the deed to the County of Orleans dated December 13, 1991 and recorded in the Orleans County Clerk's Office in Liber 483 of Deeds at Page 76, being formerly assessed to Donald A. Hubbard, 4441 Oak Orchard Road, Albion, NY 14411, bounded and described as follows: In the town of Barre, Orleans County, New York, being known as L 38, T 14, R 1, 4441 Oak Orchard Road, 61.80 acres; and that the County Treasurer is hereby authorized to make and deliver two deeds, therefore, to the purchaser upon payment of the aforementioned purchase price.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 520-1092

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 1992 SOLID WASTE/RECYCLING FEES TO THE 1993 COUNTY/TOWN TAX BILLS

RESOLVED, that, pursuant to the request from the County Treasurer, she be, and hereby is, authorized to relevy the unpaid 1992 Solid Waste/Recycling Fees, to be added to the 1993 tax rolls for the respective towns as of November 1, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 521-1092

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES

RESOLVED, that, pursuant to the request from the County Treasurer, she be, and hereby is, authorized to relevy the unpaid school taxes, adding a 7% penalty, to be added to the 1993 tax rolls, for the respective towns as of November 1, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator McCarthy, introduced the next resolution, entitled RESOLUTION ADOPTING PRELIMINARY COUNTY BUDGET FOR THE YEAR 1993. During discussion, Legislator Billings, with second by Legislator Bennett, moved to amend the proposed resolution by increasing the appropriations for the Soil and Water District and the Cooperation Extension back to their 1991 levels, which would increase the proposed 1993 Preliminary County budget by approximately \$82,453.00.

There was much discussion on the proposed amendment to the preliminary budget:

Legislator McCarthy said, "I have no argument to the motion as to the worthiness of the cause.....However, we could not give all of our employees a raise this year. We are out of money."

Legislator Tuohey said, "I think each of the agencies were cut 30% across the board, so that each agency was treated alike. They got exactly what they got last year. I think that if we start to pick or choose, that is when we run into trouble.....we are in a tight budget condition - we are short \$900,000.00." Mrs. Tuohey also reminded Legislator Billings that he had voted in favor of keeping the budget to the 1992 level.

Legislator Bennett said, "I think it's a fine theory to treat everyone the same, across the board. However, we ought to determine where the problems are.....Use libraries as an example. They are (also) funded through the school budget....Have to look at each individual agency...Soil & Water, if we do this, it will be gone...I say put it in the budget."

Legislator Swiercznski said, "I was just going to reiterate what Rich said. Place (them) in the preliminary budget - you can't raise it but you can always put it down or eliminate it."

Legislator Tuohey commented again, "Where is your commitment to the 1992 level. You have to draw the line. They are one of the organizations that receive the most money - they were cut the most, but they were also raised the most. It is not mandated by the County for us to fund them - they have to realize that the well is dry."

Legislator McCarthy commented, "Because of my employment, I was not able to be here for some of the committee meetings. However, the Budget Committee all worked very long and very hard on the budget. I think it's a slap in the face for their hard work. I agree with Marcia."

Chairman Berger felt that "the County's first loyalty should be for County organizations that we, as a County, are bound by law to do (help fund). The other organizations that we are not bound (by law) to do, but that we normally appropriate funding for in the budget, in all likelihood can continue to be funded, if the County can afford it.....These organizations have also been cut by the federal and state governments, and unfortunately they cannot lobby against them, so they come to us for additional funding, and when they feel it necessary, they lobby us for funding."

Legislator Bower said, "Obviously, when these amounts were set, the County still maintained the same priorities. When the situation changes...."

The vote for the proposed amendment proceeded as follows: 3 ayes; 4 nays, Legislators McCarthy, Bower, Tuohey and Berger; 0 absent. The proposed amendment failed:

Chairman Berger then called a vote on the original resolution. Legislator Bennett asked for a roll call vote, which proceeded as follows:

Legislator Bennett	nay
Legislator Berger	aye
Legislator Billings	nay
Legislator Bower	aye
Legislator McCarthy	aye
Legislator Swiercznski	nay
Legislator Tuohey	aye.

The following resolution was then adopted by a vote of 4 ayes; 3 nays, Legislators Bennett, Billings and Swiercznski; 0 absent:

RESOLUTION NO. 522-1092

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTING PRELIMINARY COUNTY BUDGET FOR THE YEAR 1993

RESOLVED, that this Legislature does hereby amend the Preliminary County Budget for 1993, as presented by the Budget Officer and the Finance Committee, as follows:

1. Delete Budget Note & Interest.....\$155,250.00
2. Delete Appropriation for McKenna
Landfill defense..... 100,000.00

3.	Reduce Community Colleges.....	75,000.00
4.	Increase Sales Tax Projection.....	100,000.00
5.	Cut Machinery Fund Levy to "0", using \$37,789 from Machine Equipment Reserve Account.....	<u>37,789.00</u>
	Total.....	\$468,039.00;

and be it

FURTHER RESOLVED, that this Legislature does hereby adopt the Amended Preliminary County Budget for the Year 1993 as the Preliminary County Budget for 1993; and be it

FURTHER RESOLVED, that the public hearing for the Preliminary County Budget for 1993 be held on Monday evening, December 7, 1992 at 7:30 p.m. at the Knights of Columbus, West Avenue, Albion, New York; and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the Albion Advertiser, Inc. and the Medina Journal-Register, Inc.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Swiercznski.; 0 absent.

Upon voting against the preliminary budget, Legislator Billings commented, "I am voting against the preliminary budget, because it does not meet the requirements of the resolution adopted last February - it does not meet the 1992 budget limit."

Legislator Tuohey, "May I address this? What you are saying to me is that you wanted to raise the preliminary budget by \$82,000.00 - it was voted down. So now, you did not vote for the preliminary budget which is only preliminary. That resolution says that we still - this is not final, we can still go by this resolution. What you are saying is because it is not at that resolution at this point, you are voting against it.....Legislator Billings said, "That's right. This is not to say that I would not vote against it if it was in there."....Legislator Tuohey commented, "But the reason you are voting against it is not -- I don't find it very logical because we are at that point where we are abiding by this resolution."...Legislator Billings said, "Your logic and mine is different."....Chairman Berger, "I understand your comment, but if the amendment had passed, then the money would have been more that what the resolution adopted on February 26th allowed."....Legislator Billings said, "Then I would still have voted against it anyway."

RESOLUTION NO. 523-1092

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM
CONTINGENT FUND TO BOARD OF ELECTIONS OFFICE EQUIPMENT
ACCOUNT A1450.220

WHEREAS, the computer installed at the Board of
Elections office is almost filled to capacity, causing
problems when entering new registrations; and

WHEREAS, many more registrations have yet to be
entered into the computer system;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby authorize the transfer of
\$1000.00 from Contingent Fund A1990.418 to Board of
Elections Office Equipment Account A1450.220; said
transfer is necessary to cover the expense in upgrading
the computer in said Department.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Bennett, with second by
Legislator Billings, to adjourn the meeting. Motion
carried.

Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
November 12, 1992

The meeting was called to order at 5:30 p.m. After the pledge to the flag, the Clerk called the roll and all legislators were present.

The Clerk presented the following communications: Notice of the November 19 Intercounty Association Meeting scheduled for the Rochester Marriott-Thruway at 9:00 a.m.; letters from the Orleans County Republican Committee recommending Robert E. Batt, and from the Orleans County Democrat Committee recommending Angelo Ricci each be appointed Election Commissioner for their respective party.

Report of Standing Committees: Legislators Tuohey, Bennett, Swiercznski, McCarthy, Billings and Bower all reported attending meetings with their respective committees. Chairman Berger attended the Count and School Board Meeting October 28th; the GLOW Employee Performance and Review meeting on the 29th, and the GCC Leadership Training Program with Mrs. Tuohey on the 31st. On November 2nd, Mr. Berger attended the Inter-Agencies Collaboration Meeting; attended the Alternatives to Incarceration Committee meeting, presided at three (3) CSEA Grievance Hearings on the 4th; the RC & D Meeting and Village of Lyndonville meeting on November 9th; the Soil & Water Meeting, and the County Awards Dinner on November 10th; a Safety Meeting and a meeting on group homes on November 12th.

Privilege of the Floor was given to Mrs. Carmelita England, who requested a stop sign at the intersection of the County House Road and Long Bridge Road. She noted that traffic on the County House Road is very fast, and that there has been accidents at this particular intersection in the past, and that one occurred there two weeks ago. She asked that the County look into the matter.

The following resolutions were presented:

RESOLUTION NO. 524-1192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO AUTHORIZE PURCHASE FOR PROBATION

DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the purchase of a disk drive for a Panasonic typewriter, and one used refrigerator for use in the Orleans County Probation Department; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$500.00 from Probation Account A3140.418 Other Contractual to A3140.220 Equipment; said transfer is necessary to cover disk drive and refrigerator purchase.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 525-1192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING PURCHASE OF CALCULATOR FOR COUNTY TREASURER'S OFFICE

RESOLVED, that this Legislature does hereby authorize the purchase of one (1) calculator, total cost not to exceed \$200.00, for use in the County Treasurer's Office; said purchase is necessary to replace the Victor 332 Calculator, which was purchased in 1974.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution entitled RESOLUTION TO TRANSFER FUNDS FROM CONTINGENT FUND TO BOARD OF ELECTIONS CONTRACTUAL ACCOUNT was tabled by Legislator Tuohey.

RESOLUTION NO. 526-1192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE TO EXECUTE AGREEMENT WITH THE VILLAGE OF MEDINA REGARDING THE 1992 VILLAGE IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, the County of Orleans has tax liens against parcels of real property that are subject to the 1992 In Rem Tax Foreclosure Proceeding, and

WHEREAS, it is desirable to resolve this matter in the usual manner by the execution of an Agreement between the County of Orleans and the Village of Medina, agreeing to protect the County's interest in the respective parcels when ownership of the parcels is transferred to the Village in such proceeding,

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is authorized to execute the Agreement between the County of Orleans and the Village of Medina relative to the 1992 In Rem Tax Foreclosure Proceeding regarding the parcels of real estate upon which both the County and the Village has tax liens.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 527-1192

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING COUNTY TREASURER TO CHARGE-BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN AND SCHOOL DISTRICTS AND THE SOLID WASTE FUND

RESOLVED, that pursuant to the request of the County Treasurer by letter dated October 27, 1992, she be and hereby is authorized to charge back the following erroneous taxes to the respective towns and schools within the County, and to the Solid Waste Fund, as follows:

TOWN OF ALBION:

73.14-1-15 G. Deiboldt (1992)	
County	\$22.70
Town	<u>\$ 5.24</u>
Total	\$ 27.94
72.1-1-17 N.Y. State (1992)	
County	\$40.67
Town	24.20
School	<u>83.79</u>
Total	\$ 148.66

TOWN OF CARLTON:

38.-1-44 R. Richards (1992)	
Solid Waste	<u>\$46.71</u>
	\$ 46.71
5.49-3-67.1 R. Barnard (1992)	
Town	<u>\$125.00</u>
Total	\$ 125.00

5.49-4-6 Sunset Beach Assn. (1992)		
Town	<u>\$400.00</u>	
Total		\$ 400.00
7.12-1-1 A. Albanese (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71
16.-1-55 L. Boyce (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71
38.1-1-3 L. Boyce (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71
27.4-3-1 Wm. Finley (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71
28.-1-4 Growers Cold Storage (1992)		
County	\$691.70	
Town	<u>365.58</u>	
Total		\$1,057.28
28.1-59.1 W. Johnson (1992)		
Town	<u>\$143.20</u>	
Total		\$ 143.20
18.1-2-50 D. Criswell (1992)		
County	\$778.06	
Town	<u>376.26</u>	
Total		\$1,154.32
27.4-1-38 R. Bimmmler (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71
38.-1-6 R. Daniels (1990-92)		
County	\$198.18	
Town	<u>100.26</u>	
Total		\$ 298.44
<u>TOWN OF GAINES:</u>		
51.1-1-1 S. Elovaris (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71
63.1-32.2 Dickinson/Herring (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71

TOWN OF KENDALL:

9.12-1-50.1 F. Grinnan (1992)		
County	\$131.95	
Town	<u>73.99</u>	
Total		\$ 205.94
31.-1-23 H. Butler (1992)		
County	\$34.64	
Town	<u>19.42</u>	
Total		\$ 54.06
32.-2-47 O. Moorehead (1992)		
Solid Waste	\$46.71	
Total		\$ 46.71
43.-2-36 N. Meisch (1992)		
County	\$62.67	
Town	<u>35.14</u>	
Total		\$ 97.81
44.-1-47 R. MacFarland (1992)		
County	\$0.82	
Town	<u>0.57</u>	
Total		\$ 1.39
32.12-2-11 W. Washington (1992)		
County	\$3.13	
Town	<u>2.04</u>	
Total		\$ 5.17

TOWN OF MURRAY:

54.-1-5 A. Bates (1992)		
Town	\$326.54	
Total		\$ 326.54
88.05-2-10 M. Besse (1992)		
County	\$193.95	
Town	<u>37.17</u>	
Total		\$ 231.12
53.1-43.11 E. Snyder (1992)		
Solid Waste	\$45.71	
Total		\$ 45.71
88.-1-13.4 W. Garling (1992)		
County	\$ 68.68	
Town	12.48	
School	<u>111.33</u>	
Total		\$ 192.49

TOWN OF RIDGEWAY:

59.-1-1 W. Messler (1992)		
Town	\$ 1.40	
Solid Waste	<u>46.71</u>	
Total		\$ 48.11

67.-1-13.2 Flatt/Heye (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71

80.-1-20 Abex Corp. (1992)		
County	\$4,367.54	
Town	<u>3,753.66</u>	
Total		\$8,121.20

TOWN OF SHELBY:

78.-3-6.2 W. Anstey (1992)		
County	\$221.24	
Town	<u>115.90</u>	
Total		\$ 337.14

102.-1-66 C. Bentley (1992)		
Solid Waste	<u>\$91.41</u>	
Total		\$ 91.41

112.-1-51 C. Laubisch (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71

113.-1-12.2 R. Sprout (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71

125.-1-5 Belinson/Ball/Popp (1992)		
Solid Waste	<u>\$46.71</u>	
		\$ 46.71

TOWN OF YATES:

3.9-1-5 L. Wright (1992)		
County	\$44.00	
Town	<u>46.75</u>	
Total		\$ 90.75

1.12-1-10 R. Knepp (1992)		
County	\$26.29	
Town	<u>28.05</u>	
		\$ 54.34

24.-1-40 D. McCombs (1992)		
Solid Waste	<u>\$46.71</u>	
Total		\$ 46.71

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 528-1192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONTRACT FOR REGISTERED DIETITIAN SERVICES BETWEEN OFFICE FOR THE AGING AND SUMNER, HANS & ASSOCIATES

RESOLVED, that this Legislature does hereby approve a contract between the Office for the Aging and Sumner, Hans & Associates, for an average of eleven and one-half hours (11-1/2 hrs.) per week of registered dietitian services at \$21.91 per hour, for the period of September 1, 1992 through August 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 529-1192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCY IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancy(s):

1. One (1) PPT Institutional Aide position.
2. One (1) PFT Quality Assurance Coordinator position

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 530-1192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION CREATING TEMPORARY SENIOR CLERK POSITION IN OFFICE FOR THE AGING DEPARTMENT

WHEREAS, the part-time position of Lifeline Program Assistant is temporarily vacant due to a six week sick leave of the incumbent; and

WHEREAS, the HEAP Program is starting up on November 1, 1992 with significantly increased eligibility levels resulting in increased work responsibilities in the Office for the Aging;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create a Temporary Senior Clerk position in the Office for the Aging for the period

November 16, 1992 - December 25, 1992, at Grade 6 Step 1 on the CSEA salary schedule; said position is 100% reimbursed (60% from Lifeline Funds and 40% from HEAP funds); and be it

FURTHER RESOLVED, that the Director of the Office for the Aging is hereby authorized to fill the newly created Temporary Senior Clerk position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 531-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM HIGHWAY BRIDGES ACCOUNT H5120.2

RESOLVED, that this Legislature does hereby authorize the payment the following capital project claims from Highway Account H5120.2 Bridges:

1. Abate Engineers, P.C., 107 Delaware Avenue, 1888 Statler Towers, Buffalo, New York 14202-2810, for engineering work on the Bates Road Bridge and Sawyer Road Bridge projects,.....\$15,170.50
2. Ridge Sand & Gravel Co., P. O. Box 97, Knowlesville, New York 14479 for gravel used on the Albion-Eagle Harbor Rd. Bridge Project, the sum of.....\$ 6,740.76
3. Barre Stone Products, Inc., 14120 W. Lee Road, Albion, New York 14411 for materials used on Albion-Eagle Harbor Road. Bridge Project, the sum of.....\$17,479.42

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger asked Legislator Billings to take the Chair, so that he could introduce a resolution. Mr. Billings assumed the chairmanship of the meeting, whereupon Legislator Berger introduced a resolution entitled RESOLUTION AUTHORIZING INCREASE IN VETERANS BURIAL ALLOWANCE. During discussion followed, with Legislator McCarthy moving to amend by eliminating the fourth "Whereas" mentioning discrimination against veterans. This was seconded by Legislator Bower. Upon vote, the amendment was approved 6 ayes; 2 nay, Legislator Billings; 0 absent. The following resolution was then introduced and voted upon:

RESOLUTION NO. 532-1192

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING INCREASE IN VETERANS BURIAL ALLOWANCE

WHEREAS, Senate Bill 6625 and Assembly Bill 8969 passed both houses of the Legislature and was signed into law as Chapter 265 of the Laws of 1990, does enact as follows:

"Section 1, Paragraph (b) of Subdivision 1 of Section 148 of the General Municipal Law, as amended by Chapter 613 of the Laws of 1986, is amended for removal of ceiling costs for burial of indigent Veterans allowing municipalities to exceed the previous \$950.00 and be subject to reimbursement limitations of Subdivision 5, Sec. 141 of the Social Services Law."; and

WHEREAS, Section 148, Veteran Burials, in Orleans County, have a maximum amount allowed of \$950.00 to cover the complete burial service; and

WHEREAS, the following is a record of Sec. 148 Veterans' burials in Orleans County from 1986 through November 9, 1992:

Year	Number of Burials	Total Cost	Reim-bursed	Net Co. Cost
1986	2	\$1900.00	\$ 900.00	\$1000.00
1987	4	3800.00	1800.00	2000.00
1988	-	---	----	----
1989	1	655.00	327.50	327.50
	2	950.00	900.00	1000.00
	1	750.00	375.00	375.00
1990	4	3800.00	1800.00	2000.00
1991	1	655.00	332.50	332.50
	1	950.00	450.00	500.00
1992	6	5700.00	2700.00	3000.00;

and

WHEREAS, Orleans County Social Services is presently allowing \$1550.00 plus actual cost for grave openings, for burial expenditures of indigents within the County in accordance with Subdivision 5, Section 141 of the Social Services Law; and

NOW, THEREFORE, BE IT RESOLVED, that indigent veterans will be buried allowing the same fee schedule as Social Services, that of \$1550.00 plus actual cost

of grave openings, plus an additional amount of \$50.00 in recognition of honorable service in the Armed Forces; and be it

FURTHER RESOLVED, that should the County Department of Social Services negotiate with the funeral service directors for an increase in allowable fees for Section 141 burials, the fee schedule for Section 148 burials will automatically be increased to equal the same amount; and be it

FURTHER RESOLVED, that this change in veterans' burial allowance is to become effective January 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Vice-chairman Billings turned the meeting back to Chairman Berger, and the meeting continued with the following resolutions being presented and voted upon:

RESOLUTION NO. 533-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPOINTING BEVERLY PARMELE ADMINISTRATOR OF THE ORLEANS COUNTY HEALTH DEPARTMENT HOME HEALTH AGENCY

RESOLVED, that this Legislature does hereby appoint Beverly Parmele, Director of Patient Services, in the County Health Department, as Administrator of the Orleans County Health Department Home Health Agency; said appointment is retroactive to September 21, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 534-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION TO APPROVE UNPAID CHILDREARING LEAVE OF ABSENCE REQUEST

RESOLVED, that this Legislature does hereby approve a request from Susan Papponetti, Public Health Technician in the County Health Department, for an Unpaid Childrearing Leave of Absence, from 17 November

1992 until 31 March 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION APPROVING AGREEMENT WITH MONROE COUNTY MEDICAL EXAMINER'S OFFICE was tabled by Legislator Tuohy.

RESOLUTION NO. 535-1192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Orleans County Department of Health for administrative services; to be effective October 1, 1992 through September 30, 1993 at \$0 cost to the county.
- 2) Our Lady of Victory Infant Home, Lackawanna, New York for the provision of foster care services; to be effective July 1, 1992 through June 30, 1993 at a cost of \$42,066 per child. County cost is \$14,302 per child.
- (3) Randolph Children's Home, Randolph, NY for provision of foster care services; to be effective September 1, 1992 through August 31, 1993 at a cost of \$58,539 per child. County cost is \$19,903 per child.
- (4) St. Anne Institute, Albany, NY for provision of foster care services; to be effective October 1, 1992 through September 30, 1993 at a cost of \$56,443 per child. County cost is \$19,190 per child.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 536-1192

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING DEPARTMENT OF SOCIAL SERVICES
TITLE XX PLAN FOR 1993

RESOLVED, that the Department of Social Services Title XX Plan for 1993 as presented by the Commissioner of Social Services is hereby approved by this Legislature.

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent.

The next resolution on the agenda entitled RESOLUTION APPROVING AGREEMENT WITH GRAYTON COMPANY TO IMPLEMENT THE 1992-93 TOURISM MATCHING FUNDS ADVERTISING PROGRAM was withdrawn by Legislator Billings.

RESOLUTION NO. 537-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohy.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 8916 through 9102 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled RESOLUTION AUTHORIZING EQUIPMENT PURCHASE FOR MARINE PARK, which was tabled at the October 28th meeting, was removed from the table by Legislator McCarthy. During discussion, Legislator McCarthy stated he had not heard from the C. D. Director concerning firefighting techniques and plan for the Marine Park. After further discussion, the tabled resolution was withdrawn, and the following resolution was introduced:

RESOLUTION NO. 538-1192

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PURCHASE OF SAFETY EQUIPMENT FOR ORLEANS COUNTY MARINE PARK

WHEREAS, it has been determined that certain firefighting equipment is necessary to help protect public and private facilities and equipment located on Oak Orchard Creek, especially at the Orleans County Marine Park; and

WHEREAS, \$5,150.00 has been budgeted in the 1992 budget for purchase of said equipment;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the purchase of a pump to be installed on the Sheriff's boat prior to the start of the 1993 boating season at an approximate cost of \$1,500.00; and be it

FURTHER RESOLVED, that the remaining unspent balance (approximately \$3,250.00) shall be set up in a reserve account to purchase additional safety equipment in 1993, as determined by the County Highway Superintendent.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower, with second by Legislator Swiercznski, moved to waive the rules, and add resolutions to the meeting agenda. After discussion, the motion was voted upon, and defeated - 3 ayes; 4 nays; 0 absent.

However, Legislator Bennett, with second by Legislator Billings, moved to waive the rules and add a resolution creating and filling a temporary correction officer position in the County Jail. Motion carried, and the following resolution was then presented:

RESOLUTION NO. 539-1192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION TO CREATE AND FILL A TEMPORARY CORRECTION OFFICER POSITION IN THE ORLEANS COUNTY JAIL

WHEREAS, Correction Officer Donald Burgio is

currently on a disability leave of absence, without pay, and will be on said leave for approximately six months;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create one (1) Temporary Full Time Corrections Officer position at Grade 3, Step 1; said position to become effective immediately, and to continue until Correction Officer Donald Burgio is able to return to work, at which time the Temporary Correction Officer position shall be terminated.

Adopted. 7 ayes; 0 nays; 0 absent.

There was discussion on the soon to be vacant Commissioner of Social Services position, since Mrs. Hardenbrook will be retiring as of December 30, 1992. It was the consensus of the Board to advertise for the position in the two official County newspapers.

Legislator Tuohey asked if the other members of the Board had read her memo recommending that each Board member present their own departments' budgets for 1993 at the 1993 County Budget Public Hearing to be held on December 7th at the Knights of Columbus building. Mrs. Tuohey said that it had been suggested that the Committee Chairman present his/her own departments 1993 budgets. After discussion, Legislator Billings moved to keep the former format at the budget hearing (the Budget Officer to read the budget at the Public Hearing). This was seconded by Legislator Bower. Motion carried. 4 ayes; 3 nays, Legislators Tuohey, McCarthy and Berger; 0 absent. The County Budget Officer will read the budget at the Public Hearing.

Legislator McCarthy noted that it was becoming very difficult to have a quorum at the Community Services Board meeting. He said that some of the doctors on the Board were not attending. However, he did say that Dr. Sahukar attended faithfully. Mr. McCarthy said he wanted the other members of the Legislature to be aware of the situation.

Legislator Swiercznski, with second by Legislator Billings, moved to adjourn. Motion carried.

Meeting adjourned at 6:30 p.m.

LEGISLATURE MEETING
November 25, 1992

The meeting was called to order by Chairman Berger at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and five Legislators were present, with Legislators Bower and Tuohey excused from the meeting.

The Clerk presented the following communications: Thank you card from the family of Clayton Plummer, for Supervisor from the Town of Carlton who passed away; a letter from Ed Crawford, NYSAC Executive Director, regarding the placement of a third Veterans Home in the Western New York area; a letter from Assemblyman R. Stephen Hawley also regarding the Veterans Home slated for the Western New York area;

Minutes from the November 10th Soil & Water District Board meeting; announcement of the annual Holiday Meeting for the Genesee/Orleans Youth Boards to be held at the Red Osier on December 2nd; Orleans County Youth Board Minutes for September 1st and November 4th, also the Orleans County Youth Board Director's Report dated November 4, 1992; minutes of the October 15th meeting of the WNY Intercounty Association; minutes from the September 24th and October 22nd County Planning Board meetings;

A certificate of recommendation for Election Commissioner recommending Angelo Ricci as the representative of the Democrat Party, signed by Committee Chairman Teresa Martilotta; a letter from Mr. Earl Bennett, South Holley Road, regarding the speeding on the South Holley Road - asking the Board if something can be done;

Announced that all Towns have filed their budgets in the Clerk's office.

Report of Standing Committees:

Legislator Swiercznski said he had met with Commissioner Pat Hardenbrook; also noted that Alvin Hilfliker from the Town of Clarendon had died - Mr. Hilfliker was at one time Supervisor for the Town of Clarendon, and as such, had served on the County Board of Supervisors.

Legislator Bennett said he had met with several of his committees. Also, that he was disappointed, to notice that the decorations on the Court House Dome had been

changed - the crosses had been removed altogether. He wanted the record to show that "I am upset that somebody has decided to buckle into these people and not have the crosses on the windows. The Attorney last year, said it was allright to alternate Christmas ornaments - candles with crosses. Should be put back."

Mr. Bennett also said that he was disappointed that the Legislature did not receive notification of the change in Nutrifare site in Holley. Mr. Bennett did not receive notification from "our own people" or Carri (Mrs. Blake, Director of the Office for the Aging). Mr. Bennett said he had spoken with Carri regarding the change.

Mr. Bennett also said the he would like to request that after the Public Hearing on the Budget, and before the next Legislature meeting, that the Board meet for a special work session to discuss the budget.

Legislator McCarthy said he had met with several department heads on several occasions. Mr. McCarthy said he was in total agreement with Legislator Bennett regarding the Court House decorations. Mr. McCarthy said, "I think we are being held hostage. I object very strongly."

Legislator Billings said "my comments are same as Rich's (Legislator Bennett) - both regarding the Court House decorations and the Nutrifare site in Holley. Mr. Billings said he had attended the Awards Dinner, and the GLOW Council meeting, noting that Orleans County projects did extremely well, and were recognized at the meeting. Mr. Billings also said that the Agricultural Districting Advisory Committee will have to be updated shortly.

Chairman Berger attended the GLOW Review, the Fire Chiefs meeting and the Intercounty Meeting on November 16th; four union grievances on the 18th; signed Job Development Agency papers November 20th; attended the Fire Advisory Board meeting and received two letters of support regarding request for radios on November 23rd; today Mr. Berger attended the Legislature Planning meeting.

The following resolutions were presented:

RESOLUTION NO. 540-1192

By Legislator Billings, who moved the adoption.

Unanimous second.

RESOLUTION HONORING MRS. DOTTY Q. DUSETT FOR 50 YEARS
OF VOLUNTEER SERVICE AS 4-H LEADER

WHEREAS, Mrs. Dotty Q. DuSett has served the youth of Orleans County for five decades as a volunteer 4-H leader; and

WHEREAS, Mrs. DuSett has guided hundreds of young people over the past fifty years.....

.... by becoming involved with them in their various 4-H projects;

.... by nurturing and developing their skills for living;

.... by providing direction and encouraging these young people to feel good about themselves and others; and

WHEREAS, Mrs. DuSett has also found time to volunteer in the County's Literacy Volunteers program, as well as in the Meals on Wheels program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby commend Mrs. DuSett for all the hours she has given and does hereby extend to her its sincere appreciation for the service she has given to the people of Orleans County, and in particular for the service she has provided to the young people of the County through the 4-H Program; and be it

FURTHER RESOLVED, that this Legislature does hereby offer its thanks to Mrs. DuSett on behalf of the people of the County and wishes for her the best in the years to come.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 541-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 9118 through 9345 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohy.

RESOLUTION NO. 542-1192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING LINE ITEM TRANSFERS WITHIN THE COUNTY HIGHWAY DEPARTMENT 1992 BUDGET ACCOUNTS

WHEREAS, various unforeseen expenses occurred in certain line items of the 1992 County Highway Department budget accounts;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to make the following line item transfers within the 1992 County Highway Department budget accounts:

PERSONAL SERVICES:

<u>From</u>	<u>To</u>	<u>Amount</u>
D5120.1 Co. Bridges	D3310.1 Traffic Safety	\$ 2,100.00
D5112.1 Road Construction	D3310.101 Traffic Safety	400.00
D5112.1 Road Construction	D5142.101 County Snow	2,000.00
D5112.1 Road Construction	D5110.1 Road Maintenance	25,000.00
D5120.1 Co. Bridges	D5110.1 Road Maintenance	12,600.00
D5120.1 Co. Bridges	D5110.101 Road Maintenance	2,400.00

EQUIPMENT:

<u>From</u>	<u>To</u>	<u>Amount</u>
D3310.251 Traffic Safety	D5142.442 Co. Snow Equip.Rent.	\$ 1,000.00
D3310.251 Traffic Safety	D5020.481 Engineer- ing	1,025.00

CONTRACTUAL:

<u>From</u>	<u>To</u>	<u>Amount</u>
D3310.418 Traffic Safety Cont.	D5112.418 Rd.Const. Cont.	\$13,000.00
D3310.442 Traffic Safety-Equip.Rent.	D5142.418 Co. Snow Cont.	2,500.00
D3310.442 Traffic Safety-Equip.Rent.	D5142.442 Co. Snow. Equip.Rent.	2,500.00

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 543-1192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO REAPPOINT ELECTION COMMISSIONERS FOR ORLEANS COUNTY

WHEREAS, a letter has been received from the Orleans County Republican Committee recommending the reappointment of Mr. Robert E. Batt as Republican Election Commissioner; and

WHEREAS, a letter has been received from the Orleans County Democratic Committee recommending the reappointment of Mr. Angelo Ricci as Democrat Election Commissioner;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby reappoint Mr. Robert E. Batt as the Republican Election Commissioner and Mr. Angelo Ricci as the Democrat Election Commissioner; said appointments to become effective January 1, 1993.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

TO THE TREASURER
OF THE COUNTY OF ORLEANS, STATE OF NEW YORK

GREETING

You are hereby notified that the Legislature of the County of Orleans, State of New York, has ascertained that the amount of money in your hands received from the avails of taxes paid on mortgages pursuant to the Tax Law available for distribution by said Board pursuant to the provisions of said Act is \$215,124.34.

You are further notified that the said Legislature pursuant to Section 261 of said Tax Law has apportioned said sum to the several villages, towns and officials entitled to receive the same as follows:

To the Village of Albion:

From the amount credited to the Town of Albion.....	\$ 9,179.40
From the amount credited to the Town of Gaines.....	1,512.03

To the Village of Medina:

From the amount credited to the Town of Ridgeway.....	8,950.97
From the amount credited to the Town of Shelby.....	4,943.32

To the Village of Holley:

From the amount credited to the Town of Murray.....	4,223.47
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To the Village of Lyndonville:

From the amount credited to the Town of Yates.....	1,943.47
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To the Town of Albion from amount credited to said Town for State, County and Town purposes.....	19,655.98
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To the Town of Barre from amount credited to said Town for State, County and Town purposes.....	11,945.94
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To the Town of Carlton from amount credited to said Town for State, County and Town purposes.....	21,181.72
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To the Town of Clarendon from amount credited to said Town for State, County and Town purposes.....	17,356.73
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To the Town of Gaines from amount credited to said Town for State, County and Town purposes.....	10,166.35
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To the Town of Kendall from amount credited to said Town for State, County and Town purposes.....	24,851.21
To the Town of Murray from amount credited to said Town for State, County and Town purposes.....	21,248.72
To the Town of Ridgeway from amount credited to said Town for State, County and Town purposes.....	28,719.11
To the Town of Shelby from amount credited to said Town for State, County and Town purposes.....	17,364.40
To the Town of Yates from amount credited to said Town for State, County and Town purposes.....	11,881.52
Total.....	\$215,124.34

You are further notified that the respective amounts apportioned to the said Village are payable by you to the respective Treasurers of said Villages the respective amounts apportioned to the said Towns for State, County and Town purposes are payable by you to the respective Supervisors of said Towns.

You are, therefore, commanded to pay to the respective Village Treasurers of the Villages above named and to the respective Supervisors of the Towns above named, the respective sums above set forth apportioned to each respectively. And for such payment this shall be your sufficient warrant.

IN WITNESS WHEREOF, the Legislature of the County of Orleans, State of New York, has caused this Warrant to be subscribed by its Chairman and its Clerk, and its official seal to be hereunto affixed, the 12th day of November, 1992.

Frank R. Berger, Chairman
Orleans County Legislature

L.S.

Lois M. Brandt, Clerk
Orleans County Legislature

RESOLUTION NO. 544-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING MORTGAGE TAX APPORTIONMENT

RESOLVED, that the Mortgage Tax Apportionment appearing in the attached warrant be adopted by this Legislature and that said Warrant be approved and delivered to the County Treasurer.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohy.

The next resolution on the agenda entitled RESOLUTION AUTHORIZING PAYMENT TO TOWN OF ALBION RE TRANSFER OF WATER SERVICE FROM COUNTY TO TOWN OF ALBION was tabled by Legislator Bennett.

RESOLUTION NO. 545-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CHARGE BACK TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, AND TAX BILLS/MAILERS

RESOLVED, that this Legislature does hereby authorize chargebacks for Data Management Services, for User Fees, and for the cost of the tax bills/mailers to be levied on the 1993 taxes; and be it

FURTHER RESOLVED, that since the Towns of Albion, Carlton, Clarendon, Gaines, Kendall, Ridgeway and Shelby provide part of the DMT work through the use of computer disks, they shall be charged a lesser amount for Data Management Services; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the chargeback for Data Management Services to the ten towns as follows:

TOWNS		NO. OF PARCELS	AMOUNT
Albion	Inside	1,612	\$ 725.40
	Outside	879	395.55
Barre		1,265	2,593.25
Carlton		2,268	1,020.60
Clarendon		1,478	665.10
Gaines	Inside	229	103.05
	Outside	931	418.95
Kendall		1,707	768.15

Murray	Inside	678	1,389.90
	Outside	1,336	2,738.80
Ridgeway	Inside	1,417	637.65
	Outside	1,608	723.60
Shelby	Inside	912	410.40
	Outside	1,207	543.15
Yates	Inside	392	803.60
	Outside	1,297	<u>2,658.85</u>
TOTALS		19,216	\$16,596.00

and be it

FURTHER RESOLVED, that the chargeback for the tax bills/mailers, totalling \$2,306.86 shall be apportioned out and charged back, as follows:

TOWNS		NO. OF PARCELS	AMOUNT
Albion	Inside	1,612	\$ 193.52
	Outside	879	105.52
Barre		1,265	151.86
Carlton		2,268	272.27
Clarendon		1,478	177.43
Gaines	Inside	229	27.49
	Outside	931	111.77
Kendall		1,707	204.92
Murray	Inside	678	81.39
	Outside	1,336	160.39
Ridgeway	Inside	1,417	170.11
	Outside	1,608	193.04
Shelby	Inside	962	109.49
	Outside	1,207	144.90
Yates	Inside	392	47.06
	Outside	1,297	<u>155.70</u>
TOTAL			\$ 2,306.86

and be it

FURTHER RESOLVED, that the User Fees charged by the State in the amount of \$2,500.00 shall be divided equally among the ten towns with \$250.00 being charged back to each town.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 546-1192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING APPOINTMENTS TO THE LAKE ONTARIO
LAKE PLAINS RESOURCE CONSERVATION AND DEVELOPMENT
COUNCIL

WHEREAS, Resolution No. 303-592 supports the formation of a Resource Conservation and Development area for Orleans County; and

WHEREAS, the Directors of the Orleans County Soil and Water Conservation District, with the approval of the Orleans County Legislature, were authorized to submit a joint application for the formation of a Resource Conservation and Development area for Orleans County, along with the counties of Niagara, Genesee, Monroe and Wayne, which shall be known as the Ontario Lake Plains Resource Conservation and Development Area Council; and

WHEREAS, said Council shall consist of fifteen members; three members to be appointed from each of the participating counties;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of the following, to the Ontario Lake Plains Resource Conservation and Development Area Council, for a three-year term, commencing January 1, 1993 and ending December 31, 1995:

<u>NAME</u>	<u>REPRESENTATION</u>
Orren Roberts	Orleans County Soil & Water Conservation District Board
Frank R. Berger	Orleans County Legislature
William Tompkins	County Resident

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 547-1192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME

RESOLVED, that the Administrator of the County Nursing Home is hereby authorized to fill the following vacant positions:

1. One (1) Permanent PT Laundry Worker position;
2. Seven (7) Permanent PT Institutional Aid positions.

Adopted. 5 aye; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 548-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONTRACT BETWEEN NURSE PRACTITIONER AND ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby approve the agreement between JoAnn Blowers Ferrara, Nurse Practitioner and the Orleans County Nursing Home at the rate of \$30.00 per hour; said agreement to be in effect for the calendar year 1993, and will replace the agreement with Physician Assistant James Patterson.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 549-1192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING NEW PRIVATE PAY RATE FOR ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize a rate increase for private pay patients at the Orleans County Nursing Home from \$112.00 per day to \$119.00 per day.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 550-1192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION ABOLISHING/CREATING POSITION AT ORLEANS
COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby abolish one (1) Licensed Practical Nurse position at the Orleans County Nursing Home, and in its place does hereby create one (1) Licensed Practical Nurse in Charge position, at Grade 11; said position to become effective immediately; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Administrator of said Nursing Home to fill the newly created vacant Licensed Practical Nurse in Charge position.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

The next resolution on the agenda entitled RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO AWARDS PROGRAM BUDGET ACCOUNT was tabled by Legislator Bennett.

RESOLUTION NO. 551-1192

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP NEW BUDGET MONIES IN OFFICE FOR
AGING BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies in the Office for the Aging Budget Accounts as follows:

Revenue Account:

A4772 Programs for Aging	\$8,000.00
A1972 Fees	1,000.00

Appropriation Account:

A6772.473 Nutrition	\$8,000.00
A6772.474 Homemaker	1,000.00

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

Legislator Swiercznski, with second by Legislator McCarthy introduced a resolution entitled RESOLUTION NO. 484-1092 RE COMPUTER PURCHASE FOR WEIGHTS AND MEASURES DEPARTMENT. During discussion, Legislator Billings commented, "...a lap top (computer) is more limited". Chief Administrative Officer explained that the computer was for the Director of Weights and Measures, who felt that the lap top computer would be more useful since he could carry it with him. Mr. Lape already had authorization to purchase a computer. He changed what he wanted to purchase, and, since the company that was awarded the computer bid for the County, could not furnish a lap top computer, Mr. Lape purchased it elsewhere. Legislator McCarthy commented, "a lap top you can buy at Radio Shack - I have one. I think if it's available in the County, we should buy it in the County. I recommend he get three bids - prices from local people. The resolution was then voted upon as follows:

RESOLUTION NO. 552-1192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AMENDING RESOLUTION NO. 484-1092 RE COMPUTER PURCHASE FOR WEIGHTS AND MEASURES DEPARTMENT

WHEREAS, Resolution No. 484-1092 authorized the purchase of a computer and printer cable from Jameslea, Inc. of Lyndonville, New York; and

WHEREAS, the Director of Weights and Measures has determined that a "Lap-top" computer would satisfy his needs more effectively than a No. 386 Computer; and

WHEREAS, "Lap-top" computers cannot be purchased from Jameslea, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend Resolution No. 484-1092 to read -

"authorize the purchase of one (1) "Lap-top" computer and printer cable from Computer City of Rochester, New York at a cost of \$1621.94.".

Defeated. 2 ayes; 3 nays, Legislators Bennett, McCarthy, and Swiercznski; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 553-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING RECORDS MANAGEMENT OFFICER TO
SUBMIT GRANTS IN AID APPLICATION

BE IT RESOLVED, that this Legislature does hereby authorize the Records Management Officer to submit an "Grants in Aid" application for a microfilming project to protect permanent and vital records located in the Treasurer's Office.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 554-1192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE
TO EXECUTE SECTION 8 EXISTING AND VOUCHER AND MOD REHAB
CONTRACTS

RESOLVED, that the Chairman of the Legislature, be and hereby is authorized to execute the Section 8 Housing Assistance Payments Program Contract Extension for Existing, Voucher, and Mod Rehab for submission to the New York State Division of Housing and Community Renewal for their signature; said Contract Extension to be effective January 1, 1993 to December 31, 1993.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 555-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING COUNTY TREASURER TO SET UP NEW
MONIES IN THE TAXES AND INSURANCE ON COUNTY-OWNED
PROPERTY ACCOUNT

WHEREAS, the Gain from Sale of Tax Acquired Property Revenue A1051 is over and above the budgeted amount for 1992; and

WHEREAS, the 1992 County taxes remain unpaid on County-owned property and need to be paid prior to Tax Sale date November 30, 1992, in the amount of \$14,403.41; and funds remaining in the Appropriation A1950.514 Taxes and Insurance on County-owned Property amounts to only \$3,892.10;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies:

In Revenue Account:

A1051 Gain on Sale of Tax \$10,511.31
Acquired Property

In Appropriation Account:

A1950.514 Taxes & Insurance on \$10,511.31
County-Owned Property

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohy.

RESOLUTION NO. 556-192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO APPROVE AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND NORELL HEALTH CARE FOR HOME HEALTH AIDE SERVICES

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Norell Health Care to provide Home Health Aide services to the Orleans County Health Department Home Health Agency for the remainder of 1992 and 1993, with cost to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, other Third Party Insurance, etc.; thus, there is no cost to the County.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohy.

After the adoption of the previous resolution, it was explained that this agreement simply provides for back-up service for Genesee-Orleans Homemakers. The State recommends that the County provide such back-up service.

RESOLUTION NO. 557-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO APPROVE AGREEMENT WITH LINDA NIELSEN, REGISTERED NURSE, AND THE COUNTY HEALTH DEPARTMENT FOR QUALITY ASSURANCE SERVICES

WHEREAS, the County Health Department's Home Health Agency must meet standards set forth to maintain quality assurance;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve an Agreement between Linda Nielsen, and the County Health Department, to provide quality assurance procedures at a cost of twelve dollars (\$15.00) per hour. Costs to be reimbursed through State Aid at 40%.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 558-1192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING EXTENSION OF WORK RELIEF CREWLEADER POSITION

RESOLVED, that this Legislature authorizes the Work Relief Crew Leader position to be extended to coincide with the expiration date of the Work Relief Program (April 30, 1993, per Res. No. 497-1092), operating from the Orleans County Highway Department.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 559-1192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING UP NEW BUDGET MONIES IN E911 PUBLIC COMMUNICATIONS SYSTEMS BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up \$38,482.00 in

the 1992 E911 Public Communications Systems Account A3020.418 against the E911 Reserve Account.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 560-1192

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ANNUAL PLAN GRANT APPLICATION FOR COUNTY OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve the County Office for the Aging Annual Implementation Plan and Grant Applications with the NYS Office for the Aging as follows:

1. Grant Application for Federal III-C Nutrition Dollars, which provides federal dollars for congregate and home delivered meal programs, to be in effect during the calendar year 1993 at a total cost of \$206,868; County cost to be \$12,000.00.
2. Grant Application for Expanded In-home Services for the Elderly Program which provides NYS funding for case management and in-home services to be in effect April 1, 1993 through March 31, 1994 at a total cost of \$122,308; County cost to be \$10,702.00.
3. Grant Application for Community Services which provides NYS funding for frail, elderly services to be in effect April 1, 1992 through March 31, 1993 at a total cost of \$70,133; County cost to be \$10,908.00.
4. Grant Application for Federal III-B Service Dollars which provides federal dollars for Administration, Access, In-home and Legal Services to be in effect during the calendar year 1993 at a total cost of \$85,962; County cost to be \$12,238.00.
5. Grant Application for Federal III-D Service Dollars which provides federal dollars for in-home services to be in effect during the calendar year 1993 at a total cost of \$1,011; County cost to be \$0.00.
6. Grant Application for Federal Home Energy Assistance Program (HEAP) Dollars which provides

for HEAP certification and outreach; to be in effect October 1, 1992 through November 15, 1993 at a total cost of \$9,185.00; County cost to be \$0.00.

7. Grant Application for Federal III-G Service Dollars, which provides Federal dollars for Elder Abuse Prevention Activities at a total cost of \$3,183; County cost to be \$318.00.
8. Grant Application for State Supplemental Nutrition Assistance Program, which provides State dollars for home delivered meals to be in effect from April 1, 1993 through March 31, 1994 at a total cost of \$132,345; County cost to be \$0.00.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 561-1192

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES IN PLANNING AND DEVELOPMENT DEPARTMENT AGAINST SECTION 8 HOUSING RESERVE

WHEREAS, the Section 8 Housing Office experienced an unanticipated computer failure and overtime expenses due to a requirement of the New York State Division of Housing and Community Renewal; and

WHEREAS, A Section 8 Housing Reserve has been created and is funded by non-county monies;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up appropriations against this reserve as follows:

A8020.100 Personal Services	\$2,715
A8020.200 Equipment	\$3,470
2 computers	
1 computer desk	

and be it

FURTHER RESOLVED, that the Director of Planning and Development is hereby authorized to make the above expenditures.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Bower and Tuohey.

RESOLUTION NO. 562-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENTS WITH PSYCHIATRISTS,
PSYCHOLOGISTS, AND ACCOUNTANT FOR THE MENTAL HEALTH
DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following consultants to the Mental Health Department for the calendar year 1993:

1. John G. Amos, Ph.D., 9 Woodrose Drive, Webster, New York 14580 providing services as Consulting Psychologist for 16 hours per week at an hourly rate of \$42.50 for 48 weeks;
2. D. James Morrice, Ph.D., 10 Vick Park A, Rochester, New York 14607 providing services as Consulting Psychologist for 10 hours a week, at a rate of \$42.50 for 48 weeks;
3. F. Gordon Pleune, M.D., 262 Culver Road, Rochester, New York 14607 providing services as a Supervising Psychiatrist for 09 hours per week at an hourly rate of \$67.50 for 48 week;
4. Kashinath B. Patil, M.D., 67 Farmingham Lane, Pittsford, New York 14534 providing services as Consulting Psychiatrist for 10 hours per week at an hourly rate of \$67.50 for 48 weeks;
5. Howard S. Axelrod, M.D., P.C., 24A Grave Street, Pittsford, NY 14534 providing services as a Consulting Psychiatrist for 09 hours per week at an hourly rate of \$67.50 for 48 weeks;
6. Raymond Sullivan, 92 Fairlane Drive, Tonawanda, NY 14150 providing services as Consulting Accountant for 25 hours per month at a rate of \$450.00 per month.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings*, Bower and Tuohy.

*Note: Legislator Billings became ill during the introduction of this resolution, and left the meeting.

RESOLUTION NO. 563-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING CONSULTANT AGREEMENT BETWEEN ANN REIGLE, AND THE ORLEANS COUNTY MENTAL HEALTH DEPARTMENT.

WHEREAS, Orleans County Mental Health Services is providing group services to sex abuse offenders; and

WHEREAS, Ann Reigle has the expertise to continue providing group services to these individuals; and

WHEREAS, none of the current staff has the expertise to provide this service; and

WHEREAS, the money for this contract is available in the 1993 budget for mental health; and

WHEREAS, failure to provide this service will result in a loss of income greater than the cost.

NOW THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the following consultant agreement effective January 1, 1993 to December 31, 1993:

Ann E. Reigle, 4830 Salt Works Road, Medina, New York 14103, providing services as a consultant social worker for 2 hours per week at an hourly rate of \$30.00 for 48 weeks.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, Bower and Tuohey.

The next resolution on the agenda entitled RESOLUTION APPROVING TRANSPORTATION BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND ORLEANS COMMUNITY ACTION COMMITTEE RE TRANSPORTATION FOR FRIENDSHIP HOUSE CLIENTS was withdrawn by Legislator McCarthy.

RESOLUTION NO. 564-1192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP NEW BUDGET MONIES IN CIVIL DEFENSE ACCOUNTS

RESOLVED, that this Legislature authorizes the setting up of new budget monies in the Civil Defense budget as follows:

Revenue Acct.

A4305 - Civil Defense Revenue \$5400.00

Appropriation Acct.

3640.250 - Civil Defense "Other
Equipment" Account \$5400.00

said revenue monies are a result of the a 50% matching funds grant from Federal Emergency Managers Agency; County share of this grant having been set up by resolution numbers 323-692 and 498-1092, and be it

FURTHER RESOLVED, that this money be used for the installation of a Packet System at the Civil Defense Center, as authorized by Resolution No. 323-692.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, Bower and Tuohey.

RESOLUTION NO. 565-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP BUDGET MONIES IN CIVIL DEFENSE ACCOUNTS

RESOLVED, that this Legislature authorizes the setting up of new budget monies in Civil Defense accounts as follows:

Revenue Account:

A4305 - Civil Defense Revenue.....\$2500.00

Appropriation Accounts:

3640.418 - Civil Defense
"Other Contractual" Acct.\$1850.00
3640.250 - Civil Defense
"Other Equipment".....\$ 650.00

said monies received from grant money for reimbursement of generator repairs; and be it

FURTHER RESOLVED, that this money is to be spent on urgent and general repairs at the Civil Defense office as follows:

Replace front entrance door	\$ 300.00
Insulate and seal entrance roof	400.00
40 gallon electric water heater	200.00
Urinal and piping	100.00

Plumbing repairs and upgrades	200.00
Miscellaneous expenses on heat pump (change lines, filters, belts, electric controls)	500.00
UPS system (Uninterrupted Power Supply)	450.00

with the balance of \$350.00 to be used on various small routine maintenance items.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, Bower and Tuohey.

RESOLUTION NO. 566-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING TAX MAP MAINTENANCE AGREEMENT FOR REAL PROPERTY TAX OFFICE

RESOLVED, that this Legislature does hereby approve the Tax Map Maintenance Agreement between the County and Susan Davis, Albion, New York, providing tax mapping service and maintenance for the Real Property Tax Office for the calendar year 1993, with no increase in cost over last year's contract.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, Bower and Tuohey.

RESOLUTION NO. 567-1192

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AGREEMENT WITH MONROE COUNTY MEDICAL EXAMINER'S OFFICE

RESOLVED, that this Legislature does hereby approve the agreement with Monroe County Medical Examiner's Office providing Orleans County with Medical Examiner's services for the calendar year 1992 at an annual cost of \$17,500.00; payment to be made June 30, 1992 and January 15, 1993 in two equal installments of \$8,750.00.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, Bower and Tuohey.

RESOLUTION NO. 568-1192

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION CREATING THE TITLE OF PSYCHIATRIC NURSE PRACTITIONER/CLINIC COORDINATOR and ABOLISHMENT OF THE TITLE OF COORDINATOR OF CLINIC TREATMENT (CLINIC COORDINATOR) IN THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, the Orleans County Department of Mental Health wishes to add additional duties and responsibilities to the position of Clinic Coordinator; and

WHEREAS, the Orleans County Department of Mental Health wishes to abolish the position title of Coordinator of the Mental Health Clinic (Clinic Coordinator); and

WHEREAS, beyond the current Clinic Coordinator administrative and clinical responsibilities, this position will also have psychiatric nursing responsibilities including consultations, evaluations and writing prescriptions for medications all supervised by the Medical Director; and

WHEREAS, significant efforts have been made to recruit qualified candidates who are interested in the clinic coordinator position without success; and

WHEREAS, the Orleans County Department of Mental Health wishes to create the position title of Psychiatric Nurse Practitioner/Clinic Coordinator; and

WHEREAS, this proposed position will result in a saving of \$496 in the department budget; and

WHEREAS, the unique nature of this position and its fiscally sound approach would significantly reduce the perception of setting a precedent for future personnel requests and,

WHEREAS, Virginia J. Duffy, Ph.D., R.N., C.S., of 6398 Shore Acres Drive, Hilton, New York 14468 has been in the field of nursing and psychiatric nursing since 1976. Dr. Duffy is a Psychiatric Nurse Practitioner who can prescribe medication. Virginia Duffy is uniquely qualified for this position and,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature approve the creation of the title of Psychiatric Nurse Practitioner/Clinic Coordinator in

the Department of Mental Health under the Orleans County Management Compensation Plan at Grade 6, with authorization for Mental Health Director to place the new Psychiatric Nurse Practitioner/Clinic Coordinator at Step 4 of the salary schedule (\$39,888.00 per annum), and the abolishment of the title of Coordinator of Mental Health Clinic (Clinic Coordinator), with the position to be filled by Virginia Duffy effective Jan. 4, 1993.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, Bower and Tuohey.

RESOLUTION NO. 569-1192

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING EMERGENCY PURCHASE OF A COMPUTER TERMINAL FOR COUNTY TREASURER'S OFFICE

WHEREAS, the computer terminal which was part of the original Data General purchase in 1983 has started to rapidly deteriorate within the past few weeks; and

WHEREAS, the County Treasurer has been advised that the cost to repair the terminal would be greater than the cost to replace the terminal;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to make an emergency purchase of an 80-column D217 Terminal at a cost not to exceed \$319.50.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Billings, Bower and Tuohey.

County Attorney David Schubel was given privilege of the floor. Mr. Schubel explained that the County Sheriff had received a letter notifying him that the Village of Holley had voted not to continue its agreement with the Sheriff's Department for dispatch services. Sheriff Green explained to Mr. Schubel that 75% of the calls dispatched are not E911 calls, and he feels that in the absence of the agreement, the County will be continuing to render the same services without compensation. Chairman Berger asked if it was the desire of the Board to have the County Attorney write a letter to the Village of Holley explaining the situation to the Village Board. Legislator Bennett said he felt that Sheriff Green should sit down with the Attorney and the Village Board and explain the difference in the E911 and general dispatching

service. The County Attorney agreed that this would be a satisfactory way to handle the situation.

Motion by Legislator McCarthy, with second by Legislator Swiercznski, to adjourn. Motion carried.

Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
December 9, 1992

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: A letter from the County Attorney advising the County Treasurer that a 7% relevy fee cannot be imposed on unpaid 1992 recycling/waste fees; a letter from the Holley Fire Department in support of the reappointment of Dick Clark to the Civil Defense/Fire Coordinator position; a letter from Dick Clark to the Chairman asking his support for Mr. Clark's reappointment;

A letter from Demerly Technologies regarding the 800 MHz Radio System bid award; a letter from the County Attorney advising that the crosses are not to be put on the Court House Dome, as they have in previous years, due to possible litigation; a letter from Mr. Edward Smith stating that he felt that the fair way to raise funds for the County was through an increase in Sales Tax, rather than an increase in property taxes;

Minutes from the September 16th EMS Meeting; a copy of the minutes from the December 9th Safety Meeting; announced that a notice of the NYS Supervisors & County Legislators Association Regional Workshop is scheduled for January 21, in Geneseo, New York.

A thank you letter from Mrs. Dotty DuSett for the resolution adopted by the Board in honor of her 50 years of volunteer service to 4-H, as well as the certificate presented to her from the Board.

Report of Standing Committees: Legislator Bower reported his usual meetings, also commenting that "we stand here and salute the flag and mention God, but we cannot have the crosses displayed on the dome." Legislators Swiercznski, McCarthy, Billings agreed. Legislator Bennett had no comment. Legislator Tuohy attended a meeting with GCC on Monday noon, and said there was a possibility of regionalizing community colleges, although it wouldn't happen until next year or so. Attended the budget hearing, and felt that it went very well, and also attended the Board of Health meeting the previous evening, December 8th.

Legislator Berger was in the Legislature Office

November 30th to sign papers; attended the GLOW meeting with Mr. Billings on December 3rd; attended the WEST 531 meeting December 4th with Mr. Billings and Planning and Development Director Wayne Hale; attended the Budget hearing on December 7th; conducted four Step 3 CSEA Grievance hearings on December 8th and worked on the budget earlier in the day, at the Treasurer's office.

During the open discussion portion of the meeting, Legislator McCarthy again stipulated that he objected very strenuously to the fact that a minority in this County, who objects to religious type decorations on the Court House, can cause us to remove them. Legislator Billings also agreed and noted that even calls had been received from as far away as the Carolinas and Texas threatening law suits.

The following resolutions were presented:

RESOLUTION NO. 570-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING ANIMAL DISPOSAL AGREEMENT WITH
GENESEE COUNTY

RESOLVED, that this Legislature does hereby approve the animal disposal agreement with Genesee County, which provides for disposal of euthanized animals at the Orleans County Animal Shelter; said agreement to be in effect from September 1, 1992 through December 31, 1992; and be it

FURTHER RESOLVED, that cost for such services shall be Fifteen and 00/100 Dollars (\$15.00) for each dog and Seven and 50/100 Dollars (\$7.50) for each cat, payment to be made to Orleans County on a quarterly basis.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 571-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO ABOLISH ONE FULL-TIME PUBLIC HEALTH NURSE POSITION AND CREATE ONE FULL-TIME REGISTERED NURSE POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the County Health Department has been unable to find a qualified applicant to fill a vacant full-time Public Health Nurse position;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish a full-time Public Health Nurse position, at Step 15, Grade 1, of the CSEA Salary Schedule, and create a full-time Registered Nurse position, at Step 13, Grade 1, of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that the Director of the Health Department is hereby authorized to fill the newly created Registered Nurse position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 572-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING HEALTH INSURANCE COUNSELING APPLICATION FOR COUNTY OFFICE FOR AGING

RESOLVED, that this Legislature does hereby authorize the County Office for the Aging to submit an application to the NYS Office for the Aging for a Health Insurance Counseling Grant of \$3,000 in 100% reimbursable monies.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 573-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO FILL VACANCIES IN COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Administrator of the County Nursing Home to fill the following vacancy(s):

1. One (1) Charge RN position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 574-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION DESIGNATING DEPOSITORIES

RESOLVED, that pursuant to Section 212 Subdivision 3 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 that listed below:

Marine Midland Trust	
Company-Western.....	\$ 3,000,000
Fleet Bank.....	15,000,000
Manufacturers' & Traders Trust	
Company (Lyndonville).....	4,500,000
Chase Lincoln.....	2,500,000.

Adopted. 7 ayes; 0 nays; 0 absent.

Prior to the adoption of the previous resolution, the question was asked why out-of-county banks were included. County Treasurer Mary Basinait explained that the requirements for depositories are that four banks have to be designated, and that when there are not four banks within the County, depositories have to be designated that are located in another County. Mrs. Basinait also explained that she chose banks where she could get the best interest rates.

RESOLUTION NO. 575-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT OF HIGHWAY DEPARTMENT CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature does hereby authorize the payment of \$35,882.48 to be made to the Orleans County Highway Department, Account No. D5120.442 County Bridges (Equipment Use); said payment to be made from Capital Project Account H5120.2 Bridges for work on the Butts Road Bridge and Albion-Eagle Harbor Road Bridge.

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution on the agenda entitled RESOLUTION CREATING TWO PART-TIME ACCOUNT-CLERK TYPIST POSITIONS IN MENTAL HEALTH DEPARTMENT was tabled by Legislators McCarthy and Tuohey.

RESOLUTION NO. 576-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENT TO COMMUNITY SERVICES BOARD

WHEREAS, Mrs. Jean Howell has resigned her membership on the Community Services Board; and

WHEREAS, Mrs. Margaret Golden has been recommended by the Community Services Board to fill the vacant position, and its respective subcommittee responsibilities;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of Mrs. Margaret Golden to the Orleans County Community Services Board and its respective subcommittee responsibilities; said term to expire April 30, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 577-1292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDDING BID FOR 1993 MINI VAN FOR COUNTY HIGHWAY DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby award the bid for One (2) 1993 Mini Van for the Orleans County Highway Department to Nesbitt Chrysler - Plymouth - Dodge of Albion, New York in the amount of \$16,701.63; and be it

FURTHER RESOLVED, that the County Highway Department is hereby authorized to purchase said vehicle.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Tuohey, with second by Legislator Bower, introduced the next resolution entitled RESOLUTION AWARDING 800 MHZ RADIO COMMUNICATIONS BID. Legislator Bower commented "I do support this. I will not, though, when it comes to pay for it, vote to bond. Have to find funds somewhere else." Legislator Bennett called for a roll call vote, which proceeded as follows:

Legislator Bennett	aye
Legislator Berger	aye
Legislator Billings	aye
Legislator Bower	aye
Legislator McCarthy	aye
Legislator Swiercznski	aye
Legislator Tuohey	aye.

The resolution was adopted as follows:

RESOLUTION NO. 578-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING 800 MHZ RADIO COMMUNICATIONS BID

WHEREAS, the County of Orleans has developed a proposal to replace and upgrade the County public service and public safety radio system; and

WHEREAS, the County has received resolutions of support from every town and village in Orleans County as well as all Orleans County Fire Companies; and

WHEREAS, E. F. Johnson Company is the lowest responsible bidder;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby award the 800 MHz Radio Communications Bid to E. F. Johnson; said award is subject to and contingent upon the negotiations of a favorable agreement by the County Attorney and E. F. Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

At the time Legislator Billings voted in favor of the 800 MHz Radio Communications Bid resolution he commented, "that since this actually involves possible loss of life situations, I would not feel responsible in voting against it."

RESOLUTION NO. 579-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM
CONTINGENT ACCOUNT TO SHERIFF'S DEPARTMENT BUDGET
ACCOUNT

WHEREAS, an emergency purchase of chairs in the dispatch center has occurred and sufficient funds were not available in the Sheriff's Department Equipment Account to cover said expense;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$558.00 from Contingent Fund A1990.418 to A3110.210 Sheriff's Department Equipment Account - Furniture and Furnishings.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 580-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 9363 through 9508 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 581-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION RE 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, 1993;

NOW, THEREFORE, BE IT RESOLVED, that there shall be and hereby is, 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:

<u>TOWNS</u>	<u>HIGHWAY OUTSIDE</u>	<u>HIGHWAY TOWNWIDE</u>	<u>TOWN OUTSIDE</u>
Albion	\$87,802.00	\$151,725.00	\$ 60.00
Barre		437,831.00	
Carlton		237,500.00	
Clarendon		180,500.00	
Gaines	---	58,700.00	---
Kendall		114,631.00	
Murray	---	67,776.72	---
Ridgeway	44,850.00	171,900.00	28,227.00
Shelby	8,289.00	116,485.00	---
Yates	---	125,790.00	109,420.00

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 below, the following amounts for the purpose of such districts as specified below:

<u>NAME OF DISTRICT</u>	<u>DISTRICT</u>	<u>AMOUNT</u>
Albion	Fire Protection	\$28,200.00
Barre	Light	2,050.00
	Barre Water Dist. 1	40,767.00
	Fire	40,000.00
Carlton	Fire	71,500.00
	Light	7,500.00
	Water	\$ 146,684.40
Clarendon	Fire Protection	77,400.00
Gaines	Fire Protection	23,200.00
Kendall	Fire Dist. 1	
	(Kendall)	45,625.00
	Fire Dist. 2	

	(Morton)	54,716.92
	Light Dist. 1	
	(Kendall)	5,500.00
	Light Dist. 2	
	(Morton)	3,350.00
	Light Dist. 3	
	(Roosevelt)	1,570.00
	Water	---
Murray	Fire Protection	
	Dist. 1	19,845.00
	Light Dist. 1	
	(Fancher)	1,510.00
	Light Dist. 2	
	(Hulberton)	900.00
	Light Dist. 3	
	(Brockville)	1,800.00
	Fancher-Hulberton-Murray Fire	
	Dist.	47,107.00
	Water Dist. I	10,920.28
	Water Dist. II	35,625.00
Ridgeway	Fire Protection	85,000.00
	Light	3,100.00
	Water Improvement 31-E	15,400.00
	Water Improvement 63	17,060.38
	Water Improvement 269	9,730.28
	Knowlesville Sewer	
	Dist.	22,000.00
Shelby	Fire Protection	
	Dist. (Shelby & E. Shelby)	80,306.00
	Light Dist. 1	
	(Shelby)	3,200.00
	Light Dist. 2	
	(Millville)	1,450.00
Yates	Fire Protection	32,750.00
	Water Dist. 1	
	(Yates Hydrant)	---

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 not 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:

<u>TOWN</u>	<u>REASSESSED</u> <u>WATER BILLS</u>	<u>GENERAL</u> <u>FUND</u>
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Albion		\$142,749.00
Barre		84,700.00
Carlton	\$1,946.00	94,967.00
Clarendon		203,098.00
Gaines	1,298.49	154,745.00
Kendall		241,008.00
Murray	2,191.24	158,728.94
Ridgeway	2,181.90	204,944.00
Shelby	852.57	203,314.00
Yates	274.51	316,340.00

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.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey, with second by Legislator McCarthy, introduced a resolution entitled RESOLUTION ADOPTING THE 1993 PRELIMINARY BUDGET AS THE ORLEANS COUNTY BUDGET FOR THE YEAR 1993. During discussion, Legislator Swiercznski, with second by Legislator Bennett, moved to amend the resolution, to "keep the Historian's Department and delete the line item". Upon vote, the motion failed; 2 ayes; 5 nays, Legislators Bennett, Billings, Bower, McCarthy and Tuohey; 0 absent. The following resolution was then adopted:

RESOLUTION NO. 582-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ADOPTING THE 1993 PRELIMINARY BUDGET AS THE ORLEANS COUNTY BUDGET FOR 1993

WHEREAS, the 1993 Preliminary Budget for Orleans County was presented to the general public at a public hearing held at 7:30 p.m. on December 7, 1992; and

WHEREAS, this Legislature has reviewed and discussed said preliminary budget, with the decision being made to combine the County Historian Department with the Veterans Service Agency Department, with no extra compensation;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend the 1993 Preliminary Budget as follows:

REDUCE APPROPRIATIONS:

<u>Department</u>	<u>Acct. No.</u>	<u>Amount to be Reduced</u>
Social Services Adm. (County Cost)	A6010	\$ 20,000.00
Office of Disaster Preparedness (CD)	A3640.418	5,000.00
Sheriff and Jail - Equipment	A3110 and A3150	5,000.00
Animal Control - Equipment	A3510	12,000.00
Aging (County Cost)	A6772.421 A6772.461 A6772.481	200.00 200.00 100.00
Historian Dept. - to be combined with Veterans (County Cost)	A7510	6,462.00
Highway - Road Fund	D3310	<u>125,000.00</u>
TOTAL		\$173,962.00

ADDITIONS:

<u>Department/Agency</u>	<u>Acct. No.</u>	<u>Amount to be Added</u>
County Extension	A8750.467	\$ 12,000.00
Soil and Water	A8745.466	5,000.00

INCREASE:

<u>Budget Line Item</u>	<u>Acct. No.</u>	<u>Amount to be Increased</u>
Sales Tax - County Share	A1110	\$ 900,000.00
TOTAL OF ADDITIONS AND REVENUES		\$ 917,000.00
TOTAL CHANGES TO LEVY		\$1,056,962.00;

and be it

FURTHER RESOLVED, that this Legislature does hereby adopt the amended 1993 Preliminary Budget as the Orleans County Budget for the Year 1993, with a tax levy of \$7,560,496.00.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the budget, Legislator Tuohey thanked everyone involved in the budget process for their cooperation.

RESOLUTION NO. 583-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING APPORTIONMENT OF 1993 SALES TAX TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 1993 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 584-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING APPORTIONMENT OF THE 1993 GENERAL COUNTY BUDGET

RESOLVED, that the apportionment of the General County Budget for 1993, as prepared by the Clerk of the Legislature, be, and hereby is, in all respects approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 585-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION SETTING DATE TO SIGN TAX WARRANTS

RESOLVED, that the taxes as extended upon the assessment rolls of the several towns of this County as prepared by the Clerk of the Legislature, be and hereby are approved and confirmed, and that the Chairman and the Clerk of the Legislature sign and seal the warrants for the collection of taxes in the manner prescribed by law on December 23, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 586-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING ABSTRACT OF 1993 RECYCLING - SOLID WASTE PROGRAM FEES

RESOLVED, that the Abstract of 1992 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 587-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING ABSTRACT OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Form 1, Footings of Assessment Rolls; Form 2, Amount and Purpose of Taxes for Town Expenditures; Form 4, Ascertaining of Tax Rates; Form 3, Amount and Purpose of Taxes for County Expenditures; 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 for the several taxes be levied upon respective tax districts of the county and be fixed as the tax rates for the extension of taxes in such districts.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 588-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION SETTING DATE AND TIME FOR 1993 ORGANIZATIONAL MEETING

RESOLVED, that the 1993 Organizational Meeting for the Legislature shall be held on Monday, January 4, 1993, at 4:30 o'clock in the afternoon at which time

the Orleans County Legislature shall organize and elect a Chairman and Vice-chairman for a term of one year, a Clerk to hold office at the pleasure of the Legislature, and shall conduct any other business as may be deemed appropriate and necessary.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 589-1992

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION SETTING UP FUNDS IN BUILDINGS AND GROUNDS RESERVE ACCOUNT AGAINST CIVIL DEFENSE CONTRACTUAL AND EQUIPMENT ACCOUNTS

WHEREAS, funds have been set up in the Civil Defense budget accounts for repairs at the Civil Defense Department; and

WHEREAS, it has been determined that the Buildings and Grounds Department will not be able to make said repairs until next year (1993);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to make the following transfers:

From:

A3640.418 C. D. Other	
Contractual	\$1,400.00
A3640.250 C. D. Other	
Equipment	<u>200.00</u>
Total	\$1,600.00

To:

Buildings & Grounds Reserve Account	\$1,600.00;
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said funds to be used for Civil Defense repairs in 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 590-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged to the several towns of Orleans County for erroneous and refunded taxes;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby authorize the following amounts to be levied against the respective towns:

<u>TOWN</u>	<u>OUTSIDE</u>	<u>INSIDE</u>
Albion	\$ 24.20	\$ 5.24
Barre	----	-----
Carlton	1,510.30	-----
Clarendon	----	-----
Gaines	----	-----
Kendall	131.16	-----
Murray	339.02	37.17
Ridgeway	3,755.06	-----
Shelby	115.90	-----
Yates	<u>74.80</u>	<u>-----</u>
TOTALS	\$5,950.44	\$42.41

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 591-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION 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 1993 tax rolls of the respective towns as of November 1, 1992.

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$ 143,484.07
	Outside	107,875.46
Barre		162,236.45
Carlton		256,901.23
Clarendon		216,276.50
Gaines	Inside	97,106.08
	Outside	123,493.00
Kendall		110,278.75

Murray	Inside	58,854.34
	Outside	183,795.29
Ridgeway	Inside	119,448.44
	Outside	204,911.60
Shelby	Inside	76,894.00
	Outside	169,650.50
Yates	Inside	21,249.44
	Outside	<u>112,811.61</u>
TOTAL		\$1,165,266.76

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 592-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION 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 1992 Unpaid Solid Waste/Recycling Fees to the 1993 tax rolls of the several towns in Orleans County:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$ 9,833.60
	Outside	-----
Barre		-----
Carlton		18,335.89
Clarendon		8,695.83
Gaines	Inside	1,536.50
	Outside	10,038.62
Kendall		8,297.23
Murray	Inside	3,482.79
	Outside	7,580.18
Ridgeway	Inside	9,577.29
	Outside	13,316.52
Shelby	Inside	8,262.76
	Outside	15,365.22

Yates	Inside	1,843.83
	Outside	<u>9,628.90</u>
TOTAL		\$125,795.16

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 593-1292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PAYMENT TO TOWN OF ALBION RE
TRANSFER OF WATER SERVICE FROM COUNTY TO TOWN OF ALBION

WHEREAS, Resolution No. 254-492 authorized an agreement between the County and the Town of Albion, authorizing the transfer of water service from the County 6" water main to the Town of Albion 12" water main, at a cost of \$2,550.00; and

WHEREAS, said work has been completed, and a request for payment has been received from the Town of Albion;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the payment of \$2,550.00 to the Town of Albion; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$2,550.00 from Contingent Fund A1990.418 to Buildings and Grounds Other Contractual Account A1620.418 to cover the expense involved in the aforementioned project.

Defeated. 0 ayes; 7 nays; 0 absent.

RESOLUTION NO. 594-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO AWARDS
PROGRAM BUDGET ACCOUNT

WHEREAS, \$1,000.00 was appropriated in the 1992 budget for the Awards Program (Account No. A9089); and

WHEREAS, costs for picnic (\$728.79), pins, pen and pencil sets (\$1,044.93) and for the Employee

Recognition Banquet held on November 10, 1992 (\$797.94) amount to a total of \$2,571.66;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$1,571.66 from Contingent Fund A1990.418 to Awards Program A9089; said transfer is necessary to cover the additional costs.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator McCarthy, with second by Legislator Swiercznski, moved to add the following resolutions to the agenda. Motion carried; 6 ayes; 2 nays, Legislators Bower and Billings; 0 absent.

RESOLUTION NO. 595-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION TO REMOVE PARCEL FROM 1992 IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, the In Rem Tax Foreclosure Proceeding for 1992 was commenced by the filing of a List of Delinquent Taxes in the Orleans County Clerk's Office on April 29th, 1992; and

WHEREAS, there was included in such list, Tax Map No. 80.37-1-22 in the name of Daniel Payne; and

WHEREAS, it appears that such parcel was also listed in the Village of Medina In Rem Tax Foreclosure Proceeding for 1992 and upon the conclusion of such proceeding, was deeded to the Village of Medina and is now owned by said Village of Medina; and

WHEREAS, by virtue of the Agreement between the County of Orleans and the Village of Medina in the County 1992 In rem Tax Foreclosure Proceeding, the said parcel should not have been included in the List of Delinquent Taxes as so filed by the County to commence the 1992 County proceeding;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer be, and she hereby is, directed to make and file a Certificate of Withdrawal as regards said parcel listed in such List of Delinquent Taxes as follows:

Parcel No. 99A
Tax Map No. 80.37-1-22

Daniel Payne
427 Main Street, Medina, New York
Being known as 427 Main Street
Recorded in the Orleans County Clerk's Office
Book 421, Page 303, 13.00 x 99.0'

Sale of 1988 Tax	\$ 761.08
1989 Tax	1,204.11
1990 Tax	1,226.74
1991 Tax	1,339.61.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 596-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION OPPOSING GOVERNOR CUOMO'S DECISION TO USE
DEDICATED TRANSPORTATION FUNDS TO REDUCE THE STATE
BUDGET DEFICIT

WHEREAS, the New York State Legislature approved,
and Governor Mario Cuomo signed into law, legislation
creating a Dedicated Transportation Fund in 1991; and

WHEREAS, the revenue raised and placed into said
Fund, created by this 1991 law, was used by the State
and placed into the State's General Fund for deficit
reduction in each of the last two State budgets; and

WHEREAS, the dedicated fund law requires this
revenue to be used for transportation purposes only,
effective April 1, 1993; and

WHEREAS, Governor Cuomo has now proposed to
disregard the 1991 law and take the bulk of the
dedicated fund revenues for budget deficit relief in
fiscal year 1993-1994; and

WHEREAS, said proposal is totally contrary to
the law adopted by the New York State Legislature, and
signed into law by Governor Mario Cuomo, in 1991; and

WHEREAS, said proposal represents a significant
setback for New York's ability to meet the Highway
Program needs and projected annual contract goals as
identified by the New York State Department of
Transportation and the Governor's Roadway Improvement
Committee; and

WHEREAS, this proposal also represents a betrayal
of the public trust and their expectation that elected

officials respect and honor commitments made into law;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby oppose, in the strongest terms, Governor Mario Cuomo's proposal to divert Dedicated Transportation Funds for the purpose of relieving the deficit in the State's 1993-1994 budget; and be it

FURTHER RESOLVED, that this Legislature is deeply offended by Governor Mario Cuomo's proposal and the sudden policy reversal it represents; and be it

FURTHER RESOLVED, that copies of this resolution be sent to Governor Cuomo, Senator John Daly, Assemblymen Hawley and Nesbitt, and Assemblywoman Hoffman, NYSAC, Inter-county Association of Western New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 597-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING EMERGENCY PURCHASE OF A CALCULATOR FOR BUDGET OFFICER

RESOLVED, that this Legislature does hereby authorize the purchase of one (1) calculator, for use in the Budget Officer Department, total cost not to exceed \$200.00; said purchase is necessary to replace calculator purchased in 1983.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 598-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION RAISING THE UNIT CHARGE FOR 1993 COUNTY SOLID WASTE/RECYCLING PROGRAM

BE IT RESOLVED, that this Legislature does hereby raise the unit charge for the 1993 County Solid Waste/Recycling Program as follows:

1. One unit of Service	\$181.43
------------------------	----------

2. One-half unit of Service \$ 90.72;

and be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit and/or half-unit of service.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 599-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPOINTING PUBLIC DEFENDER

RESOLVED, that this Legislature does hereby appoint David Stefaniak, Medina, New York to the position of Public Defender; said appointment to be effective December 30, 1992, for a term ending December 31, 1993, at Grade 5, Step 1 on the Management Compensation Plan Salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 600-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION REQUESTING THE INTRODUCTION AND ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO ADOPT A LOCAL LAW IMPOSING AN ADDITIONAL ONE PERCENT SALES TAX

WHEREAS, the enactment of legislation providing for an additional one percent sales tax would provide an additional source of revenue with which to fund the 1993 Fiscal Year Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby request Senator John Daly, Assemblyman Charles Nesbitt and Assemblywoman Betty Hoffman introduce a special law in the Senate and Assembly of the New York State Legislature authorizing and empowering the County of Orleans to adopt a local law imposing an additional one percent sales tax; and be it

FURTHER RESOLVED, that the special law shall

provide all revenues resulting from the imposition of the tax under the local law shall be credited to the County of Orleans and allocated exclusively for Orleans County budget purposes.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 601-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION HONORING LOIS M. BRANDT ON HER RETIREMENT AS CLERK OF THE ORLEANS COUNTY LEGISLATURE

WHEREAS, on January 7, 1982, the Orleans County Legislature appointed Lois M. Brandt, Clerk of the Legislature for the County of Orleans; and

WHEREAS, Lois M. Brandt has performed exemplary service for the County of Orleans over the past twenty years, eleven of those years as Clerk of the Legislature;

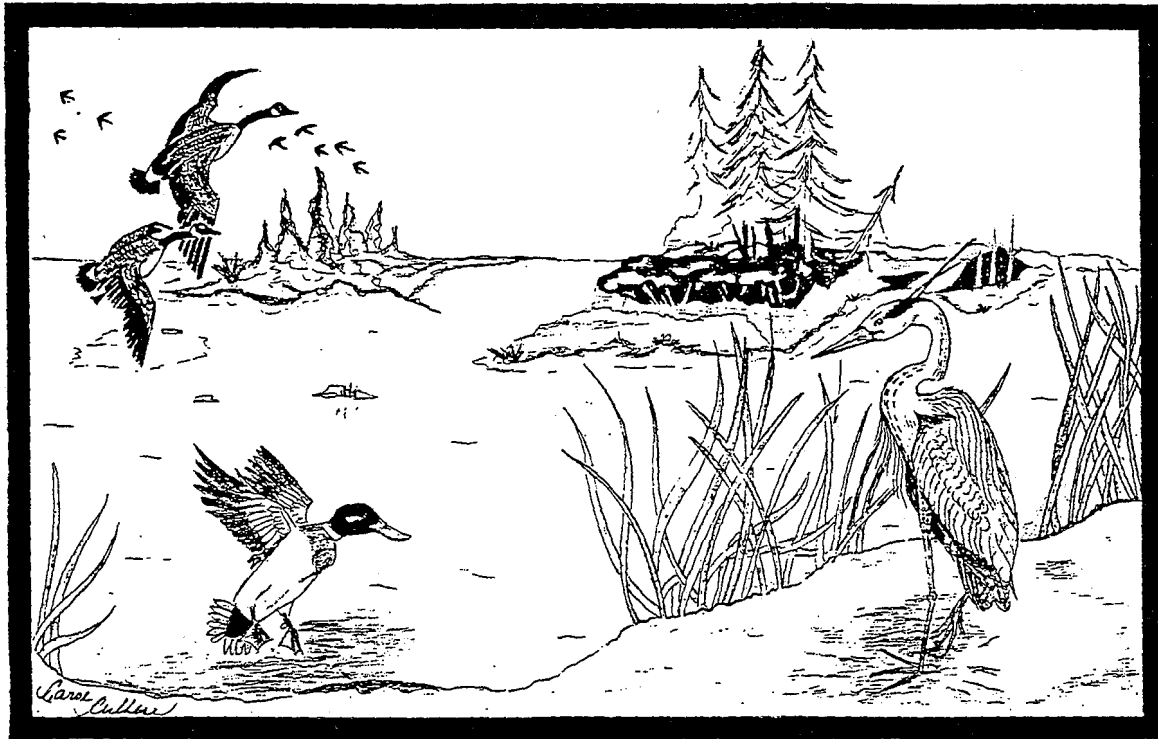
NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature, on behalf of the residents and employees of the County of Orleans does hereby acknowledge with gratitude the service of Lois M. Brandt, as Clerk of the Legislature for the past eleven years, and other County service for the previous nine years, and wishes her the best of luck in the future.

Adopted. 7 ayes; 0 nays; 0 absent.

Motion by Legislator Bower, with second by Legislator Billings, to adjourn. Motion carried.

Meeting adjourned at 6:20 p.m.

ORLEANS COUNTY BUDGET FISCAL YEAR 1993



*Adopted Orleans County Legislature
December 9, 1992*

TO THE HONORABLE MEMBERS OF THE ORLEANS COUNTY LEGISLATURE
 AND TAXPAYERS OF ORLEANS COUNTY:

The fiscal crisis' in local government has been attributed to inflation, recession, increased demand for services and mandates by both the state and federal governments. Despite all of these problems, sufficient revenue must be generated to meet the cost of public services. This fiscal management can be frustrating, since elected officials operate under constraints and are subject to a large number of forces beyond local legislative control ie: state and federal funding, special interest groups, the local economy, etc. We are constantly seeking new sources of financing, and consciously striving to use existing sources more productively. One example is User fees which have been increased as a revenue option in some areas, ie: Mental Health, Probation and Public Health. However, these are often difficult to establish and administer, and are not always viable in the long term.

Reducing expenditures required elected officials and department heads to make hard choices when scaling down programs. Although these difficult decisions were far from easy to make or administer, they were impossible to avoid. The Legislative Board for the past three years has made across-the-board cuts, instituted hiring freezes, (and in 1992, a salary freeze), approved less equipment purchases and fewer supplies and also deferred some maintenance to roads, bridges and buildings. However, this strategy can eventually undermine effective services, and if it is overdone, could force a financial crisis involving massive layoffs, severe reduction of services etc.

Several County Departments have been able to reduce the County support needed to function effectively, where others, because of increased expenses or less State or Federal reimbursement, find it impossible to stay within the 1992 limits. Social Services, including Social Service Programs, is \$272,083 (6.35%), County share, higher than 1992. This is due largely to increased Medicaid costs. A "Mobile Work Crew" program was instituted in May 1992 which has proven successful in reducing costs in Home Relief by about \$20,000 (County share) for 1993.

The 1993 budget for the Sheriff's Department indicates an increase of \$87,411 (7.67%) due to salary increases, which include additional personnel for the work order program. This program is in conjunction with local courts, which is eventually expected to result in increased Jail revenues. Equipment purchases are increased by \$18,470. This includes the purchase of four new cars for the department. The 911 Emergency System has been implemented and is being administered by the Sheriff's department at no cost to the County. The County cost of maintaining the Jail is expected to increase to \$421,054 (87.20%) due almost totally to a decrease of revenues from boarding prisoners (projected loss of \$350,000). Office of Disaster Preparedness \$13,575 (16.35%) higher, due largely to equipment purchases, and building maintenance and repair which is now considered past due. Probation costs have increased by \$35,688 (10.98%) county share, due to decreased State reimbursement and salary increases. One vacant position in this department has been eliminated. The Department of History was consolidated with Veterans Service at a net savings of \$6,462.

Community College costs are expected to escalate by approximately \$75,000 to \$825,000 (10%). Education Handicapped Children is projected to remain at the 1992 level.

Use of Money and Property is reduced by \$45,000, due to low interest rates and less investment potential. State Revenue, as a whole, expected to increase by only \$44,000 in spite of increased mandates. Sales Tax Revenue is increased by \$1,085,269, which includes \$900,000 revenue from a budgeted sales tax increase of 1% (to 8%).

The Highway Department county cost is \$77,476 (5.16%) higher than 1992. However, \$237,789 surplus from the Road and Machine Fund was used to further reduce the Highway Levy. This department faces a loss of about \$80,000 in CHIPS or other State reimbursement in 1993.

The Solid Waste costs increased by \$197,950, and is fully supported by service charges which is indicated in a separate budgeted category. Both the Fuel Farm and the Orleans County Marine Park are operated without county cost.

Outside Agencies, ie: ARC Program, Drug and Alcoholism programs, Community Action, Libraries, Industrial Development, Sportsmen Assoc., are budgeted at the 1992 level. Soil and Water is budgeted at \$25,157 (25% increase) and County Extension at \$185,723 (7% increase over 1992).

Employee benefits are projected to increase by approximately \$152,000 which is largely reflected in the county cost of each department. The balance is due to retirement and medical insurance costs for early retirees. New employees are required to pay 15% of their medical insurance for the first three years of employment. Union contracts were settled at 3.5% increase, plus step, where applicable, for years 1993 and 1994. No salary increases were approved for 1992 except for step increases (\$225.00 average) for those employees who were eligible.

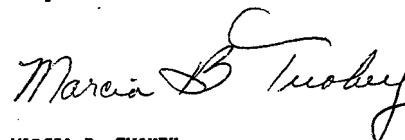
Like the Federal and State governments, Orleans County has faced serious budget shortfalls in the past two years. A priority of the Orleans County Legislature has been to control spending to keep property taxes at a reasonable level. This year the cost of mandated social services and the crucial public safety needs, combine to make an increased tax levy inevitable. However, with a 1% increase in Sales Tax revenue an increase was avoided and we were able to reduce the levy. We have worked to hold down spending in all other areas to minimize the tax burden. The significant cuts in general government expenses that were made last year are continued in this budget.

There is no standard solution for local fiscal pressures, but there is a need for thoughtful policy. We are presenting our 1993 budget in the hope that it is a workable plan which will enable Orleans County to fulfill our fiscal responsibility while still providing the necessary services to our citizens.

Respectfully submitted,



MARY B. BASINAIT
Budget Officer



MARCIA B. TUOHEY
Chm. Finance Committee

**ORLEANS COUNTY
LEGISLATURE**

Members At Large

RICHARD V. BENNETT

GEORGE R. BOWER

JOHN J. McCARTHY II

District #1

Towns of Barre, Clarendon and Shelby

***MARCIA B. TOUHEY**

District #2

Towns of Ridgeway and Yates

***FRANK R. BERGER, Chairman**

District #3

Towns of Albion and Gaines

THEODORE SWIERCZNSKI

District #4

Towns of Carlton, Kendall and Murray

LYNDON D. BILLINGS, Vice Chairman

Chief Administrative Officer

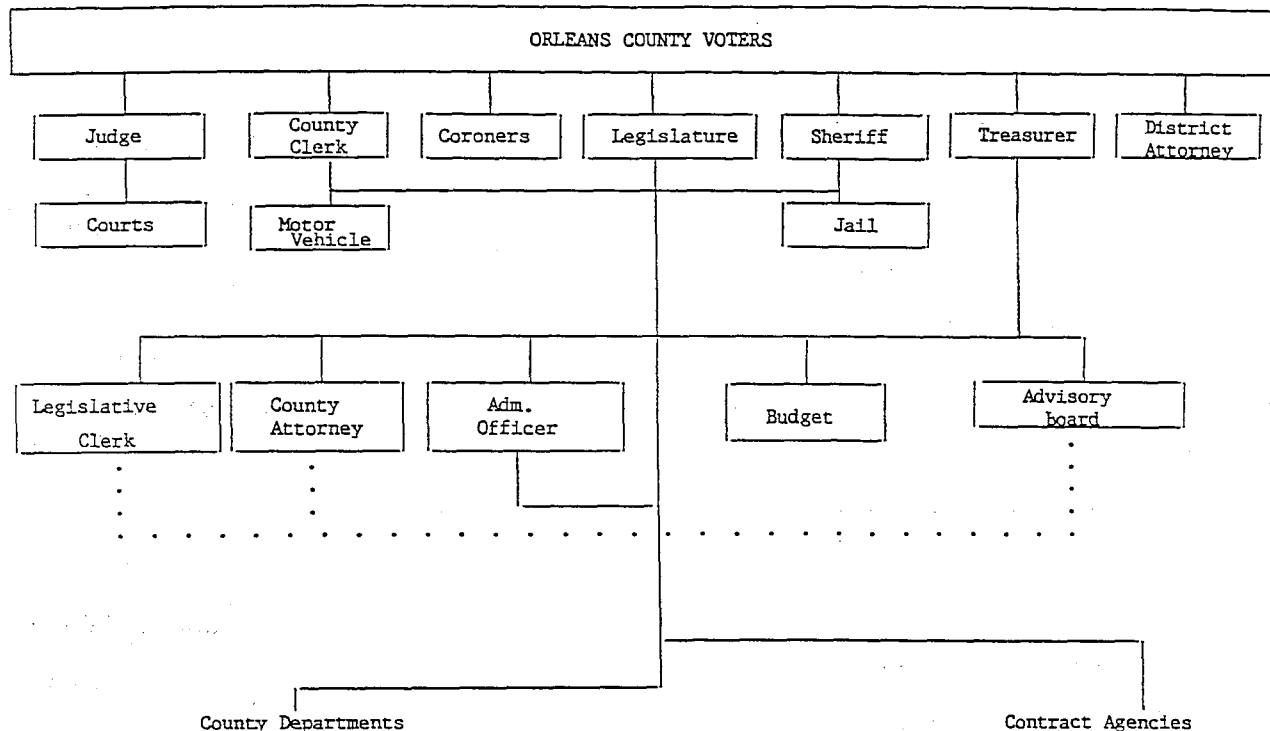
***STANLEY J. DUDEK**

Budget Officer

***MARY B. BASINAIT**

SUSAN M. HEARD, Deputy

*** Members of the Budget Committee**



County Departments

Social Services
 Highway
 Planning and Development
 Public Health
 Community Services
 Real Property Tax Service
 Aging
 Records Management
 Stop D. W. I.
 Data Processing

Elections
 Historian
 Weights and Measures
 Civil Defense
 Buildings and Grounds
 Probation
 Personnel
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 Veterans

Contract Agencies

Cooperative Extension
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 ARC Program

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**1993 - SCHEDULE A
SUMMARY OF BUDGET - BY FUNDS**

	<u>TOTAL</u>	<u>GENERAL FUND</u>	<u>SPECIAL GRANT FUND</u>	<u>SOLID WASTE FUND</u>	<u>ROAD FUND</u>	<u>MACHINERY FUND</u>	<u>SELF INSURANCE</u>	<u>DEBT SERVICE FUND (LONG-TERM)</u>
APPROPRIATIONS								
EXCLUDING INTERFUND	30,365,568	25,531,536	755,574		2,106,003	839,489	511,971	620,995
SOLID WASTE FUND	2,195,008			2,195,008				
INTERFUND TRANSFERS	24,126				24,126			
TOTAL	32,584,702	25,531,536	755,574	2,195,008	2,130,129	839,489	511,971	620,995
APPROPRIATIONS								
REVENUES								
EXCLUDING INTERFUND	24,762,291	19,816,788	755,574	2,195,008	688,850	701,700	511,971	92,400
INTERFUND TRANSFERS	24,126							24,126
TOTAL REVENUES	24,786,417	19,816,788	755,574	2,195,008	688,850	701,700	511,971	116,526
LEVY	7,798,285	5,714,748	0	0	1,441,279	137,789	0	504,469
CASH SURPLUS	270,000				100,000	100,000		70,000
TAX LEVY FOR BUDGETARY PURPOSES	7,528,285	5,714,748	0	0	1,341,279	37,789	0	434,469
PLUS ALLOWANCE FOR UNCOLLECTABLE TAXES & DEFERRED TAX REVENUE	70,000							
CAPITAL RESERVE-MACHINE FUND EQUIPMENT RESERVE	(37,789)							
TOTAL LEVY	7,560,496							

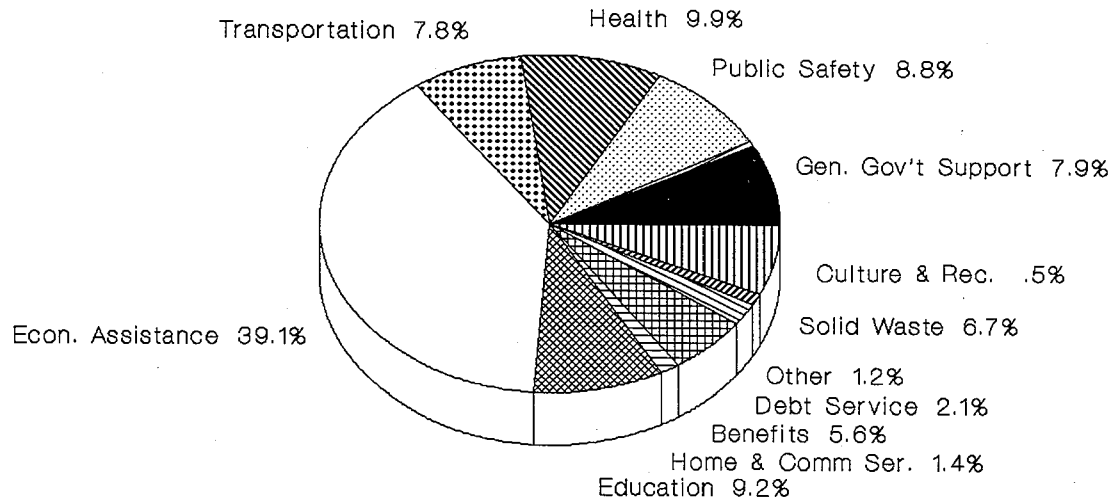
**1993 - SCHEDULE B
SUMMARY OF BUDGET - BY FUNDS
APPROPRIATIONS**

	<u>TOTAL</u>	<u>GENERAL FUND</u>	<u>SPECIAL GRANT FUND</u>	<u>SOLID WASTE FUND</u>	<u>ROAD FUND</u>	<u>MACHINERY FUND</u>	<u>SELF INSURANCE</u>	<u>DEBT SERVICE FUND (LONG TERM)</u>
General Gov't. Support	\$ 2,558,777	2,224,621			211,173		122,983	
Education	2,979,931	2,979,931						
Public Safety	2,876,138	2,876,138						
Health	3,214,842	3,214,842						
Transportation	2,525,220	0			1,701,440	823,780		
Econ. Assistance & Opportunity	12,717,191	11,961,617	755,574					
Culture & Recreation	146,918	105,194			41,724			
Home & Community Services	449,128	449,128						
Benefits	1,826,946	1,650,583			151,666	15,709	8,988	
Debt Service	690,477	69,482						620,995
Other Transfers	0	0				0		
Other	380,000	0					380,000	
Solid Waste	2,195,008	0		2,195,008				
APPROPRIATIONS	\$ 32,580,576	25,531,536	755,574	2,195,008	2,106,003	839,489	511,971	620,995
Plus Interfund Transfers	24,126				24,126			
TOTAL ALL APPROPRIATIONS	\$ 32,584,702	25,531,536	755,574	2,195,008	2,130,129	839,489	511,971	620,995

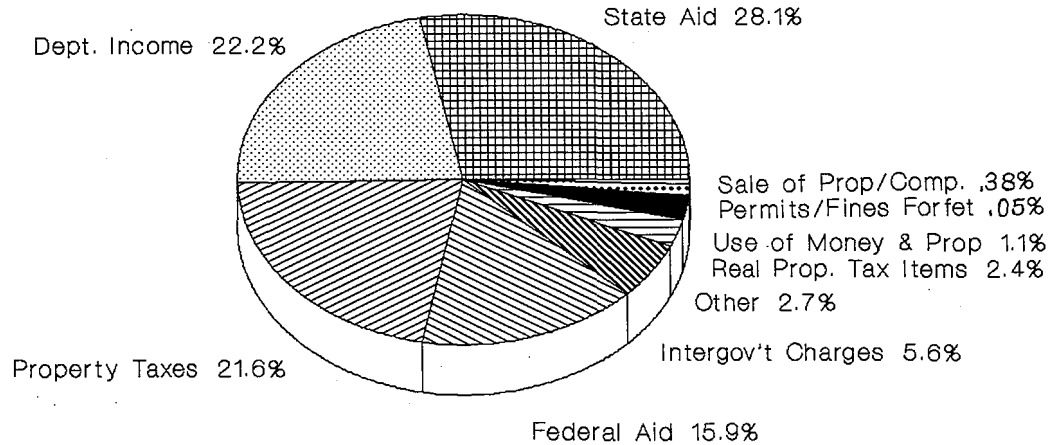
**1993 - SCHEDULE C
SUMMARY OF BUDGET - BY FUNDS
REVENUES**

	<u>TOTAL</u>	<u>GENERAL FUND</u>	<u>SPECIAL GRANT FUND</u>	<u>SOLID WASTE FUND</u>	<u>ROAD FUND</u>	<u>MACHINERY FUND</u>	<u>SELF INSURANCE</u>	<u>DEBT SERVICE FUND (LONG TERM)</u>
Real Property Tax Items	\$ 601,720	601,720						
Non-Property Taxes	5,348,733	5,348,733						
Departmental Income	5,500,533	2,843,475		2,195,008	65,850	396,200		
Intergovernmental Charges	1,383,123	280,149	755,574			285,000		62,400
Use of Money & Property	261,180	201,180			15,000	15,000		30,000
Permits/Fines & Forfeitures	94,957	94,957						
Sale of Property & Comp. for Loss	11,585	11,585						
Other	667,271	141,800			8,000	5,500	511,971	
State Aid	6,954,807	6,354,807			600,000			
Federal Aid	3,938,382	3,938,382						
REVENUES	\$ 24,762,291	19,816,788	755,574	2,195,008	688,850	701,700	511,971	92,400
Plus Interfund Transfers	24,126							24,126
TOTAL ALL REVENUES	\$ 24,786,417	19,816,788	755,574	2,195,008	688,850	701,700	511,971	116,526

1993 Orleans County Appropriations



1993 Orleans County Revenues



DISTRIBUTION OF 1993 NET COUNTY COST TOTALING \$13,575,030

Social Services	33.57	Assigned Counsel	0.22
Road Fund	10.62	Libraries	0.21
Sheriff	9.03	I. D. A.	0.20
Physically Handicapped Children	7.92	Tourism	0.20
Jail	6.64	Community Action	0.19
Community Colleges	6.07	Soil & Water	0.18
Debt Service	3.72	Medical Examiner & Coroner	0.18
Probation	2.66	Weights & Measures	0.17
Public Health	1.77	Control of Animals	0.17
County Extension	1.37	Youth Bureau	0.14
Contingent Fund	1.36	Drug Abuse	0.13
Buildings & Grounds	1.28	Taxes & Ins. on County-owned Property	0.13
District Attorney	1.22	Judgements & Claims	0.11
Contribution to NYS	1.10	Health Miscellaneous	0.10
Machinery Fund	1.01	Budget Officer	0.09
Planning Board	0.93	Mental Health Law Expense	0.07
Public Defender	0.88	Data Processing	0.06
Legislature	0.86	Records Management	0.03
Board of Elections	0.77	Municipal Association Dues	0.02
Office of Disaster Preparedness	0.71	Fiscal Agent Fees	0.01
Clerk of the Legislature	0.67	Medical Scholarships	0.01
Additional Benefits	0.61	Justices & Constables	0.01
Personnel	0.61	Historian	0.00
Short-Term Debt	0.51	Unallocated Insurance	0.00
Mental Health	0.50	Indigent Court Serv.	0.00
Real Property Tax Service	0.48	Health Systems Agency	0.00
Chief Administrative Officer	0.46	Purchasing	0.00
Alcoholism	0.40	Solid Waste	0.00
County Attorney	0.38	Sportsmen Federation	0.00
County Clerk	0.37	Tax Advertising & Expense	0.00
A. R. C.	0.36	Stop D.W.I.	0.00
Programs for Aging	0.31	County Treasurer	-2.03
Veterans	0.25		

100.00

SCHEDULE I

APPROPRIATIONS - ALL FUNDS FOR FISCAL YEAR 1993

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
GENERAL GOV'T SUPPORT										
<u>LEGISLATIVE BOARD</u>										
A1010.100 Personal Serv.	62,989.05	63,000	63,000	63,000	63,000	63,000				
Total Personal Serv.	62,989.05	63,000	63,000	63,000	63,000	63,000				
A1010.200 Equipment										
.220 Office Equipment	0.00	0	0	3,000	3,000	3,000				
Total Equipment	0.00	0	0	3,000	3,000	3,000				
A1010.400 Contractual										
.411 Office Supplies	133.93	0	3	0	0	0				
.418 Other Contractual	5,024.19	6,958	5,958	6,404	6,404	6,404				
.421 Telephone	3,031.38	2,800	2,800	2,800	2,800	2,800				
.431 Insurance	500.79	499	499	612	612	612				
.441 Printing	2,459.24	5,500	5,533	5,000	5,000	5,000				
.460 OTB Director	0.00	138	0	0	0	0				
.461 Postage	3,189.54	2,000	1,946	2,000	2,000	2,000				
.462 Travel-in County	8,353.26	6,860	5,812	5,812	4,000	4,000				
.463 Travel-out County	0.00	0	0	0	4,000	4,000				
Total Contractual	22,692.33	24,755	22,551	22,628	24,816	24,816				
TOTAL	85,681.38	87,755	85,551	88,628	90,816	90,816	26,028	116,844	0	116,844
<u>CHIEF ADMINISTRATIVE OFFICER</u>										
A1020.100 Personal Serv.	44,328.55	51,771	50,875	53,801	53,801	53,801				
Total Personal Serv.	44,328.55	51,771	50,875	53,801	53,801	53,801				
A1020.400 Contractual										
.418 Other Contractual	100.00	0	0	100	100	100				
.431 Insurance	262.52	265	265	325	325	325				
.462 Travel-in County	815.02	1,200	889	200	200	200				
.463 Travel-out County	0.00	0	0	964	964	964				
.460 Training & Educ.	242.81	245	200	0	0	0				
.481 Professional Dues	25.00	120	75	25	25	25				
Total Contractual	1,445.35	1,830	1,504	1,614	1,614	1,614				
TOTAL	45,773.90	53,601	52,379	55,415	55,415	55,415	6,439	61,854	0	61,854

CLERK OF LEGISLATIVE BOARD

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A1040.100 Personal Services	75,745.84	69,452	69,452	71,860	71,860	71,860				
Total Personal Serv.	75,745.84	69,452	69,452	71,860	71,860	71,860				
A1040.200 Equipment										
.220 Office Equipment	160.58	0	0	0	0	0				
Total Equipment	160.58	0	0	0	0	0				
A1040.400 Contractual										
.411 Office Supplies	1,549.53	1,804	1,164	1,804	1,804	1,804				
.418 Other Contractual	20.00	0	0	0	0	0				
.431 Insurance	423.02	454	454	557	557	557				
.433 Legal Notices	3,877.92	500	482	1,000	1,000	1,000				
.462 Travel-in County	37.18	1,000	0	100	100	100				
.463 Travel-out County	0.00	0	0	400	400	400				
Total Contractual	5,907.65	3,758	2,100	3,861	3,861	3,861				
TOTAL	81,814.07	73,210	71,552	75,721	75,721	75,721	15,552	91,273	0	91,273
A1141.459 Assigned Counsel- Family Court	32,273.64	30,000	30,000	30,000	30,000	30,000	0	30,000	0	30,000
TOTAL	32,273.64	30,000	30,000	30,000	30,000	30,000	0	30,000	0	30,000
A1163.459 Indigent Crt Serv	15.82	1,000	1,000	1,000	1,000	1,000	0	1,000	0	1,000
TOTAL	15.82	1,000	1,000	1,000	1,000	1,000	0	1,000	0	1,000
<u>DISTRICT ATTORNEY</u>										
A1165.100 Personal Serv.	97,282.69	97,000	118,436	123,701	119,742	119,742				
Total Personal Serv.	97,282.69	97,000	118,436	123,701	119,742	119,742				
A1165.200 Equipment										
.220 Office Equipment	0.00	0	0	1,000	1,000	1,000				
Total Equipment	0.00	0	0	1,000	1,000	1,000				
A1165.400 Contractual										
.411 Office Supplies	393.64	1,000	1,126	1,125	1,125	1,125				
.418 Other Contractual	3,793.03	4,500	6,000	10,500	9,000	9,000				
.421 Telephone	2,585.40	3,028	2,528	2,528	2,528	2,528				
.431 Insurance	803.60	725	725	888	888	888				
.441 Printing	401.84	750	250	250	250	250				
.442 Rental of Equip.	0.00	600	600	600	600	600				
.455 Witness Fees	15,183.00	3,000	4,193	4,193	4,193	4,193				
.457 Stenographers	15,334.70	14,000	14,000	14,000	14,000	14,000				
.458 Books & Period.	1,356.00	1,500	425	425	425	425				
.461 Postage	953.45	800	800	800	800	800				
.462 Travel	973.60	1,500	1,500	1,500	1,500	1,500				
.481 Professional Dues	0.00	500	0	500	500	500				
Total Contractual	41,778.26	31,903	32,147	37,309	35,809	35,809				
A1165.453 Spec. Prosecutors	0.00	3,000	2,884	3,000	3,000	3,000				
Total Spec. Prosecutors	0.00	3,000	2,884	3,000	3,000	3,000				
TOTAL	139,060.95	131,903	153,467	165,010	159,551	159,551	21,823	181,374	16,000	165,374

PUBLIC DEFENDER

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A1170.100 Personal Serv.	93,308.26	94,349	94,349	97,651	89,913	89,913				
Total Personal Serv.	93,308.26	94,349	94,349	97,651	89,913	89,913				
A1170.200 Equipment										
.220 Office Equipment	0.00	0	0	1,000	1,000	1,000				
Total Equipment	0.00	0	0	1,000	1,000	1,000				
A1170.400 Contractual										
.411 Office Supplies	339.14	425	425	415	415	415				
.418 Other Contractual	10,079.59	6,400	3,955	3,955	3,955	3,955				
.421 Telephone	2,590.99	2,500	2,500	2,450	2,450	2,450				
.431 Insurance	653.19	688	688	843	843	843				
.441 Printing	47.18	150	150	145	145	145				
.457 Crt Reporter Fees	2,137.88	400	400	390	390	390				
.458 Books & Period.	0.00	0	0	1,500	1,500	1,500				
.459 Assigned Counsel	20,289.25	14,472	14,472	14,183	14,183	14,183				
.461 Postage	360.60	450	450	523	523	523				
.462 Travel-in County	729.40	1,000	1,000	240	240	240				
.463 Travel-out County	0.00	0	0	660	660	660				
.481 Professional Dues	40.00	75	75	75	75	75				
Total Contractual	37,267.22	26,560	24,115	25,379	25,379	25,379				
TOTAL	130,575.48	120,909	118,464	124,030	116,292	116,292	14,719	131,011	12,000	119,011
A1180.455 Justices & Const.	1,440.00	1,200	1,200	1,500	1,500	1,500	0	1,500	0	1,500
TOTAL	1,440.00	1,200	1,200	1,500	1,500	1,500	0	1,500	0	1,500
A1185.455 Medical Examiners & Coroners	26,072.44	25,000	25,000	25,000	25,000	25,000	0	25,000	0	25,000
TOTAL	26,072.44	25,000	25,000	25,000	25,000	25,000	0	25,000	0	25,000

COUNTY TREASURER

A1325.100 Personal Serv.	153,553.44	155,564	155,564	154,335	154,335	154,335				
Total Personal Serv.	153,553.44	155,564	155,564	154,335	154,335	154,335				
A1325.200 Equipment										
.210 Furn. & Furnish.	55.12	0	0	0	0	0				
.220 Office Equipment	949.00	1,000	1,000	1,000	1,000	1,000				
Total Equipment	1,004.12	1,000	1,000	1,000	1,000	1,000				
A1325.400 Contractual										
.411 Office Supplies	974.32	1,150	1,285	1,150	1,150	1,150				
.418 Other Contractual	12,015.84	16,470	14,219	16,470	16,470	16,470				
.421 Telephone	2,105.54	2,600	2,600	2,600	2,600	2,600				
.431 Insurance	3,762.04	3,569	3,569	3,954	3,954	3,954				
.441 Printing	97.84	500	500	500	500	500				
.456 Central Computer	7,031.67	12,500	11,720	10,720	10,720	10,720				
.461 Postage	1,479.40	1,450	1,450	1,450	1,450	1,450				
.462 Travel-in County	96.06	1,000	50	50	50	50				
.463 Travel-out County	0.00	0	575	575	575	575				
.465 Title Searches	1,160.00	1,600	1,280	1,600	1,600	1,600				
.481 Professional Dues	50.00	95	95	50	50	50				
Total Contractual	28,772.71	40,934	37,343	39,119	39,119	39,119				
TOTAL	183,330.27	197,498	193,907	194,454	194,454	194,454	34,354	228,808	505,000	(276,192)

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>BUDGET OFFICER</u>										
A1340.100 Personal Serv.	8,642.20	11,096	11,096	7,900	7,900	7,900				
Total Personal Serv.	8,642.20	11,096	11,096	7,900	7,900	7,900				
A1340.200 Equipment										
.220 Office Equipment	0.00	200	200	0	0	0				
Total Equipment	0.00	200	200	0	0	0				
A1340.400 Contractual										
.411 Office Supplies	43.28	125	125	125	125	125				
.418 Other Contractual	301.13	100	100	100	100	100				
.421 Telephone	330.00	330	330	200	200	200				
.431 Insurance	73.48	86	86	110	110	110				
.441 Printing	1,494.59	1,500	1,500	1,600	1,600	1,600				
.456 Central Computer	276.94	1,246	1,228	1,000	1,000	1,000				
.461 Postage	50.00	50	50	50	50	50				
.463 Travel-out County	0.00	300	0	300	300	300				
Total Contractual	2,569.42	3,737	3,419	3,485	3,485	3,485				
TOTAL	11,211.62	15,033	14,715	11,385	11,385	11,385	678	12,063	0	12,063
A1345.465 Purchasing	0.00	500	862	500	500	500	0	500	0	500
TOTAL	0.00	500	862	500	500	500	0	500	0	500
<u>REAL PROPERTY TAX SERVICE</u>										
A1355.100 Personal Serv.	58,624.58	46,526	46,526	50,571	49,342	49,342				
Total Personal Serv.	58,624.58	46,526	46,526	50,571	49,342	49,342				
A1355.200 Equipment										
.210 Furniture & Furnish.				1,123	500	500				
.220 Office Equipment	4,820.52	2,200	2,123	1,000	1,000	1,000				
Total Equipment	4,820.52	2,200	2,123	2,123	1,500	1,500				
A1355.400 Contractual										
.411 Office Supplies	177.32	910	910	1,000	1,000	1,000				
.418 Other Contractual	601.79	950	950	950	950	950				
.421 Telephone	1,074.89	900	900	1,000	1,000	1,000				
.431 Insurance	417.82	418	418	513	513	513				
.441 Printing	0.00	100	155	100	100	100				
.447 Tax Map Maint.	4,985.35	7,500	7,500	5,500	5,500	5,500				
.461 Postage	246.13	300	300	300	300	300				
.462 Travel-in County	349.84	1,300	1,300	500	500	500				
.463 Travel-out County	0.00	0	0	948	948	948				
.481 Professional Dues	0.00	110	110	110	110	110				
Total Contractual	7,853.14	12,488	12,543	10,921	10,921	10,921				
TOTAL	71,298.24	61,214	61,192	63,615	61,763	61,763	9,071	70,834	6,000	64,834
A1362.465 Tax Adv. & Exp.	6,011.54	5,000	5,000	6,000	6,000	6,000	0	6,000	6,000	0
A1380.418 Fiscal Agent Fees	1,270.00	1,500	1,500	3,500	3,500	3,500	0	3,500	0	3,500
TOTAL	7,281.54	6,500	6,500	9,500	9,500	9,500	0	9,500	6,000	3,500

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
COUNTY CLERK										
A1410.100 Personal Serv.	229,624.36	226,488	226,488	236,922	236,922	236,922				
Total Personal Serv.	229,624.36	226,488	226,488	236,922	236,922	236,922				
A1410.200 Equipment										
.210 Furn. & Furnish.	2,493.68	275	77	0	0	0				
.220 Office Equipment	5,907.82	80	76	0	0	0				
Total Equipment	8,401.50	355	153	0	0	0				
A1410.400 Contractual										
.411 Office Supplies	2,078.33	2,575	2,115	2,115	2,115	2,115				
.418 Other Contractual	4,291.13	3,790	3,536	3,536	2,886	2,886				
.421 Telephone	4,240.23	4,655	4,655	4,655	4,655	4,655				
.431 Insurance	3,133.04	2,680	2,680	3,261	3,261	3,261				
.441 Printing	4,531.41	3,100	5,100	3,100	3,100	3,100				
.454 Microfilming	5,938.21	6,000	5,600	5,600	5,600	5,600				
.461 Postage	6,532.65	7,645	7,645	7,645	7,645	7,645				
.462 Travel-in County	1,255.50	750	1,350	350	350	350				
.463 Travel-out County	0.00	0	0	850	850	850				
.481 Professional Dues	70.00	115	115	265	265	265				
Total Contractual	32,070.50	31,310	32,796	31,377	30,727	30,727				
TOTAL	270,096.36	258,153	259,437	268,299	267,649	267,649	64,258	331,907	281,500	50,407
COUNTY ATTORNEY										
A1420.100 Personal Serv.	86,029.21	90,486	94,229	95,226	95,226	95,226				
Total Personal Serv.	86,029.21	90,486	94,229	95,226	95,226	95,226				
A1420.400 Contractual										
.411 Office Supplies	500.00	500	270	270	270	270				
.418 Other Contractual	25,145.58	20,000	20,000	21,350	21,350	21,350				
.421 Telephone	600.00	600	369	369	369	369				
.431 Insurance	638.89	723	723	900	900	900				
.441 Printing	0.00	250	19	19	19	19				
.459 Arbitration-Labor	4,081.79	9,907	9,907	9,907	9,907	9,907				
.461 Postage	350.00	350	119	119	119	119				
Total Contractual	31,316.26	32,330	31,407	32,934	32,934	32,934				
TOTAL	117,345.47	122,816	125,636	128,160	128,160	128,160	9,754	137,914	85,807	52,107

PERSONNEL

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A1430.100 Personal Serv.	58,940.20	61,281	61,071	65,164	65,164	65,164				
.101 Overtime	68.23	0	0	0	0	0				
Total Personal Serv.	59,008.43	61,281	61,071	65,164	65,164	65,164				
A1430.400 Contractual										
.411 Office Supplies	988.00	1,390	1,297	1,100	1,100	1,100				
.418 Other Contractual	1,906.62	2,250	1,867	2,425	2,425	2,425				
.421 Telephone	1,128.15	1,250	1,250	1,250	1,250	1,250				
.431 Insurance	395.14	433	433	531	531	531				
.441 Printing	593.31	2,000	2,300	2,305	1,305	1,305				
.461 Postage	1,356.39	1,600	1,600	1,400	1,400	1,400				
.462 Travel-in County	0.00	0	0	0	20	20				
.463 Travel-out County	1,439.35	1,914	1,614	1,200	980	980				
.481 Professional Dues	20.00	20	20	170	170	170				
Total Contractual	7,826.96	10,857	10,381	10,381	9,181	9,181				
TOTAL	66,835.39	72,138	71,452	75,545	74,345	74,345	9,520	83,865	1,000	82,865

BOARD OF ELECTIONS

A1450.100 Personal Serv.	55,063.76	53,214	53,214	55,989	55,989	55,989				
.101 Overtime	1,105.10	0	0	545	0	0				
Total Personal Serv.	56,168.86	53,214	53,214	56,534	55,989	55,989				
A1450.200 Equipment										
.220 Office Equipment	0.00	1,000	0	1,000	1,000	1,000				
Total Equipment	0.00	1,000	0	1,000	1,000	1,000				
A1450.400 Contractual										
.411 Office Supplies	765.66	1,000	501	500	500	500				
.418 Other Contractual	4,012.36	6,000	5,467	5,500	5,500	5,500				
.421 Telephone	610.25	1,100	1,100	1,100	1,100	1,100				
.431 Insurance	504.38	508	508	624	624	624				
.441 Printing	10,573.90	15,000	15,000	15,000	12,000	12,000				
.461 Postage	4,638.85	6,500	6,500	6,500	6,500	6,500				
.462 Travel-in County	1,044.86	1,350	1,350	50	50	50				
.463 Travel-out County	0.00	0	0	1,350	1,350	1,350				
.481 Professional Dues	45.00	70	70	70	70	70				
Total Contractual	22,195.26	31,528	30,496	30,694	27,694	27,694				
TOTAL	78,364.12	85,742	83,710	88,228	84,683	84,683	23,552	108,235	3,400	104,835

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
RECORDS MANAGEMENT										
A1460.100 Personal Serv.	9,626.48	10,422	10,422	3,980	3,980	3,980				
Total Personal Serv.	9,626.48	10,422	10,422	3,980	3,980	3,980				
A1460.200 Equipment										
.220 Office Equip.	0.00	0	0	0	0	0				
.250 Other Equipment	5,844.25	0	2,638	0	0	0				
Total Equipment	5,844.25	0	2,638	0	0	0				
A1460.400 Contractual										
.411 Office Supplies	56.30	1,000	2,756	150	150	150				
.418 Other Contractual	2,347.26	0	3,898	0	0	0				
.421 Telephone	0.00	150	150	0	0	0				
.431 Insurance	57.12	60	60	66	66	66				
.441 Printing	0.00	200	200	150	150	150				
.462 Travel-in County	71.50	500	398	150	150	150				
.463 Travel-out County	0.00	0	0	200	200	200				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	2,532.18	1,960	7,512	766	766	766				
TOTAL	18,002.91	12,382	20,572	4,746	4,746	4,746	312	5,058	0	5,058
A1615.465 Central Type- writer Repair	9,952.68	0	10,688	0	0	0	0	0	0	0
TOTAL	9,952.68	0	10,688	0	0	0	0	0	0	0
BUILDINGS & GROUNDS										
A1620.100 Personal Serv.	207,479.93	210,300	206,655	207,371	199,066	199,066				
.101 Overtime	597.01	0	0	1,000	500	500				
Total Personal Serv.	208,076.94	210,300	206,655	208,371	199,566	199,566				
A1620.200 Equipment										
.250 Other Equipment	1,454.78	1,500	1,500	1,500	1,500	1,500				
.251 Safety Equipment	283.00	1,000	1,000	1,000	1,000	1,000				
Total Equipment	1,737.78	2,500	2,500	2,500	2,500	2,500				
A1620.400 Contractual										
.411 Office Supplies	135.77	300	300	300	300	300				
.413 Gasoline	1,195.43	1,700	1,700	1,500	1,200	1,200				
.418 Other Contractual	87,480.08	60,236	113,980	102,590	83,965	83,965				
.421 Telephone	2,467.98	2,600	2,600	2,730	2,730	2,730				
.422 Niagara Mohawk	89,998.59	80,171	80,171	84,000	84,000	84,000				
.423 Water & Sewer	2,769.19	3,390	3,390	3,400	3,400	3,400				
.427 NYS Elec. & Gas	18,532.66	20,782	20,782	22,000	22,000	22,000				
.429 Cleaning Supplies	9,781.15	13,090	13,590	13,090	13,090	13,090				
.431 Insurance	9,270.10	9,748	9,748	11,107	11,107	11,107				
.463 Travel-out County	7.00	300	300	300	300	300				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	221,637.95	192,367	246,611	241,067	222,142	222,142				
TOTAL	431,452.67	405,167	455,766	451,938	424,208	424,208	48,506	472,714	297,823	174,891

CENTRAL DATA PROCESSING

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
Al680.100 Personal Serv.	31,452.56	32,373	32,373	33,483	33,483	33,483				
Total Personal Serv.	31,452.56	32,373	32,373	33,483	33,483	33,483				
Al680.200 Equipment										
.220 Office Equipment	0.00	0	350	0	0	0				
.250 Other Equipment	0.00	0	0	650	650	650				
Total Equipment	0.00	0	350	650	650	650				
Al680.400 Contractual										
.411 Office Supplies	1,063.06	1,000	650	300	300	300				
.418 Other Contractual	943.07	200	200	300	300	300				
.421 Telephone	512.61	600	600	500	500	500				
.431 Insurance	107.82	200	200	250	250	250				
.461 Postage	14.25	75	43	50	50	50				
.462 Travel	149.32	250	0	0	0	0				
Total Contractual	2,790.13	2,325	1,693	1,400	1,400	1,400				
TOTAL	34,242.69	34,698	34,416	35,533	35,533	35,533	7,561	43,094	34,327	8,767

UNDISTRIBUTED

Al910.511 Unallocated Ins.	645.00	1,000	1,000	1,000	1,000	1,000				
Al920.512 Munic. Assoc Ducs	3,151.00	3,400	3,400	3,400	3,400	3,400				
Al930.513 Jdgmts. & Claims	36,181.44	15,000	15,000	15,000	15,000	15,000				
Al930.514 Special Counsel										
McKenna Landfill	0.00	0	0	100,000	0	0				
Al950.514 Taxes & Ins. on										
Co. Owned Property	20,469.73	18,000	18,000	18,000	18,000	18,000				
Al970.465 Off. Suppl.-Towns	20,591.29	0	2,241	0	0	0				
Al990.418 Contingent Fund	0.00	185,000	308,907	185,000	185,000	185,000				
Al996.628 Cont to NYS(Ret.)	142,772.00	90,366	90,366	150,000	150,000	150,000				
TOTAL	223,810.46	312,766	438,914	472,400	372,400	372,400	0	372,400	0	372,400

****TOTAL GENERAL GOV'T
SUPPORT**

2,065,932.10	2,109,185	2,316,380	2,370,607	2,224,621	2,224,621	292,127	2,516,748	1,248,857	1,267,891
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EDUCATION

A2490.465 Comm. Colleges	743,939.57	750,000	750,000	900,000	825,000	825,000		825,000	0	825,000
A2960.465 Education -										
Handicapped Children	1,721,909.39	2,150,431	2,150,431	2,247,444	2,150,431	2,150,431		2,150,431	1,075,216	1,075,215
A2980.465 Med. Scholarship	4,500.00	4,525	4,525	4,500	4,500	4,500		4,500	1,800	2,700
**TOTAL EDUCATION	2,470,348.96	2,904,956	2,904,956	3,151,944	2,979,931	2,979,931	0	2,979,931	1,077,016	1,902,915

PUBLIC SAFETY

A3020.418 911 Comm. System	1,265.24	0	0	26,000	26,000	26,000	0	26,000	26,000	0
TOTAL 911 Comm. System	1,265.24	0	0	26,000	26,000	26,000	0	26,000	26,000	0

PUBLIC SAFETY (CONT')**SHERIFF**

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A3110.100 Personal Serv.	940,247.76	896,012	850,350	919,156	924,156	924,156				
.101 Overtime	39,814	0	33,000	60,000	50,000	50,000				
Total Personal Serv.	980,061.62	896,012	883,350	979,156	974,156	974,156				
A3110.200 Equipment										
.220 Office Equipment	145.96	0	0	1,400	1,400	1,400				
.250 Other Equipment	47,108.43	35,700	38,330	70,400	55,400	52,992				
Total Equipment	47,254.39	35,700	38,330	71,800	56,800	54,392				
A3110.400 Contractual										
.411 Office Supplies	3,112.89	3,500	3,500	3,500	3,500	3,500				
.413 Gas & Oil	32,621.81	33,500	36,300	36,300	36,300	36,300				
.418 Other Contractual	56,411.77	66,600	62,980	68,140	66,140	64,844				
.421 Telephone	14,399.81	12,500	12,500	12,500	12,500	12,500				
.422 Niagara Mohawk	0.00	0	0	1,100	1,100	1,100				
.423 Water	0.00	0	0	100	100	100				
.427 NYS Elec. & Gas	0.00	0	0	1,100	1,100	1,100				
.431 Insurance	45,399.68	54,075	54,075	54,075	54,075	54,075				
.441 Printing	1,634.04	2,000	2,000	2,000	2,000	2,000				
.446 Vehicle Maint.	20,801.97	12,500	14,832	14,427	12,500	12,500				
.461 Postage	4,271.84	5,000	5,000	5,000	5,000	5,000				
.462 Travel-in County	1,622.63	2,000	2,000	500	500	500				
.463 Travel-out County	0.00	0	0	1,500	1,500	1,500				
.481 Professional Dues	189.00	200	200	200	200	200				
Total Contractual	180,465.44	191,875	193,387	200,442	196,515	195,219				
A3110.621 Dental Plan	1,192.75	18,140	1,768	1,768	1,768	1,768				
A3110.628 St. Retirement	9,959.00	0	16,372	0	0	0				
Total Empl. Benefits	11,151.75	18,140	18,140	1,768	1,768	1,768				
TOTAL	1,218,933.20	1,141,727	1,133,207	1,253,166	1,229,239	1,225,535	225,491	1,451,026	224,658	1,226,368

PROBATION

A3140.100 Personal Serv.	405,102.63	404,397	407,767	432,302	411,887	411,887				
.101 Overtime	2,452.70	0	0	3,000	3,000	3,000				
Total Personal Serv.	407,555.33	404,397	407,767	435,302	414,887	414,887				
A3140.200 Equipment										
.210 Furn. & Furnish.	446.20	400	149	600	600	600				
.220 Office Equipment	2,326.60	750	450	2,500	2,500	2,500				
.251 Safety Equipment	0.00	0	0	9,725	0	0				
Total Equipment	2,772.80	1,150	599	12,825	3,100	3,100				
A3140.400 Contractual										
.411 Office Supplies	3,954.52	3,500	3,500	4,250	4,250	4,250				
.418 Other Contractual	8,348.84	10,394	10,411	16,672	16,672	16,672				
.420 Rent	5,125.00	5,425	5,425	0	0	0				
.421 Telephone	7,780.28	8,500	8,500	8,500	8,500	8,500				
.431 Insurance	2,631.69	2,741	2,741	3,358	3,358	3,358				
.441 Printing	527.81	482	482	482	482	482				
.461 Postage	2,206.00	2,520	2,520	2,520	2,520	2,520				
.462 Travel-in County	9,153.97	12,100	9,100	7,100	7,100	7,100				
.463 Travel-out County	0.00	0	0	3,000	2,000	2,000				
.460 Training & Educ.	1,524.00	2,500	1,000	4,700	2,500	2,500				
Total Contractual	41,252.11	48,162	43,680	50,582	47,382	47,382				
TOTAL	451,580.24	453,709	452,046	498,709	465,369	465,369	108,177	573,546	212,797	360,749

<u>LINE</u>	<u>EXPENDED</u> 1991	<u>BUDGET</u> <u>ADOPTED</u> 1992	<u>BUDGET</u> <u>ADJUSTED</u> 7/29/92	<u>DEPT.</u> <u>REQUEST</u> 1993	<u>COMM.</u> <u>RECOMM.</u> 1993	<u>ADOPTED</u> 1993	<u>PLUS</u> <u>EMPLOYEE</u> <u>BENEFITS</u>	<u>TOTAL</u> <u>APPROP.</u> <u>W/BENEFITS</u>	<u>LESS</u> <u>REVENUES</u>	<u>NET</u> <u>COUNTY</u> <u>COST</u>
A3150.100 Personal Serv.	578,552.64	629,082	550,082	602,988	594,988	594,988				
.101 Overtime	49,464.12	0	79,000	75,000	75,000	75,000				
Total Personal Serv.	628,016.76	629,082	629,082	677,988	669,988	669,988				
A3150.200 Equipment										
.220 Office Equipment	0.00	500	0	3,000	3,000	3,000				
.250 Other Equipment	3,300.00	0	0	4,500	9,100	9,100				
Total Equipment	3,300.00	500	0	7,500	12,100	12,100				
A3150.400 Contractual										
.411 Office Supplies	1,617.29	1,500	1,670	1,670	1,670	1,670				
.418 Other Contractual	97,326.65	85,600	79,780	119,092	95,092	93,796				
.422 Niagara Mohawk	26,797.75	25,000	25,000	25,000	25,000	25,000				
.423 Water	9,906.04	12,000	11,500	11,500	10,000	10,000				
.424 Food	89,296.45	103,480	111,422	111,422	111,422	111,422				
.427 NYS Elec. & Gas	20,790.21	23,000	22,700	22,700	22,700	22,700				
.431 Insurance	2,451.71	2,420	2,420	3,207	3,207	3,207				
.441 Printing	291.17	500	500	500	500	500				
.462 Travel-in County	536.10	500	500	100	100	100				
.463 Travel-out County	0.00	0	0	400	400	400				
.481 Professional Dues	0.00	20	20	20	20	20				
Total Contractual	249,013.37	254,020	255,512	295,611	270,111	268,815				
A3150.621 Dental Plan	1,200.09		1,232	1,232	1,232	1,232				
A3150.628 St. Retirement	0.00	16,860	16,860	0	0	0				
Total Empl. Benefits	1,200.09	16,860	16,860	1,232	1,232	1,232				
TOTAL	881,530.22	900,462	901,454	982,331	953,431	952,135	153,019	1,105,154	204,000	901,154
A3189.418 Special Investig.	261.45	0	19,529	0	0	0	0	0	0	0
TOTAL	261.45	0	19,529	0	0	0	0	0	0	0
STOP DWI PROGRAM										
A3315.100 Personal Serv.	13,169.66	15,571	15,571	16,759	16,759	16,759				
Total Personal Serv.	13,169.66	15,571	15,571	16,759	16,759	16,759				
A3315.200 Equipment										
.220 Office Equipment	2,212.98	0	16,534	0	0	0				
.250 Other Equipment	10,414.00	0	4,355	0	0	0				
Total Equipment	12,626.98	0	20,889	0	0	0				
A3315.400 Contractual										
.411 Office Supplies	294.00	250	544	544	544	544				
.418 Other Contractual	22,173.19	28,482	33,482	28,802	28,802	28,802				
.419 M. L. R.	581.58	2,400	2,400	0	0	0				
.421 Telephone	193.32	800	800	800	800	800				
.422 Niagara Mohawk	0.00	0	0	400	400	400				
.423 Water	0.00	0	0	50	50	50				
.427 NYS Elec. & Gas	0.00	0	0	400	400	400				
.431 Insurance	243.34	241	241	296	296	296				
.441 Printing	15.73	600	600	600	600	600				
.461 Postage	103.76	350	350	350	350	350				
.462 Travel-in County	0.00	600	600	200	200	200				
.463 Travel-out County	0.00	0	0	400	400	400				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	23,604.92	33,773	39,067	32,892	32,892	32,892				
TOTAL	49,401.56	49,344	75,527	49,651	49,651	49,651	5,168	54,819	54,819	0

	EXPENDED 1991	BUDGET ADOPTED 1992	ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>CONTROL OF ANIMALS</u>										
A3510.100 Personal Serv.	26,880.88	30,375	30,375	27,877	27,877	27,877				
.101 Overtime	3,134.16	0	0	3,527	3,527	3,527				
Total Personal Serv.	30,015.04	30,375	30,375	31,404	31,404	31,404				
A3510.200 Equipment										
.250 Other Equipment	0.00	500	534	12,500	12,500	500				
Total Equipment	0.00	500	534	12,500	12,500	500				
A3510.400 Contractual										
.411 Office Supplies	35.70	50	50	50	50	50				
.413 Gas & Oil	1,866.43	2,500	2,700	2,700	2,700	2,700				
.418 Other Contractual	9,794.37	9,900	10,278	10,427	10,427	10,427				
.421 Telephone	479.17	250	250	250	250	250				
.422 Niagara Mohawk	773.43	700	700	700	700	700				
.431 Insurance	1,227.46	1,187	1,187	1,187	1,187	1,187				
.441 Printing	0.00	100	100	100	100	100				
.446 Vehicle Maint.	61.60	500	500	500	500	500				
.449 Fuel Oil	5,794.19	10,000	11,217	11,217	11,217	11,217				
.461 Postage	0.00	0	0	50	50	50				
.462 Travel-in County	0.00	50	50	25	25	25				
.463 Travel-out County	0.00	0	0	25	25	25				
Total Contractual	20,032.35	25,237	27,032	27,231	27,231	27,231				
TOTAL	50,047.39	56,112	57,941	71,135	71,135	59,135	8,297	67,432	43,800	23,632
<u>OFFICE OF DISASTER PREPAREDNESS</u>										
A3640.100 Personal Serv.	53,746.37	54,998	51,954	55,853	54,803	54,803				
Total Personal Serv.	53,746.37	54,998	51,954	55,853	54,803	54,803				
A3640.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	250	125	125				
.220 Office Equipment	0.00	0	0	650	0	0				
.250 Other Equipment	2,797.58	1,520	4,242	7,680	3,320	1,300				
Total Equipment	2,797.58	1,520	4,242	8,580	3,445	1,425				
A3640.400 Contractual										
.411 Office Supplies	505.80	600	1,600	1,600	600	600				
.412 Board Mtg. Exp.	0.00	360	360	360	360	360				
.413 Gas & Oil	1,422.46	2,100	2,100	2,100	1,500	1,500				
.418 Other Contractual	16,259.60	11,935	14,446	35,850	27,800	24,820				
.421 Telephone	3,078.47	3,300	3,300	3,300	3,300	3,300				
.422 Niagara Mohawk	5,179.01	4,600	4,600	5,500	5,500	5,500				
.431 Insurance	1,507.98	1,573	1,573	1,620	1,620	1,620				
.441 Printing	167.16	250	250	250	250	250				
.446 Vehicle Maint.	1,415.38	1,500	1,851	2,100	2,100	2,100				
.461 Postage	1,090.29	1,500	1,500	1,500	1,200	1,200				
.463 Travel-out County	120.00	750	750	750	750	750				
.470 Kodak Settlement	3,611.26	0	0	5,000	0	0				
.481 Professional Dues	75.00	85	85	85	85	85				
Total Contractual	34,432.41	28,553	32,415	60,015	45,065	42,085				
TOTAL	90,976.36	85,071	88,611	124,448	103,313	98,313	12,293	110,606	14,000	96,606
**TOTAL PUBLIC SAFETY	2,743,995.66	2,686,425	2,728,315	3,005,440	2,898,138	2,876,138	512,445	3,388,583	780,074	2,608,509

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HEALTH										
<u>PUBLIC HEALTH</u>										
A4010.100 Personal Serv.	620,468.68	613,034	608,338	644,879	631,572	631,572				
.101 Overtime	6,489.94	0	7,000	14,000	10,000	10,000				
Total Personal Serv.	626,958.62	613,034	615,338	658,879	641,572	641,572				
A4010.200 Equipment										
.210 Furn. & Furnish.	1,273.80	1,200	1,200	825	825	825				
.220 Office Equipment	1,453.04	1,000	2,300	0	0	0				
.251 Safety Equipment	550.00	600	600	400	400	400				
Total Equipment	3,276.84	2,800	4,100	1,225	1,225	1,225				
A4010.400 Contractual										
.402 Laboratory	0.00	0	0	15,000	15,000	15,000				
.407 TB Outpatient	0.00	0	0	10,000	10,000	10,000				
.408 Therapy Serv.	38,717.50	20,000	55,000	60,000	60,000	60,000				
.409 Biologicals	10,856.52	22,000	22,000	20,000	20,000	20,000				
.410 Rabies Control	3,143.47	3,000	8,000	12,000	12,000	12,000				
.411 Office Supplies	4,925.86	5,000	5,391	7,000	6,000	6,000				
.412 Board of Health	926.45	1,000	1,000	1,000	1,000	1,000				
.418 Other Contractual	37,587.99	28,800	39,304	35,788	35,538	35,538				
.419 M. L. R.	33,708.00	34,447	34,447	35,038	35,038	35,038				
.421 Telephone	8,854.14	10,000	10,000	10,000	10,000	10,000				
.431 Insurance	16,232.60	18,780	18,780	16,600	16,600	16,600				
.441 Printing	1,526.75	1,000	1,201	2,000	2,000	2,000				
.456 Computer Serv.	8,636.75	8,000	13,280	15,000	15,000	15,000				
.459 Legal Services	3,500.00	7,000	7,000	7,000	7,000	7,000				
.461 Postage	4,954.35	6,000	6,000	7,500	7,500	7,500				
.462 Travel-in County	34,505.03	27,300	27,300	23,200	23,200	23,200				
.463 Travel-out County	0.00	0	0	4,100	4,100	4,100				
.460 Training & Educ.	375.00	300	300	300	300	300				
.466 Consultant	4,008.00	5,000	5,000	6,000	6,000	6,000				
.474 Homemakers	195,321.93	225,000	184,700	165,000	165,000	165,000				
.481 Professional Dues	445.00	1,000	1,000	2,000	1,000	1,000				
.482 Engineer Serv.	37,082.75	40,000	40,000	40,000	40,000	40,000				
Total Contractual	445,308.09	463,627	479,703	494,526	492,276	492,276				
TOTAL	1,075,543.55	1,079,461	1,099,141	1,154,630	1,135,073	1,135,073	157,166	1,292,239	1,051,800	240,439
<u>HEALTH MISCELLANEOUS</u>										
A4025.465 Laboratory	13,418.83	12,000	12,000	0	0	0	0	0	0	0
A4046.465 Physically Handicapped Children	33,772.48	30,000	30,000	30,000	30,000	30,000	0	30,000	15,000	15,000
A4070.465 T.B. Care & Treatment	0.00	200	200	1,000	1,000	1,000	0	1,000	400	600
TOTAL	47,191.31	42,200	42,200	31,000	31,000	31,000	0	31,000	15,400	15,600

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>MENTAL HEALTH</u>										
A4310.100 Personal Serv.	255,473.76	243,757	245,416	303,848	298,770	298,770				
.101 Overtime	958.17	0	0	0	0	0				
.102 Other	229.35	0	0	0	0	0				
Total Personal Serv.	256,661.28	243,757	245,416	303,848	298,770	298,770				
A4310.200 Equipment										
.210 Furn. & Furnish.	149.99	300	200	0	0	0				
.220 Office Equipment	8,626.75	4,050	2,492	5,500	5,500	5,500				
.250 Other Equipment	823.52	1,500	1,535	500	500	500				
Total Equipment	9,600.26	5,850	4,227	6,000	6,000	6,000				
A4310.400 Contractual										
.411 Office Supplies	2,416.57	4,300	4,537	6,000	6,000	6,000				
.412 Board Mtg. Exp.	638.75	600	600	750	750	750				
.418 Other Contractual	138,878.33	154,718	153,023	169,575	167,075	167,075				
.419 M. L. R.	49,013.00	45,782	45,782	54,000	54,000	54,000				
.421 Telephone	5,004.01	7,500	7,500	7,300	7,300	7,300				
.431 Insurance	12,418.74	19,472	19,472	12,013	12,013	12,013				
.441 Printing	687.25	800	800	1,300	1,300	1,300				
.461 Postage	1,381.35	2,400	2,400	2,200	2,200	2,200				
.462 Travel-in County	3,605.05	3,750	3,750	1,000	1,000	1,000				
.463 Travel-out County	0.00	0	0	2,900	2,900	2,900				
.481 Professional Dues	366.50	500	500	600	600	600				
Total Contractual	214,409.55	239,822	238,364	257,638	255,138	255,138				
TOTAL	480,671.09	489,429	488,007	567,486	559,908	559,908	76,199	636,107	568,179	67,928
<u>CONTINUING TREATMENT-CSS</u>										
A4320.100 Personal Serv.	216,320.09	233,752	233,752	217,734	217,734	217,734				
.101 Overtime	40.14	0	0	0	0	0				
Total Personal Serv.	216,360.23	233,752	233,752	217,734	217,734	217,734				
A4320.200 Equipment										
.220 Office Equipment	5,330.46	800	800	0	0	0				
.250 Other Equipment	513.52	2,200	2,611	3,200	3,200	3,200				
Total Equipment	5,843.98	3,000	3,411	3,200	3,200	3,200				
A4320.400 Contractual										
.411 Office Supplies	1,446.59	2,500	2,579	1,800	1,800	1,800				
.418 Other Contractual	115,425.99	217,633	212,203	176,300	176,300	176,300				
.419 M. L. R.	89,487.00	93,218	93,218	81,142	81,142	81,142				
.421 Telephone	4,682.99	7,900	7,900	4,800	4,800	4,800				
.431 Insurance	7,476.15	3,193	8,805	10,410	10,410	10,410				
.441 Printing	167.20	700	700	700	700	700				
.461 Postage	900.00	1,800	1,800	1,800	1,800	1,800				
.462 Travel-in County	7,469.46	6,000	6,000	7,600	7,600	7,600				
.463 Travel-out County	0.00	0	0	1,400	1,400	1,400				
.481 Professional Dues	435.50	500	500	700	700	700				
Total Contractual	227,490.88	333,444	333,705	286,652	286,652	286,652				
TOTAL	449,695.09	570,196	570,868	507,586	507,586	507,586	47,884	555,470	555,470	0

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A4321.467 ARC Program -										
Private Sector	594,633.00	562,637	562,637	545,223	562,637	562,637	0	562,637	514,000	48,637
A4322.468 Drug Abuse	196,012.56	249,416	249,416	249,715	249,416	249,416	0	249,416	231,416	18,000
A4323.469 Alcoholism Clinic	158,222.00	158,222	158,222	183,264	158,222	158,222	0	158,222	103,111	55,111
TOTAL MENTAL HEALTH	1,879,233.74	2,029,900	2,029,150	2,053,274	2,037,769	2,037,769	124,083	2,161,852	1,972,176	189,676
A4390.447 Mental Health -										
Law Expense	0.00	2,000	2,000	1,000	10,000	10,000	0	10,000	0	10,000
A4527.418 Hlth System Agen.	1,000.00	1,000	1,000	3,000	1,000	1,000	0	1,000	0	1,000
**TOTAL HEALTH	3,002,968.60	3,154,561	3,173,491	3,242,904	3,214,842	3,214,842	281,249	3,496,091	3,039,376	456,715
<u>TRANSPORTATION</u>										
A5630.418 Bus Operations	0.00	0	0	0	0	0				
**TOTAL TRANSPORTATION	0.00	0	0	0	0	0	0	0	0	0
<u>ECON. ASSISTANCE & OPPORTUNITY</u>										
<u>SOCIAL SERVICES ADMIN.</u>										
A6010.100 Personal Serv.	1,645,358.43	1,398,586	1,378,586	1,471,254	1,471,254	1,471,254				
.101 Overtime	6,056.89	0	0	6,500	6,500	6,500				
Total Personal Serv.	1,651,415.32	1,398,586	1,378,586	1,477,754	1,477,754	1,477,754				
A6010.200 Equipment										
.210 Furn. & Furnish.	0.00	1,819	200	709	709	709				
.220 Office Equipment	1,783.38	3,707	0	3,159	3,159	3,159				
.250 Other Equipment	3,136.83	25,770	19,050	8,583	8,583	8,583				
Total Equipment	4,920.21	31,296	19,250	12,451	12,451	12,451				
A6010.400 Contractual										
.411 Office Supplies	14,732.34	15,000	15,173	17,075	17,075	14,872				
.412 Board Mtg. Exp.	0.00	100	100	100	100	87				
.413 Gas & Oil	4,095.69	3,000	3,000	4,800	4,800	4,181				
.418 Other Contractual	244,061.56	224,257	241,578	261,484	261,484	227,753				
.419 M. L. R.	136,289.04	151,159	151,159	161,888	161,888	141,004				
.421 Telephone	24,495.29	24,000	24,000	21,525	21,525	18,748				
.431 Insurance	57,679.40	63,085	63,085	76,478	76,478	66,612				
.441 Printing	5,891.92	4,000	4,000	3,500	3,500	3,049				
.442 Equip. Rental	3,329.49	1,500	1,500	1,555	1,555	1,354				
.446 Automotive	3,178.87	600	600	3,200	3,200	2,787				
.461 Postage	31,098.08	31,050	21,550	17,955	17,955	15,639				
.462 Travel-in County	53,065.97	50,950	45,950	34,463	34,463	30,017				
.463 Travel-out County	0.00	0	0	11,487	11,487	10,005				
.481 Professional Dues	2,895.00	2,840	2,840	2,920	2,920	2,543				
Total Contractual	580,812.65	571,541	574,535	618,430	618,430	538,651				
TOTAL	2,237,148.18	2,001,423	1,972,371	2,108,635	2,108,635	2,028,856				
A6070.455 Service for										
Recipients	110,147.32	165,000	140,000	140,000	140,000	140,000				
TOTAL	110,147.32	165,000	140,000	140,000	140,000	140,000				

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	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>SOCIAL SERVICES PROGRAMS</u>										
A6101.465 Medical Assist.	381,863.44	366,000	366,000	315,000	315,000	315,000				
A6102.465 Medical Managemt. Info. Sys. (MMIS)	2,587,594.07	2,550,000	2,550,000	2,900,000	2,900,000	2,900,000				
A6109.465 Aid to Dependent Children	3,770,635.40	3,805,000	3,805,000	3,805,000	3,805,000	3,805,000				
A6119.465 Child Care	346,057.09	460,000	460,000	460,000	460,000	460,000				
A6123.465 Juvenile Delinquent	157,367.49	160,000	150,000	160,000	160,000	160,000				
A6129.465 State Training School	39,096.50	100,000	100,000	100,000	100,000	100,000				
A6135.465 JOBS Program	20,659.33	20,000	20,000	40,000	40,000	40,000				
A6140.465 Home Relief	961,224.24	1,000,000	865,000	830,000	830,000	830,000				
A6141.465 Fuel Aid Program	496,151.20	400,000	400,000	400,000	400,000	400,000				
A6142.465 Emerg. Aid-Adults	5,448.57	4,500	4,500	4,500	4,500	4,500				
A6148.465 Burials	29,239.43	30,000	30,000	42,000	42,000	42,000				
TOTAL	8,795,336.76	8,895,500	8,750,500	9,056,500	9,056,500	9,056,500				
TOTAL SOCIAL SERVICES	11,142,632.26	11,061,923	10,862,871	11,305,135	11,305,135	11,225,356	388,348	11,613,704	7,056,138	4,557,566
<u>VETERANS SERVICE AGENCY</u>										
A6510.100 Personal Serv.	53,286.08	41,287	41,287	43,323	43,323	43,323				
Total Personal Serv.	53,286.08	41,287	41,287	43,323	43,323	43,323				
A6510.200 Equipment										
.220 Office Equipment	0.00	0	0	350	350	350				
Total Equipment	0.00	0	0	350	350	350				
A6510.400 Contractual										
.411 Office Supplies	274.46	500	501	501	501	501				
.418 Other Contractual	430.48	400	400	400	400	400				
.419 M. L. R.	4,542.86	4,832	4,832	5,175	5,175	5,175				
.421 Telephone	416.70	748	508	508	508	508				
.431 Insurance	344.90	410	410	423	502	502				
.441 Printing	61.65	350	350	350	350	350				
.461 Postage	536.26	600	600	600	600	600				
.462 Travel-in County	1,183.93	2,300	2,100	100	100	100				
.463 Travel-out County	0.00	0	0	2,000	2,000	2,000				
.465 Veterans Burials	1,615.00	3,500	2,850	7,200	6,000	6,000				
.480 Acquist. of Prop. Burial Plots	7,500.00	0	0	0	0	0				
.481 Professional Dues	0.00	50	40	40	40	40				
Total Contractual	16,906.24	13,690	12,591	17,297	16,176	16,176				
TOTAL	70,192.32	54,977	53,878	60,970	59,849	59,849	11,523	71,372	37,311	34,061
TOTAL SOCIAL SERVICES WITH VETERANS	11,212,824.58	11,116,900	10,916,749	11,366,105	11,364,984	11,285,205	399,871	11,685,076	7,093,449	4,591,627

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>TOURISM AGENCY</u>										
A6410.100 Personal Serv.	31,630.40	0	0	0	0	0				
Total Personal Serv.	31,630.40	0	0	0	0	0				
A6410.200 Equipment										
.250 Other Equipment	578.00	0	0	0	0	0				
Total Equipment	578.00	0	0	0	0	0				
A6410.400 Contractual										
.411 Office Supplies	323.78	500	502	500	500	500				
.412 Board Mtg. Exp.	0.00	675	447	447	447	447				
.418 Other Contractual	1,632.00	1,800	1,800	1,800	1,800	1,800				
.421 Telephone	696.78	1,500	500	500	500	500				
.431 Insurance	534.41	692	692	848	848	848				
.441 Printing	103.63	500	500	500	500	500				
.461 Postage	1,099.90	500	500	500	500	500				
.462 Travel-in County	1,282.08	1,000	1,000	300	300	300				
.463 Travel-out County	0.00	0	0	700	700	700				
.468 I LOVE NY	65,965.85	54,048	54,048	58,048	52,630	52,630				
.469 Authorized Agen.	5,405.00	0	0	0	0	0				
.481 Professional Dues	105.00	200	200	200	200	200				
Total Contractual	77,148.43	61,415	60,189	64,343	58,925	58,925				
TOTAL	109,356.83	61,415	60,189	64,343	58,925	58,925	0	58,925	30,715	28,210
A6326.418 Community Action	37,946.00	26,562	26,562	44,942	26,562	26,562	0	26,562	0	26,562
TOTAL	37,946.00	26,562	26,562	44,942	26,562	26,562	0	26,562	0	26,562
<u>WEIGHTS & MEASURES</u>										
A6610.100 Personal Serv.	16,638.10	14,493	14,493	14,215	14,215	14,215				
Total Personal Serv.	16,638.10	14,493	14,493	14,215	14,215	14,215				
A6610.200 Equipment										
.250 Other Equipment	65.21	100	40	40	40	40				
.251 Safety Equipment	120.95	130	0	100	100	100				
Total Equipment	186.16	230	40	140	140	140				
A6610.400 Contractual										
.411 Office Supplies	0.00	75	75	75	75	75				
.413 Gas & Oil	532.27	750	750	850	850	850				
.418 Other Contractual	297.99	820	820	820	820	820				
.421 Telephone	104.59	100	282	100	100	100				
.431 Insurance	933.55	1,008	1,008	1,038	1,038	1,038				
.441 Printing	292.95	150	150	150	150	150				
.446 Vehicle Maint.	117.99	100	100	100	100	100				
.461 Postage	39.78	75	58	60	60	60				
.463 Travel-out County	490.88	495	225	225	225	225				
.465 Petroleum Quality	0.00	0	2,768	2,050	2,050	2,050				
.481 Professional Dues	50.00	57	57	57	57	57				
Total Contractual	2,860.00	3,630	6,293	5,525	5,525	5,525				
TOTAL	19,684.26	18,353	20,826	19,880	19,880	19,880	5,713	25,593	2,050	23,543

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>PROGRAMS FOR THE AGING</u>										
A6772.100 Personal Serv.	167,968.91	155,693	170,846	164,590	164,590	164,590				
.101 Overtime	28.20	0	0	0	0	0				
Total Personal Serv.	167,997.11	155,693	170,846	164,590	164,590	164,590				
A6772.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	0	0	0				
.220 Office Equip.	0.00	0	450	0	0	0				
.250 Other Equipment	6,431.53	7,780	12,495	6,500	6,500	6,500				
Total Equipment	6,431.53	7,780	12,945	6,500	6,500	6,500				
A6772.400 Contractual										
.411 Office Supplies	1,901.85	2,400	3,143	2,600	2,600	2,600				
.418 Other Contractual	18,481.86	27,009	31,909	28,859	28,859	28,859				
.419 M. L. R.	10,615.19	13,953	13,953	14,460	14,460	14,460				
.421 Telephone	2,959.12	3,000	3,500	3,500	3,500	3,300				
.431 Insurance	2,968.44	3,212	3,820	3,935	3,935	3,935				
.441 Printing	1,150.35	1,000	1,000	1,000	1,000	1,000				
.461 Postage	5,336.29	5,500	5,500	5,500	5,500	5,300				
.462 Travel-in County	8,029.05	5,500	6,495	5,395	5,395	5,395				
.463 Travel-out County	0.00	0	0	1,100	1,100	1,100				
.472 CATS	37,812.50	37,500	37,500	32,500	32,500	32,500				
.473 Nutrition	238,153.57	229,300	229,300	226,881	226,881	226,881				
.474 Homemakers	57,291.72	63,346	68,610	71,010	71,010	71,010				
.476 Lifeline	3,240.00	3,240	3,240	3,240	3,240	3,240				
.481 Professional Dues	110.00	450	450	475	475	375				
Total Contractual	388,049.94	395,410	408,420	400,455	400,455	399,955				
TOTAL	562,478.58	558,883	592,211	571,545	571,545	571,045	38,280	609,325	567,288	42,037
<u>**TOTAL ECON. ASSISTANCE & OPPORTUNITY</u>										
	11,942,290.25	11,782,113	11,616,537	12,066,815	12,041,896	11,961,617	443,864	12,405,481	7,693,502	4,711,979
<u>CULTURE & RECREATION</u>										
<u>DIVISION OF YOUTH</u>										
<u>YOUTH PROGRAMS</u>										
A7310.418 Youth Programs	49,647.48	47,336	47,336	36,816	36,816	36,816	0	36,816	36,816	0
TOTAL	49,647.48	47,336	47,336	36,816	36,816	36,816	0	36,816	36,816	0

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>YOUTH BUREAU</u>										
A7312.100 Personal Serv.	15,572.36	0	0	0	0	0				
Total Personal Serv.	15,572.36	0	0	0	0	0				
A7312.400 Contractual										
.411 Office Supplies	123.99	0	0	0	0	0				
.418 Other Contractual	28,100.45	39,312	39,312	38,563	38,563	38,563				
.419 M. L. R.	1,235.86	0	0	0	0	0				
.421 Telephone	272.19	0	0	0	0	0				
.431 Insurance	753.94	606	606	745	745	745				
.441 Printing	0.00	0	0	0	0	0				
.456 Computer Serv.	0.00	0	0	0	0	0				
.461 Postage	328.72	0	0	0	0	0				
.462 Travel	367.90	0	0	0	0	0				
.465 Misc. Prog. (YAR)	187.98	0	0	0	0	0				
.467 Rent A Kid	62.16	0	0	0	0	0				
.478 Parents Anonymous	22.93	0	0	0	0	0				
Total Contractual	31,456.12	39,918	39,918	39,308	39,308	39,308				
TOTAL	47,028.48	39,918	39,918	39,308	39,308	39,308	0	39,308	19,654	19,654
TOTAL DIVISION OF YOUTH	96,675.96	87,254	87,254	76,124	76,124	76,124	0	76,124	56,470	19,654
A7415.465 Libraries	41,528.00	29,070	29,070	51,928	29,070	29,070	0	29,070	0	29,070
TOTAL	41,528.00	29,070	29,070	51,928	29,070	29,070	0	29,070	0	29,070
<u>HISTORIAN</u>										
A7510.100 Personal Serv.	4,537.00	4,145	4,145	4,696	4,696	0				
Total Personal Serv.	4,537.00	4,145	4,145	4,696	4,696	0				
A7510.400 Contractual										
.411 Office Supplies	116.68	0	0	150	150	0				
.418 Other Contractual	393.40	0	0	400	0	0				
.421 Telephone	419.94	500	390	500	500	0				
.431 Insurance	38.30	40	40	40	40	0				
.441 Printing	0.00	0	0	300	100	0				
.461 Postage	58.00	0	0	50	50	0				
Total Contractual	1,026.32	540	430	1,440	840	0				
TOTAL	5,563.32	4,685	4,575	6,136	5,536	0	0	0	0	0
**TOTAL CULTURE & RECREATION	143,767.28	121,009	120,899	134,188	110,730	105,194	0	105,194	56,470	48,724

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HOME & COMMUNITY SERVICES										
<u>PLANNING & DEVELOPMENT</u>										
A8020.100 Personal Serv.	148,100.57	148,632	148,632	156,245	156,245	156,245				
.101 Overtime	171.34	0	0	2,000	2,000	2,000				
Total Personal Serv.	148,271.91	148,632	148,632	158,245	158,245	158,245				
A8020.200 Equipment										
.210 Furn. & Furnish.	1,000.41	0	0	0	0	0				
.220 Office Equipment	4,728.84	0	7,750	1,600	1,600	1,600				
.251 Safety Equipment	0.00	0	0	350	350	350				
Total Equipment	5,729.25	0	7,750	1,950	1,950	1,950				
A8020.400 Contractual										
.411 Office Supplies	2,391.91	2,300	1,602	1,600	1,600	1,600				
.412 Board Mtg. Exp.	198.20	0	0	200	200	200				
.418 Other Contractual	3,892.20	7,457	8,549	7,957	7,957	7,957				
.419 M. L. R.	3,557.50	4,138	4,138	4,433	4,433	4,433				
.421 Telephone	5,934.90	5,000	5,000	5,000	5,000	5,000				
.431 Insurance	1,215.58	1,321	1,321	1,441	1,441	1,441				
.441 Printing	105.62	200	200	200	200	200				
.461 Postage	3,904.98	3,000	3,000	3,000	3,000	3,000				
.462 Travel-in County	3,685.80	3,600	2,577	1,877	1,877	1,877				
.463 Travel-out County	0.00	0	0	700	700	700				
.481 Professional Dues	300.00	180	180	180	180	180				
Total Contractual	25,186.69	27,196	26,567	26,588	26,588	26,588				
A8025.465 Joint Planning Bd	5,632.96	5,633	5,633	5,633	5,633	5,633				
TOTAL	184,820.81	181,461	188,582	192,416	192,416	192,416	37,626	230,042	103,455	126,587
OTHER HOME & COMMUNITY SERV.										
A8021.418 I. D. A.	39,616.50	27,665	27,665	40,867	27,665	27,665				
A8720.470 Sportsmen Fed.	0.00	1,000	1,000	1,000	1,000	1,000				
A8740.418 Oak Orchard Small Watershed Dist.	16,842.00	17,264	17,264	17,167	17,167	17,167			17,167	0
A8745.466 Soil & Water	28,795.00	20,157	20,157	28,300	20,157	25,157				
A8745.467 Soil & Water Management	15,104.00	0	0	0	0	0				
A8750.467 County Extension	248,176.00	173,723	173,723	248,176	173,723	185,723				
TOTAL	348,533.50	239,809	239,809	335,510	239,712	256,712	0	256,712	17,167	239,545
**TOTAL HOME AND COMMUNITY SERVICES	533,354.31	421,270	428,391	527,926	432,128	449,128	37,626	486,754	120,622	366,132

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
UNDISTRIBUTED										
EMPLOYEE BENEFITS										
A9010.628 State Retirement	394.00	73,839	73,839	111,149	111,149	111,093				
A9020.620 Medicare	53,542.13	94,174	94,174	94,427	93,952	93,884				
A9030.630 Social Security	449,134.70	392,985	392,985	406,214	403,134	402,842				
A9040.633 Workers Comp.	108,156.82	118,184	118,184	131,138	131,138	130,693				
A9050.636 Unemployment Ins.	20,229.25	12,360	12,360	20,134	20,134	20,069				
A9060.650 Hosp. & Med. Ins.	730,088.48	757,429	757,429	836,074	836,074	836,074				
A9070.670 Blue Menu-Mngmt.	10,761.05	10,195	10,195	10,570	10,570	10,570				
A9080.680 Disability	41,818.98	37,261	37,261	42,758	42,758	42,758				
A9089.621 Other-Awards	2,599.59	1,000	1,651	1,600	1,600	1,600				
A9090.622 Emp. Assist Prog.	4,050.00	1,000	1,000	1,000	1,000	1,000				
TOTAL	1,420,775.00	1,498,427	1,499,078	1,655,064	1,651,509	1,650,583	0	1,650,583	0	1,650,583
SHORT-TERM DEBT										
A9730.701 BAN Int.-Jail	0.00	16,200	16,200	0	0	0				
A9760.701 TAN-Interest	0.00	86,363	86,363	69,482	69,482	69,482				
A9750.601 Budget Note	0.00	250,000	250,000	0	0	0				
A9750.701 Int.-Budget Note	0.00	12,500	12,500	0	0	0				
A9795.701 Interest Expense	2,268.03		0	0	0	0				
TOTAL	2,268.03	365,063	365,063	69,482	69,482	69,482	0	69,482	0	69,482
OTHER TRANSFERS										
A9950.530 Trans. to Cap. Proj. Mental Hlth. Bldg.	10,991.00	0	0	0	0	0				
TOTAL	10,991.00	0	0	0	0	0	0	0	0	0
**TOTAL UNDISTRIBUTED	1,434,034.03	1,863,490	1,864,141	1,724,546	1,720,991	1,720,065	0	1,720,065	0	1,720,065
**TOTAL GENERAL FUND APPROPRIATIONS	24,336,691.19	25,043,009	25,153,110	26,224,370	25,623,277	25,531,536	1,567,311	27,098,847	14,015,917	13,082,930

SPECIAL GRANT FUND ADMINISTRATION	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CD6290.100 Personal Serv.	73,023.56	85,000	85,000	87,975	87,975	87,975				
Total Personal Serv.	73,023.56	85,000	85,000	87,975	87,975	87,975				
CD6290.200 Equipment										
.220 Office Equipment	0.00	0	0	100	100	100				
.250 Other Equipment	0.00	0	0	1,100	1,100	1,100				
Total Equipment	0.00	0	0	1,200	1,200	1,200				
CD6290.400 Contractual										
.418 Other Contractual	25,670.62	26,200	26,200	17,724	17,724	17,724				
Total Contractual	25,670.62	26,200	26,200	17,724	17,724	17,724				
TOTAL	98,694.18	111,200	111,200	106,899	106,899	106,899				
<u>PARTICIPANT SUPPORT</u>										
CD6291.100 Personal Serv.	111,627.52	126,000	126,000	150,000	150,000	150,000				
Total Personal Serv.	111,627.52	126,000	126,000	150,000	150,000	150,000				
CD6291.400 Contractual										
.418 Other Contractual	48,562.58	30,000	30,000	30,000	30,000	30,000				
Total Contractual	48,562.58	30,000	30,000	30,000	30,000	30,000				
TOTAL	160,190.10	156,000	156,000	180,000	180,000	180,000				
<u>JOB TRAINING & SERVICE</u>										
CD6292.100 Personal Serv.	201,458.96	196,751	196,751	184,073	184,073	184,073				
Total Personal Serv.	201,458.96	196,751	196,751	184,073	184,073	184,073				
CD6292.200 Equipment										
.220 Office Equipment	0.00	0	0	800	800	800				
Total Equipment	0.00	0	0	800	800	800				
CD6292.400 Contractual										
.418 Other Contractual	252,877.99	281,559	281,559	181,111	181,111	181,111				
Total Contractual	252,877.99	281,559	281,559	181,111	181,111	181,111				
TOTAL	454,336.95	478,310	478,310	365,984	365,984	365,984				
<u>EMPLOYEE BENEFITS</u>										
CD9010.628 State Retirement	0.00	0	0	1,183	1,183	1,183				
CD9020.620 Medicare	3,823.09	0	0	6,119	6,119	6,119				
CD9030.630 Social Security	24,531.91	0	0	26,166	26,166	26,166				
CD9040.633 Workers Comp.	0.00	0	0	16,465	16,465	16,465				
CD9050.636 Unemployment Ins.	0.00	0	0	845	845	845				
CD9060.650 Hosp. & Med. Ins.	0.00	0	0	50,054	50,054	50,054				
CD9080.680 Disability	0.00	0	0	1,859	1,859	1,859				
TOTAL	28,355.00	0	0	102,691	102,691	102,691				
**TOTAL SPEC. GRANT FUND	741,576.23	745,510	745,510	755,574	755,574	755,574	0	755,574	755,574	0

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>SOLID WASTE FUND</u>										
CL8160.200 Equipment										
.220 Office Equipment	3,581.42	0	0	3,500	3,500	3,500				
Total Equipment	3,581.42	0	0	3,500	3,500	3,500				
CL8160.440 Contractual										
.411 Office Supplies	0.00	500	1,000	500	500	500				
.418 Other Contractual	367,901.79	1,984,788	2,008,450	2,183,060	2,183,060	2,183,060				
.441 Printing	5,507.93	1,000	2,000	2,548	2,548	2,548				
.461 Postage	3,889.60	3,500	5,000	5,000	5,000	5,000				
.462 Travel-in County	0.00	500	500	50	50	50				
.463 Travel-out County	0.00	0	0	350	350	350				
.465 Miscellaneous	0.00	6,770	0	0	0	0				
Total Contractual	377,299.32	1,997,058	2,016,950	2,191,508	2,191,508	2,191,508				
**TOTAL SOLID WASTE FUND	380,880.74	1,997,058	2,016,950	2,195,008	2,195,008	2,195,008	0	2,195,008	2,195,008	0

HIGHWAY-COUNTY ROAD FUND

TRAFFIC SAFETY

D3310.100 Personal Serv.	28,298.53	24,242	24,242	28,884	27,684	27,684				
.101 Overtime	368.42	0	0	400	400	400				
Total Personal Serv.	28,666.95	24,242	24,242	29,284	28,084	28,084				
D3310.200 Equipment										
.250 Other Equipment	0.00	500	500	500	500	500				
.251 Safety Equipment	870.10	3,000	3,000	1,500	1,500	1,500				
Total Equipment	870.10	3,500	3,500	2,000	2,000	2,000				
D3310.400 Contractual										
.418 Other Contractual	47,870.51	45,000	45,000	45,000	45,000	45,000				
.442 Equipment Rental	17,125.47	20,000	20,000	20,000	20,000	20,000				
Total Contractual	64,995.98	65,000	65,000	65,000	65,000	65,000				
TOTAL	94,533.03	92,742	92,742	96,284	95,084	95,084				

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>ADMINISTRATION</u>										
D5010.100 Personal Serv.	106,368.71	108,320	108,320	111,689	111,689	111,689				
.101 Overtime	195.04	0	0	100	100	100				
Total Personal Serv.	106,563.75	108,320	108,320	111,789	111,789	111,789				
D5010.200 Equipment										
.210 Furn. & Furnish.	335.16	265	265	0	0	0				
.220 Office Equipment	457.32	0	0	0	0	0				
Total Equipment	792.48	265	265	0	0	0				
D5010.400 Contractual										
.411 Office Supplies	1,156.83	1,750	1,815	1,250	1,250	1,250				
.418 Other Contractual	698.54	750	750	1,000	1,000	1,000				
.441 Printing	287.04	2,200	2,200	300	300	300				
.461 Postage	595.11	750	750	750	750	750				
.462 Travel-in County	746.87	1,000	1,000	50	50	50				
.463 Travel-out County	0.00	0	0	806	806	806				
.481 Professional Dues	0.00	0	0	144	144	144				
Total Contractual	3,484.39	6,450	6,515	4,300	4,300	4,300				
TOTAL	110,840.62	115,035	115,100	116,089	116,089	116,089				
D5020.418 Engineer Expense	1,984.88	5,000	5,000	5,000	5,000	5,000				
TOTAL	1,984.88	5,000	5,000	5,000	5,000	5,000				
<u>MAINTENANCE</u>										
D5110.100 Personal Serv.	273,325.79	236,305	236,305	266,382	266,382	266,382				
.101 Overtime	2,854.59	0	0	3,000	3,000	3,000				
Total Personal Serv.	276,180.38	236,305	236,305	269,382	269,382	269,382				
D5110.400 Contractual										
.418 Other Contractual	185,017.69	254,300	254,300	254,300	254,300	254,300				
.431 Insurance	44,665.54	41,986	41,986	39,590	39,590	39,590				
.441 Printing	104.16	300	300	150	150	150				
.442 Equipment Rental	221,894.71	150,000	150,000	150,000	150,000	150,000				
Total Contractual	451,682.10	446,586	446,586	444,040	444,040	444,040				
TOTAL	727,862.48	682,891	682,891	713,422	713,422	713,422				

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>ROAD CONSTRUCTION</u>										
D5112.100 Personal Serv.	37,129.57	79,668	79,668	80,600	77,600	77,600				
.101 Overtime	3,907.30	0	0	5,000	5,000	5,000				
Total Personal Serv.	41,036.87	79,668	79,668	85,600	82,600	82,600				
D5112.400 Contractual										
.418 Other Contractual	363,461.74	388,406	388,406	402,806	402,806	327,806				
.442 Equipment Rental	81,263.69	125,000	125,000	125,000	125,000	75,000				
Total Contractual	444,725.43	513,406	513,406	527,806	527,806	402,806				
TOTAL	485,762.30	593,074	593,074	613,406	610,406	485,406				
<u>BRIDGES</u>										
D5120.100 Personal Serv.	49,551.11	79,172	79,172	64,250	61,250	61,250				
.101 Overtime	719.20	0	0	1,000	1,000	1,000				
Total Personal Serv.	50,270.31	79,172	79,172	65,250	62,250	62,250				
D5120.400 Contractual										
.418 Other Contractual	862.82	4,000	4,000	4,000	4,000	4,000				
.442 Equipment Rental	66,042.29	10,000	10,000	10,000	10,000	10,000				
Total Contractual	66,905.11	14,000	14,000	14,000	14,000	14,000				
TOTAL	117,175.42	93,172	93,172	79,250	76,250	76,250				
<u>SNOW REMOVAL - COUNTY</u>										
D5142.100 Personal Serv.	2,391.80	4,050	4,050	3,655	3,655	3,655				
.101 Overtime	1,512.30	0	0	3,000	3,000	3,000				
Total Personal Serv.	3,904.10	4,050	4,050	6,655	6,655	6,655				
D5142.400 Contractual										
.418 Other Contractual	367,160.54	384,014	384,656	406,707	406,707	406,707				
.442 Equipment Rental	6,210.28	4,000	4,000	8,000	8,000	8,000				
Total Contractual	373,370.82	388,014	388,656	414,707	414,707	414,707				
TOTAL	377,274.92	392,064	392,706	421,362	421,362	421,362				
<u>SNOW REMOVAL - STATE</u>										
D5144.100 Personal Serv.	13,857.56	0	0	0	0	0				
.101 Overtime	9,284.31	0	0	0	0	0				
Total Personal Serv.	23,141.87	0	0	0	0	0				
TOTAL	23,141.87	0	0	0	0	0				

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>PARK ADMINISTRATION</u>										
D7180.100 Personal Serv.	7,180.44	8,304	8,304	8,824	8,824	8,824				
.101 Overtime	49.14	0	0	100	100	100				
Total Personal Serv.	7,229.58	8,304	8,304	8,924	8,924	8,924				
D7180.200 Equipment										
.250 Other Equipment	259.96	1,000	1,000	0	0	0				
.251 Safety Equipment	800.00	5,150	5,150	1,000	1,000	1,000				
Total Equipment	1,059.96	6,150	6,150	1,000	1,000	1,000				
D7180.400 Contractual										
.411 Office Supplies	0.00	50	50	50	50	50				
.418 Other Contractual	31,198.11	28,400	28,400	21,700	21,700	21,700				
.421 Telephone	1,629.43	1,000	1,000	1,000	1,000	1,000				
.422 Niagara Mohawk	4,980.60	5,275	5,275	6,000	6,000	6,000				
.423 Water	339.60	250	250	250	250	250				
.431 Insurance	586.65	601	601	775	775	775				
.441 Printing	139.99	150	150	25	25	25				
.442 Equipment Rental	2,029.16	1,000	1,000	1,200	1,200	1,200				
.446 Tires & Repairs	0.00	50	50	150	150	150				
.448 Filters & Parts	168.03	150	150	500	500	500				
.461 Postage	207.00	150	150	150	150	150				
Total Contractual	41,278.57	37,076	37,076	31,800	31,800	31,800				
TOTAL	49,568.11	51,530	51,530	41,724	41,724	41,724				
Interfund Transfer						24,126				
TOTAL PARK ADMINISTRATION						65,850			65,850	
<u>EMPLOYEE BENEFITS</u>										
D9010.628 State Retirement	0.00	1,176	1,176	2,070	2,070	2,070				
D9020.620 Medicare	4,106.30	7,951	7,951	8,305	8,201	8,201				
D9030.630 Social Security	36,826.61	33,997	33,997	35,510	35,064	35,064				
D9040.633 Workers Comp.	8,658.00	9,240	9,240	10,235	10,235	10,235				
D9050.636 Unemploymt. Ins.	0.00	1,032	1,032	1,495	1,495	1,495				
D9060.650 Hosp. & Med. Ins.	65,254.58	78,915	78,915	91,312	91,312	91,312				
D9080.680 Disability	0.00	3,264	3,264	3,289	3,289	3,289				
TOTAL	114,845.49	135,575	135,575	152,216	151,666	151,666				
<u>ROAD FUND DEBT SERVICE</u>										
D9740.601 Principal-Capital										
Notes-Bridges	25,000.00	0	0	0	0	0				
D9740.701 Int. Cap. Notes										
- Bridges	1,600.00	0	0	0	0	0				
TOTAL	26,600.00	0	0	0	0	0				
D1990.418 CONTINGENT FUND	0	0	0	0	0	0				

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>TRANSFERS</u>										
D9901.556 Transfer to Debt Serv.-Park	12,938.89	8,145	8,145	24,126	24,126	24,126				
TOTAL	12,938.89	8,145	8,145	24,126	24,126	24,126				
**TOTAL COUNTY ROAD FUND	2,142,528.01	2,169,228	2,169,935	2,262,879	2,255,129	2,130,129	0	2,130,129	688,850	1,441,279
<u>HIGHWAY-MACHINERY FUND MAINTENANCE</u>										
DM5130.100 Personal Serv. .101 Overtime	60,349.52 167.88	65,553	65,553	65,000 200	65,000 200	65,000 200				
Total Personal Serv.	60,517.40	65,553	65,553	65,200	65,200	65,200				
DM5130.200 Equipment .240 Hwy. & St. Equip. .250 Other Equipment .251 Safety Equipment	109,560.92 2,100.00 2,314.56	206,000 0 3,500	203,837 4,550 3,500	277,000 15,000 3,000	202,000 10,000 3,000	202,000 10,000 3,000				
Total Equipment	113,975.48	209,500	211,887	295,000	215,000	215,000				
DM5130.400 Contractual .413 Gasoline .418 Other Contractual .421 Telephone .422 Niagara Mohawk .423 Water .427 NYS Elec. & Gas .431 Insurance .441 Printing .446 Tires & Repairs .448 Filters & Parts .449 Fuel Oil .463 Travel-out County	13,029.37 48,245.03 5,771.93 11,123.40 454.84 7,376.50 2,192.82 403.78 9,821.13 42,823.10 22,781.36 1.85	15,000 61,400 5,500 10,000 800 13,000 4,549 500 12,000 50,000 28,000 25	15,000 61,400 5,500 10,000 800 13,000 4,549 500 12,000 50,000 28,000 25	15,000 50,000 5,800 13,000 500 12,000 2,755 500 12,000 50,000 25,000 25	15,000 50,000 5,800 13,000 500 12,000 2,755 500 12,000 50,000 25,000 25	15,000 50,000 5,800 13,000 500 12,000 2,755 500 12,000 50,000 25,000 25				
Total Contractual	164,025.11	200,774	200,774	186,580	186,580	186,580				
TOTAL	338,517.99	475,827	478,214	546,780	466,780	466,780				

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>FUEL FARM</u>										
DM5140.100 Personal Serv.	15,806.71	12,529	12,529	14,400	14,400	14,400				
.101 Overtime	1,709.12	0	0	200	200	200				
Total Personal Serv.	17,515.83	12,529	12,529	14,600	14,600	14,600				
DM5140.200 Equipment										
.210 Furn. & Furnish.	125.18	0	0	0	0	0				
.220 Office Equipment	3,745.13	0	0	9,200	9,200	9,200				
.250 Other Equipment	887.90	21,400	21,400	20,000	20,000	20,000				
.251 Safety Equipment	0.00	4,900	4,900	0	0	0				
Total Equipment	4,758.21	26,300	26,300	29,200	29,200	29,200				
DM5140.400 Contractual										
.411 Office Supplies	173.32	500	500	500	500	500				
.413 Gasoline	128,045.74	150,000	150,000	150,000	150,000	150,000				
.418 Other Contractual	83,167.85	4,160	4,160	5,000	5,000	5,000				
.421 Telephone	462.20	0	0	0	0	0				
.431 Insurance	992.85	1,663	1,663	2,040	2,040	2,040				
.442 Equipment Rental	1,773.45	0	0	0	0	0				
.448 Filters & Parts	112.44	500	500	1,500	1,500	1,500				
.449 Fuel Oil	96,839.40	125,000	125,000	125,000	125,000	125,000				
.461 Postage	88.34	100	100	100	100	100				
Total Contractual	311,655.59	281,923	281,923	284,140	284,140	284,140				
TOTAL	333,929.63	320,752	320,752	327,940	327,940	327,940				
DM1990.418 CONTINGENT FUND	0	1,348	31,380	29,060	29,060	29,060				
TOTAL FUEL FARM						357,000			357,000	0
<u>EMPLOYEE BENEFITS</u>										
DM9010.628 State Retirement	0.00	163	163	388	388	388				
DM9020.620 Medicare	656.18	1,005	1,005	1,029	1,029	1,029				
DM9030.630 Social Security	5,317.98	4,298	4,298	4,399	4,399	4,399				
DM9040.633 Workers Comp.	1,039.00	1,155	1,155	1,335	1,335	1,335				
DM9050.636 Unemployment, Ins.	0.00	129	129	195	195	195				
DM9060.650 Hosp. & Med. Ins.	6,087.34	7,046	7,046	7,934	7,934	7,934				
DM9080.680 Disability	0.00	408	408	429	429	429				
TOTAL	13,100.50	14,204	14,204	15,709	15,709	15,709				
<u>TRANSFERS</u>										
DM9901.556 Transfer to Debt Service	17,859.40	0	0	0	0	0				
DM9950.521 Transfer to Cap. Reserve Equip.	100,000.00	0	0	0	0	0				
TOTAL	117,859.40	0	0	0	0	0				
**TOTAL MACHINERY FUND	803,407.52	812,131	844,550	919,489	839,489	839,489	0	839,489	701,700	137,789
**TOTAL HIGHWAY APPROPRIATIONS	2,945,935.53	2,981,359	3,014,485	3,182,368	3,094,618	2,969,618	0	2,969,618	1,390,550	1,579,068

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SELF INSURANCE FUND										
<u>ADMINISTRATION</u>										
S1710.100 Personal Serv.	33,497.98	32,136	32,136	35,406	35,406	35,406				
Total Personal Serv.	33,497.98	32,136	32,136	35,406	35,406	35,406				
S1710.200 Equipment										
.220 Office Equipment	1,738.83	0	0	0	0	0				
.250 Other Equipment	175.98	0	0	0	0	0				
Total Equipment	1,914.81	0	0	0	0	0				
S1710.400 Contractual										
.411 Office Supplies	670.23	800	800	800	800	800				
.418 Other Contractual	48,714.71	45,500	45,500	76,090	76,090	76,090				
.419 M. L. R.	2,926.61	3,237	3,237	3,467	3,467	3,467				
.421 Telephone	558.51	550	550	550	550	550				
.431 Insurance	2,187.14	2,297	2,297	2,815	2,815	2,815				
.441 Printing	953.96	800	800	800	800	800				
.461 Postage	982.68	1,200	1,200	1,200	1,200	1,200				
.462 Travel	1,149.58	1,800	1,800	1,800	1,800	1,800				
.481 Professional Dues	0.00	70	70	55	55	55				
Total Contractual	58,143.42	56,254	56,254	87,577	87,577	87,577				
TOTAL	93,556.21	88,390	88,390	122,983	122,983	122,983				
<u>RECIPIENTS BENEFITS</u>										
S1720.466 Med/Hosp/Misc.	143,600.55	140,000	140,000	160,000	160,000	160,000				
S1720.467 Comp. Payments	242,928.39	220,000	220,000	220,000	220,000	220,000				
TOTAL	386,528.94	360,000	360,000	380,000	380,000	380,000				
<u>EMPLOYEE BENEFITS</u>										
S9010.628 State Retirement	0.00	56	56	60	60	60				
S9020.620 Medicare	0.00	0	0	514	514	514				
S9030.630 Social Security	2,562.58	2,459	2,459	2,196	2,196	2,196				
S9040.633 Workers Comp.	609.00	482	482	557	557	557				
S9050.636 Unemploymt. Ins.	0.00	54	54	82	82	82				
S9060.650 Health Ins.	840.24	724	724	4,620	4,620	4,620				
S9070.670 Blue Menu	270.00	838	838	816	816	816				
S9080.680 Disability	0.00	136	136	143	143	143				
TOTAL	4,281.82	4,749	4,749	8,988	8,988	8,988				
<u>DEBT SERVICE</u>										
S9795.770 Interest on Loan	0.00	0	0	0	0	0				
TOTAL	0.00	0	0	0	0	0				
**TOTAL SELF INSURANCE FUND	484,366.97	453,139	453,139	511,971	511,971	511,971	0	511,971	511,971	0

	EXPENDED 1991	BUDGET ADOPTED 1992	BUDGET ADJUSTED 7/29/92	DEPT. REQUEST 1993	COMM. RECOMM.	ADOPTED 1993	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
DEBT SERVICE FUND										
<u>(LONG TERM DEBT)</u>										
V1380.418 Fiscal & Paying Agent Fees	1,291.50	1,000	1,000	2,000	2,000	2,000				
V9710.601 Serial Bds.-Princ	310,800.00	305,000	305,000	305,000	305,000	305,000				
V9710.701 Serial Bds.-Int.	316,055.00	293,750	293,750	271,845	271,845	271,845				
V9720.601 Stat. Installmt. Bond-Jail Prin.	0.00	0	0	25,000	25,000	25,000				
V9720.701 Stat. Installmt. Bond-Jail Int.	0.00	0	0	17,150	17,150	17,150				
**TOTAL DEBT SERVICE	<u>628,146.50</u>	<u>599,750</u>	<u>599,750</u>	<u>620,995</u>	<u>620,995</u>	<u>620,995</u>	<u>0</u>	<u>620,995</u>	<u>116,526</u>	<u>504,469</u>
*****GRAND TOTAL-ALL FUNDS										
ALL APPROPRIATIONS	<u>29,517,597.16</u>	<u>31,819,825</u>	<u>31,982,944</u>	<u>33,490,286</u>	<u>32,801,443</u>	<u>32,584,702</u>	<u>1,567,311</u>	<u>34,152,013</u>	<u>18,985,546</u>	<u>15,166,467</u>
	*****	*****	*****	*****	*****	*****	*****	*****	*****	*****
<u>LESS INTERFUND TRANSFERS</u>										
Machine Fund to Debt Service	17,859.40									
Mach Fund to Cap. Res. Eq.	100,000.00									
Gen Fd to Cap Proj MH Bldg.	10,991.00									
Road Fund to Debt Service	12,938.89	8,145	8,145	24,126	(24,126)	(24,126)	0	(24,126)	0	(24,126)
**TOTAL TRANSFERS	<u>(141,789.29)</u>	<u>(8,145)</u>	<u>(8,145)</u>	<u>(24,126)</u>	<u>(24,126)</u>	<u>(24,126)</u>	<u>0</u>	<u>(24,126)</u>	<u>0</u>	<u>(24,126)</u>
*****GRAND TOTAL-ALL FUNDS										
ALL APPROPRIATIONS EXCLUDING INTERFUND	<u>29,375,807.87</u>	<u>31,811,680</u>	<u>31,974,799</u>	<u>33,466,160</u>	<u>32,777,317</u>	<u>32,560,576</u>	<u>1,567,311</u>	<u>34,127,887</u>	<u>18,985,546</u>	<u>15,142,341</u>
								<u>Less Employee Benefits</u>		<u>1,567,311</u>
										<u>1,567,311</u>
								<u>32,560,576</u>		<u>13,575,030</u>

**COUNTY NURSING HOME ENTERPRISE FUND
BUDGET FOR 1993**

<u>REVENUES</u>	ADOPTED 1992	REQUESTED 1993	COMMITTEE RECOMMENDATION	ADOPTED 1993
EH 1801 Medicaid	3,621,893	3,735,933	3,735,933	3,735,933
EH 1830 Private Pay	558,134	564,774	564,774	564,774
EH 1870 Medicare	30,000	79,331	79,331	79,331
EH 1880 Meals	15,000	10,000	10,000	10,000
EH 2401 Interest Earned	8,000	2,500	2,500	2,500
EH 2410 M. L. R.	34,447	35,038	35,038	35,038
EH 2770 Energy Grant	0	23,000	23,000	23,000
Less Recoupment	(146,097)	0	(20,000)	(20,000)
TOTAL REVENUES	4,121,377	4,450,576	4,430,576	4,430,576

APPROPRIATIONS

ADMINISTRATION				
EH 6030.100 Personal Serv.	2,361,358	2,463,347	2,278,347	2,278,347
EH 6030.101 Overtime	0	0	170,000	170,000
EH 6030.200 Equipment*	43,850	58,035	58,035	58,035
EH 6030.400 Contractual**	1,151,241	1,281,502	1,276,502	1,276,502
EMPLOYEE BENEFITS				
EH 9010.628 State Retirement	5,012	7,551	7,551	7,551
EH 9020.620 Medicare	0	35,719	35,719	35,719
EH 9030.630 Social Security	180,644	152,728	152,728	152,728
EH 9040.633 Workers Compensation	65,835	76,540	76,540	76,540
EH 9050.636 Unemployment Insurance	7,353	11,180	11,180	11,180
EH 9060.650 Hospital & Medical Ins.	228,180	280,428	280,428	280,428
EH 9070.670 Blue Menu/Management	0	0	0	0
EH 9080.680 Disability	12,104	16,302	16,302	16,302
DEBT SERVICE				
EH 9710.601 Serial Bonds-Principal	40,000	40,000	40,000	40,000
EH 9710.701 Serial Bonds-Interest	25,800	22,360	22,360	22,360
EH 9770.701 Revenue Antic. Note-Int.	0	4,884	4,884	4,884
TOTAL APPROPRIATIONS	4,121,377	4,450,576	4,430,576	4,430,576

***EQUIPMENT**

Replace Airlock	5,000.00
Parking Lot Repair	5,000.00
Cubicle Curtains/Drapes	15,000.00
Patient Care Software	2,500.00
Heat Exchanger	1,250.00
Kitchen Heater Booster	1,700.00
Water Softener	5,000.00
Tilt Fry Pan	3,585.00
Air Curtain	5,000.00
Food Blender	1,000.00
Rotary Toaster	800.00
Floor Mixer	2,500.00
Can Crusher	500.00
Tray Cart (3)	1,200.00
Miscellaneous	8,000.00

58,035.00

***CONTRACTUAL**

Total	1,276,502.00
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Serial Bond-Roof

LONG TERM DEBT

ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT
10/1/82	2/1/98	8.60%	280,00

SCHEDULE II**ESTIMATED REVENUES OTHER THAN REAL ESTATE TAXES - ALL FUNDS 1993**

	ACTUAL 1991	ADOPTED 1992	DEPT. PROJECTION 1993	BUDGET COMMITTEE ESTIMATE	ADOPTED 1993
<u>REAL PROPERTY TAXES</u>					
A1001 Real Property Taxes	4,874,216.43	0	0	0	0
TOTAL REAL PROPERTY TAXES	4,874,216.43	0	0	0	0
<u>REAL PROPERTY TAX ITEMS</u>					
A1002 Watershed Protection District	16,842.00	17,264	17,167	17,167	17,167
A1051 Gain from Sale of Tax Acquired Prop.	36,749.99	20,000	35,000	35,000	35,000
A1081 Payment in Lieu of Taxes	79,147.31	42,000	79,553	79,553	79,553
A1090 Interest & Penalties on Real Prop. Taxes	528,453.61	455,000	470,000	470,000	470,000
TOTAL REAL PROPERTY TAX ITEMS	661,192.91	534,264	601,720	601,720	601,720
<u>NON PROPERTY TAXES</u>					
A1110 Sales Tax - County Share	3,767,550.10	4,263,464	4,348,733	4,448,733	5,348,733
A1115 To Reduce Tax Levy-Towns	284,030.39	0	0	0	0
TOTAL NON PROPERTY TAXES	4,051,580.49	4,263,464	4,348,733	4,448,733	5,348,733
<u>DEPARTMENTAL INCOME</u>					
A1140 Emergency Telephone System Surcharge	56,187.99	0	26,000	26,000	26,000
A1210 Probation Fees	1,907.77	2,000	2,000	2,000	2,000
A1211 Probation Supervision Fees	0.00	0	7,500	7,500	7,500
A1230 Treasurer's Fees	42,998.65	30,000	35,000	35,000	35,000
A1235 Charges for Tax Advertising Expenses	3,985.00	5,000	6,000	6,000	6,000
A1250 Tax Map Fees	7,173.45	5,100	5,500	5,500	5,500
A1255 County Clerk Fees	260,125.06	267,000	277,000	277,000	277,000
A1260 Civil Service Exam Fees	2,000.00	1,000	1,000	1,000	1,000
A1265 County Attorney Fees	72,563.96	85,300	85,807	85,807	85,807
A1270 Shared Services (Buildings & Grounds)	258,662.02	272,300	287,897	287,897	287,897
A1271 Shared Services (Equipment Repair)	10,482.00	0	0	0	0
A1275 Shared Services (Data Processing)	28,438.00	27,366	31,500	34,327	34,327
A1510 Sheriff Fees	31,614.79	37,000	40,000	40,000	40,000
A1515 Alternative to Incarceration (1% Fee)	141.15	0	0	0	0
A1550 Dog Control Fees	6,789.00	11,800	11,800	11,800	11,800
A1580 Restitution	260.00	0	0	0	0
A1601 Public Health - Miscellaneous	571.50	1,000	1,000	1,000	1,000
A1602 Public Health - Medicare	158,931.77	160,000	400,000	400,000	400,000
A1603 Public Health - Medicaid	257,499.42	300,000	130,000	130,000	130,000
A1604 Public Health - Self Pay	4,615.80	5,500	2,000	2,000	2,000
A1605 Public Health - Other Insurance	54,847.36	55,000	60,000	60,000	60,000
A1606 Public Health - PHC Program	281.54	500	2,000	2,000	2,000
A1607 Public Health - Environmental Health	35,175.00	35,000	40,000	40,000	40,000
A1620 Mental Health & CSS Fees	603,084.79	631,330	653,662	653,662	653,662
A1801 Medical Assistance	88,069.66	70,000	90,000	90,000	90,000
A1809 Aid to Dependent Children	341,476.07	300,000	375,000	375,000	375,000
A1811 Child Support - Incentive Earnings	47,472.00	48,000	53,750	53,750	53,750
A1819 Child Care	31,735.91	30,000	30,000	30,000	30,000
A1823 Juvenile Delinquent	28,896.07	30,000	10,000	10,000	10,000

	ACTUAL 1991	ADOPTED 1992	DEPT. PROJECTION 1993	BUDGET COMMITTEE ESTIMATE	ADOPTED 1993
DEPARTMENTAL INCOME (CON'T)					
A1840 Home Relief	92,137.72	100,000	100,000	100,000	100,000
A1842 Emergency Aid - Adults	1,318.37	0	0	0	0
A1848 Burials	1,280.13	0	0	0	0
A1972 Programs for the Aging	38,723.23	24,800	32,300	32,300	32,300
A1973 Lifeline - Office for the Aging	30,954.49	39,879	39,532	39,532	39,532
A2000 Tourism	4,632.00	300	4,400	4,400	4,400
A2070 Contributions - Private Agencies - Youth	1,083.32	0	0	0	0
TOTAL DEPARTMENTAL INCOME	2,606,114.99	2,575,175	2,840,648	2,843,475	2,843,475
<u>INTERGOVERNMENTAL CHARGES</u>					
A2210 Tax & Assessment Services	33,100.12	0	0	0	0
A2215 Election Services	3,324.02	50	3,400	3,400	3,400
A2260 Police Services	76,918.83	64,186	64,749	64,749	64,749
A2264 Jail Facilities	348,049.24	525,000	180,000	180,000	180,000
A2268 Dog Control Services	28,163.70	32,000	32,000	32,000	32,000
TOTAL INTERGOVERNMENTAL CHARGES	489,555.91	621,236	280,149	280,149	280,149
<u>USE OF MONEY AND PROPERTY</u>					
A2401 Interest & Earnings	275,365.73	225,000	185,000	185,000	185,000
A2402 Interest Reserve	12,770.42	0	0	0	0
A2410 Rental of Real Property	12,374.00	10,000	4,500	4,500	4,500
A2414 Equipment Rental - Private	1,920.00	1,680	1,680	1,680	1,680
A2450 Commissions	15,063.45	10,000	10,000	10,000	10,000
TOTAL USE OF MONEY AND PROPERTY	317,493.60	246,680	201,180	201,180	201,180
<u>PERMITS - FINES & FORFEITURES</u>					
A2590 Permits (Pistol)	2,110.00	1,500	1,500	1,500	1,500
A2610 Fines & Forfeited Bail	1,875.00	6,000	1,000	1,000	1,000
A2615 Stop DWI Program	99,763.20	87,059	92,457	92,457	92,457
TOTAL PERMITS - FINES & FORFEITURES	103,748.20	94,559	94,957	94,957	94,957
<u>SALE OF PROPERTY & COMPENSATION FOR LOSS</u>					
A2650 Sale of Scrap	0.00	0	0	0	0
A2655 Minor Sales	0.00	50	60	60	60
A2660 Sales of Real Property	150.00	0	0	0	0
A2665 Sale of Equipment	0.00	0	1,500	1,500	1,500
A2680 Insurance Recoveries	21,065.80	10,000	10,000	10,000	10,000
A2690 Other Compensation for Loss	0.00	100	25	25	25
TOTAL SALE OF PROPERTY & COMP. FOR LOSS	21,215.80	10,150	11,585	11,585	11,585

	ACTUAL 1991	ADOPTED 1992	DEPT. PROJECTION 1993	BUDGET COMMITTEE ESTIMATE	ADOPTED 1993
<u>MISCELLANEOUS</u>					
A2701 Refund Prior Years	165,672.31	65,000	65,000	66,800	66,800
A2720 OTB Distribution of Earnings	63,267.00	65,000	65,000	65,000	65,000
A2770 Other Miscellaneous	17,859.50	12,000	10,000	10,000	10,000
TOTAL MISCELLANEOUS	246,798.81	142,000	140,000	141,800	141,800
<u>STATE AID</u>					
A3021 NYS Court House Maintenance	9,378.75	9,561	9,926	9,926	9,926
A3040 Real Property - Administrative Training	374.16	300	500	500	500
A3060 Records Management	14,710.00	8,682	0	0	0
A3089 Assigned Counsel & Correctional Prosecut.	21,003.80	25,000	25,000	25,000	25,000
A3090 Insurance Reimbursement-Court Employees	3,794.82	0	0	0	0
A3264 NYS Lunch Program	3,427.63	1,000	1,000	1,000	1,000
A3277 Education-Handicapped Children	864,399.46	1,064,215	1,123,722	1,075,216	1,075,216
A3305 Civil Defense	0.00	0	0	0	0
A3310 Probation Services	159,347.17	164,671	174,541	167,803	167,803
A3311 Alternative to Incarceration	9,649.00	21,466	21,466	21,466	21,466
A3312 Probation - Domestic Violence	53,980.19	25,000	0	0	0
A3315 Navigation Law Enforcement	37,408.71	25,500	33,125	33,125	33,125
A3326 Crime Victims	7,307.50	12,356	12,788	12,788	12,788
A3330 Security Costs - Court Reform	32,161.72	40,000	35,790	35,790	35,790
A3389 Civil Defense - Kodak Settlement	5,000.00	5,000	5,000	0	0
A3401 Public Health	380,726.30	345,000	335,000	327,000	327,000
A3425 Laboratories	5,227.09	4,800	0	0	0
A3442 Rabies	0.00	0	0	0	0
A3446 Handicapped Children	17,921.06	15,000	15,000	15,000	15,000
A3472 Special Health Program - LEAD	6,379.00	4,000	15,000	15,000	15,000
A3482 Adult Polio & TB Inpatient	0.00	80	400	400	400
A3484 Drug Abuse	211,101.35	231,416	231,715	231,416	231,416
A3486 Alcohol Abuse	123,612.00	95,111	118,500	95,111	95,111
A3490 Mental Health	1,069,454.00	982,849	959,126	974,210	974,210
A3594 Mass Transportation	4,121.45	0	0	0	0
A3601 Medical Assistance	29,048.00	85,278	83,948	83,948	83,948
A3602 Long Term Care	59,870.00	45,000	55,000	55,000	55,000
A3609 Aid to Dependent Children	990,626.00	1,016,696	963,046	963,046	963,046
A3610 Social Services Administration	928,019.00	649,795	949,910	949,910	923,333
A3611 Food Stamps	126,477.00	145,115	120,000	117,310	117,310
A3619 Child Care	124,448.00	184,230	187,358	187,358	187,358
A3623 Juvenile Delinquent	63,975.29	80,000	80,000	80,000	80,000
A3635 JOBS	5,564.00	5,214	10,212	10,212	10,212
A3640 Home Relief	474,869.00	548,900	433,343	433,343	433,343
A3642 Emergency Aid - Adults	1,959.00	2,250	2,250	2,250	2,250
A3648 Burials	8,643.00	12,000	16,800	16,800	16,800
A3670 Service for Recipients	2,782.00	96,773	0	0	0
A3710 Veteran's Aid	3,250.00	3,250	3,250	3,250	3,250
A3715 Tourism - I LOVE NY	40,690.78	27,024	27,024	26,315	26,315
A3772 Programs for the Aging	252,609.04	255,715	321,178	321,178	321,178
A3820 Youth Programs	65,277.84	81,038	80,573	69,009	69,009
A3830 Youth Board	15,152.50	19,959	19,654	19,654	19,654
A3910 Environmental Control	1,221.57	1,000	0	0	0
A3989 Weights & Measures	2,050.00	0	2,050	2,050	2,050
TOTAL STATE AID	6,237,017.18	6,340,244	6,473,195	6,384,074	6,354,807

FEDERAL AID

	ACTUAL 1991	ADOPTED 1992	DEPT. PROJECTION 1993	BUDGET COMMITTEE ESTIMATE	ADOPTED 1993
A4089 Adm. of Rent Subsidy	101,460.00	92,298	103,455	103,455	103,455
A4264 Federal Lunch Program	13,082.57	13,000	13,000	13,000	13,000
A4305 Civil Defense	14,403.00	14,000	14,000	14,000	14,000
A4325 DCJS-Narcotics Enforcement Surveillance	6,933.75		0	0	0
A4401 Public Health - IHAP	58,345.94	61,116	74,800	74,800	74,800
A4601 Medical Assistance	205,713.00	183,000	153,437	153,437	153,437
A4609 Aid to Dependent Children	1,539,871.00	1,864,450	1,788,350	1,788,350	1,788,350
A4610 Social Services Administration	939,258.00	788,510	926,215	926,215	899,057
A4611 Food Stamp Program	136,773.00	127,824	140,779	140,779	137,425
A4619 Child Care	138,254.00	171,580	161,000	161,000	161,000
A4635 JOBS	9,415.00	9,582	19,580	19,580	19,580
A4641 HEAP - Fuel Aid Program	535,197.00	400,000	400,000	400,000	400,000
A4670 Service for Recipients	16,631.00	47,603	0	0	0
A4772 Programs for the Aging	237,337.73	235,487	174,278	174,278	174,278
TOTAL FEDERAL AID	3,952,674.99	4,008,450	3,968,894	3,968,894	3,938,382
A5031 Transfer from Capital Reserve	25,000.00	0	0	0	0
A5060 Other Financing Sources-Retirement Credit	25,143.00	0	0	0	0
**TOTAL GENERAL FUND	23,611,752.31	18,836,222	18,961,061	18,976,567	19,816,788

SPECIAL GRANT FUND

CD2070 JTPA - County Programs	68,576.34	77,000	59,616	59,616	59,616
CD2401 Interest Earned	2,683.72	0	0	0	0
CD3790 NYS Monies	21,849.31	0	8,934	8,934	8,934
CD4790 Federal Aid	644,173.72	668,510	687,024	687,024	687,024
CD5060 Other Financing Sources-Retirement Credit	559.00	0	0	0	0
**TOTAL SPECIAL GRANT FUND	737,842.09	745,510	755,574	755,574	755,574

SOLID WASTE FUND

CL1090 Interest & Penalties	856.70		0	0	0
CL1289 Administration Fees	11,182.00		23,896	23,896	23,896
CL2130 Solid Waste/Recycling Fees	332,502.37	1,972,518	2,171,112	2,171,112	2,171,112
CL2401 Interest Earned	2,269.27		0	0	0
CL3989 NYS Grant	10,000.00	24,540	0	0	0
CL5031 Transfer from Capital Reserve	29,116.00		0	0	0
**TOTAL SOLID WASTE FUND	385,926.34	1,997,058	2,195,008	2,195,008	2,195,008

COUNTY ROAD FUND

D1001 Real Property Taxes	1,448,592.00	0	0	0	0
D2025 Special Recreational Facility Charges	62,507.00	59,675	65,850	65,850	65,850
D2302 Snow Removal - State	597.94	0	0	0	0
D2401 Interest Earned	38,040.83	15,000	15,000	15,000	15,000
D2650 Sale of Scrap	355.28	2,000	500	500	500
D2655 Minor Sales	9,158.15	7,500	7,500	7,500	7,500
D2665 Sale of Equipment	2,000.00	0	0	0	0
D2680 Insurance Recoveries	8,888.32	0	0	0	0
D2701 Refund Prior Years	6,728.00	0	0	0	0
D2770 Other Miscellaneous	200.00	0	0	0	0
D3501 Consolidated Highway Aid	686,461.00	686,461	600,000	600,000	600,000
D4525 Safer Off Systems Program	677.22		0	0	0
D4785 Ice Storm Grant	52,722.00		0	0	0
D5060 Other Financing Sources-Retirement Credit	1,694.00	0	0	0	0
**TOTAL COUNTY ROAD FUND	2,318,621.74	770,636	688,850	688,850	688,850

	ACTUAL 1991	ADOPTED 1992	DEPT. PROJECTION 1993	BUDGET COMMITTEE ESTIMATE	ADOPTED 1993
<u>MACHINERY FUND</u>					
DM1001 Real Property Taxes	29,968.00	0	0	0	0
DM1270 Shared Service Charge	47,450.43	47,100	82,000	82,000	82,000
DM2300 Service to Other Governments	9,703.06	10,000	10,000	10,000	10,000
DM2333 Other Governments - Fuel Farm	245,063.42	275,000	275,000	275,000	275,000
DM2401 Interest Earned	27,669.96	15,000	15,000	15,000	15,000
DM2650 Sale of Scrap	53.50	500	500	500	500
DM2655 Minor Sales	718.60	531	0	0	0
DM2665 Sale of Equipment	4,000.00	11,000	5,000	5,000	5,000
DM2680 Insurance Recoveries	1,148.48	0	0	0	0
DM2701 Refund Prior Years	0.00	0	0	0	0
DM2801 Snow Removal - State	0.00	0	0	0	0
DM2822 Revenue from County Road	395,795.10	350,000	314,200	314,200	314,200
DM5060 Other Financing Sources-Retirement Credit	224.00	0	0	0	0
**TOTAL MACHINERY FUND	761,794.55	709,131	701,700	701,700	701,700
<u>SELF INSURANCE FUND</u>					
S2222 Assessments	417,782.00	453,139	511,971	511,971	511,971
S2401 Interest Earned	0.00	0	0	0	0
S2402 Interest Reserve	47,242.41	0	0	0	0
S2701 Refund Prior Years	18,050.82	0	0	0	0
S2770 Other Miscellaneous	10.00	0	0	0	0
S3389 Safety Grant	0.00	0	0	0	0
**TOTAL SELF INSURANCE FUND	483,085.23	453,139	511,971	511,971	511,971
<u>DEBT SERVICE FUND (LONG TERM)</u>					
V1001 Real Property Taxes	308,000.00	0	0	0	0
V2401 Interest Earned	64,697.80	30,000	30,000	30,000	30,000
V2801 Revenue from Mental Health Dept.	62,400.00	62,400	62,400	62,400	62,400
V2801 Transfer from General Fund-Mental Hlth. Dept.	0.00	0	0	0	0
V5031 Transfer from Machinery Fund	8,313.89	0	0	0	0
V5050 Transfer from Machinery Fund-Fuel Farm	17,859.40	0	0	0	0
V5050 Transfer from Road Fund-Marine Park	4,625.00	8,145	24,126	24,126	24,126
**TOTAL DEBT SERVICE FUND	465,896.09	100,545	116,526	116,526	116,526
***GRAND TOTAL REVENUES - ALL FUNDS	28,764,918.35	23,612,241	23,930,690	23,946,196	24,786,417
<u>LESS: INTERFUND TRANSFERS</u>					
Machinery Fund from Road Fund	0.00	0	0	0	0
Debt Service Fund from Machinery Fund	17,859.40	0	0	0	0
Debt Service Fund from Road Fund	4,625.00	(8,145)	(24,126)	(24,126)	(24,126)
**TOTAL INTERFUND TRANSFERS	22,484.40	(8,145)	(24,126)	(24,126)	(24,126)
***GRAND TOTAL REVENUES-LESS INTERFUND TRANSFERS	28,742,433.95	23,604,096	23,906,564	23,922,070	24,762,291

SALES TAX BREAKDOWN FOR THE YEAR 1991

TOTAL AMOUNT RECEIVED

5,835,894.14

Distribution:

COUNTY

3,890,790.63

SCHOOL DISTRICTS

CASH

Albion	204,051.63
Barker	4,695.32
Brockport	2,704.16
Holley	100,992.84
Kendall	70,977.59
Lyndonville	73,002.66
Medina	190,723.88
Oakfield-Alabama	1,199.06
Royalton-Hartland	84.92

648,432.06

VILLAGES

Albion	162,809.77
Holley	53,450.04
Medina	196,617.95
Lyndonville	23,063.75

435,941.51

TOWNS

TAX LEVY CREDIT

Albion	77,220.39	1,054.12
Barre	0.00	72,885.89
Carlton	0.00	94,916.35
Clarendon	0.00	72,354.26
Gaines	0.00	66,719.58
Kendall	79,354.35	1,078.19
Murray	0.00	106,675.92
Ridgeway	127,455.65	1,737.72
Shelby	0.00	99,911.86
Yates	0.00	59,365.66

284,030.39

576,699.55

860,729.94

5,835,894.14

STATEMENT OF LONG TERM DEBT

TYPE	AS OF 12/92			OUTSTANDING DEBT	DUE 1993	
	ISSUE DATE	MATURITY DATE	INTEREST RATE		PRINCIPAL	INTEREST
Serial Bonds:						
Office Complex	10/01/82	02/01/98	8.60%	520,000	80,000	41,280
County Marine Park	09/15/88	09/15/02	6.90%	384,000	35,000	26,496
Mental Health Building	09/15/88	09/15/03	6.90%	536,000	50,000	36,984
County Buildings - Reconstruction	09/15/88	09/15/98	6.90%	90,000	15,000	6,210
County Bridges	11/15/89	09/15/08	6.50%	2,475,000	125,000	160,875
County Jail Reconstruction	11/01/92	11/01/02	5.20%	270,000	25,000	7,020
TOTALS				4,275,000	330,000	278,865

STATEMENT OF SHORT TERM DEBT

AS OF 12/92						
RANS:						
General Fund	02/06/92	02/05/93	3.73%	975,000	975,000	36,368
	02/20/92	02/05/93	3.58%	925,000	925,000	33,115
BUDGET NOTE:						
General Fund	12/23/91	12/23/92	4.49%	250,000	250,000	12,500
				2,150,000	2,150,000	81,983

CONSTITUTIONAL TAX MARGIN 1993 - 11,530,652

CONSTITUTIONAL DEBT LIMIT 1993 - 53,809,708

Orleans County Permanent Position Count

(as budgeted)

Prepared by: Stanley J Dudek

Department	Full time positions						Part time positions					
	1989	1990	1991	1992	1993	Change	1989	1990	1991	1992	1993	Change
Legislature							7	7	7	7	7	
Chief Adm. Officer	1.0	1.0	1.0	1.4	1.4							
Clerk of Legislature	3.0	4.0	3.4	3.0	3.0		1					
District Attorney	1.0	1.0	1.0	1.0	1.0		3	5	5	4	4	
Public Defender	1.0	1.0	1.0	1.0	1.0		3	3	3	3	3	
Treasurer & Budget	6.0	6.0	6.0	6.0	6.0			1	1	1	1	
Real Property	3.0	3.0	3.0	2.0	2.0					1	1	
County Clerk	12.0	12.0	12.0	12.0	12.0		2	2	2	1	1	
County Attorney	1.0						3	3	3	3	3	
Personnel & Self Ins.	3.0	4.0	4.0	4.0	4.0		2	2	2	1	1	
Elections	2.0	2.0	2.0	2.0	2.0		8	8	8	8	8	
Records Management			0.2	0.2	0.2							
Buildings & Grounds	12.0	10.0	9.4	9.4	10.4	1 *		2	2	2	3	1
Data Processing	1.0	1.0	1.0	1.0	1.0							
Sheriff	36.0	35.0	36.0	34.0	34.0		10	10	7	5	11	6
Probation	19.0	19.0	20.0	19.0	18.0	(1)						
Jail	23.0	23.0	23.0	23.0	24.0	1	7	7	7	7	9	2
Control of Animals	1.0	1.0	1.0	1.0	1.0		1	1	1	1	1	
Civil Defense	2.0	2.0	2.0	2.0	2.0		1	7	7	7	8	1
Public Health	20.0	26.0	26.0	26.0	26.0	*	2	3	4	3	6	3
Mental Health	20.0	21.0	20.0	21.0	21.0		1	1	1	1	3	2
Social Services	85.0	86.0	85.0	75.0	78.0	3	3	4	5	5	3	(2)
Tourism	1.0	1.0	1.0			*	1	2	2	2		(2)
Veterans	2.0	2.0	2.0	2.0	2.0		1	1	1			
Weights & Measures	1.0	1.0	1.0	1.0	1.0							
Aging	6.0	7.0	8.0	7.0	7.0		8	7	7	6	6	
Youth	4.0	4.0	4.0			*						
Historian							1	1	1	1	1	
Planning	7.0	7.0	7.0	7.0	7.0							
Job Development	9.0	12.0	12.0	13.0	13.0							
Nursing Home	92.0	94.0	93.0	89.0	88.0	(1)	69	84	84	82	84	2
Highway	25.0	25.0	25.0	25.0	26.0	1	4	5	5	5	1	(4)
Totals:	399	411	410	388	392.0	4.0	138	166	165	156	165	9.0

A RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE ORLEANS COUNTY GOVERNMENT FOR THE FISCAL YEAR 1993

WHEREAS, this Board by resolution dated December 9, 1992, has adopted a budget for the fiscal year 1993.

RESOLVED, that the several amounts specified in such budget in the column entitled "Adopted," be and they hereby, are appropriated for the objects and purposes specified, effective January 1, 1993.

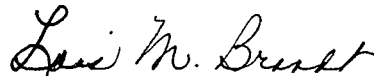
STATE OF NEW YORK
COUNTY OF ORLEANS

ss:

I, Lois M. Brandt, Clerk of the Legislature of the County of Orleans in the State of New York DO HEREBY CERTIFY that the foregoing resolution was duly adopted by the said Orleans County Legislature at a Regular Meeting duly called and regularly held on the 9th day of December, 1992 by an unanimous vote of all the members elected to said board.

I FURTHER CERTIFY that I have compared the foregoing copy of said resolution with the original thereof now remaining on file in my office and that the foregoing copy is a true and correct copy of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of said Orleans County Legislature this 9th day of December, 1992.



LOIS M. BRANDT
Clerk, Orleans County Legislature
Orleans County, New York

LEGISLATURE MEETING
December 23, 1992

The meeting was called to order at 5:00 p.m.

After the pledge to the flag, the Deputy Clerk presented the following communications: a record of 39 letters and calls protesting the elimination of the County Historian, agenda for January Youth Board meeting, letters from Civil Defense, Highway, Probation and County Clerk commending the work being done by Sherry Norman and her Crew, letter from Mayor Albanese regarding the former Village of Albion garage being for sale, letters from the Fire Advisory Board and Fire Chiefs Association in support of reappointing Dick Clark as Fire Coordinator/Civil Defense Director, letter from James Orr thanking Chairman Berger for sending him the job description for the C.D. Director, letter from David Stefaniak expressing thanks for his appointment as Public Defender and regretfully offering his resignation as Self-Insurance Attorney, minutes from Soil and Water's December meeting, letter of thanks from Bob Harrold regarding coordinated efforts in getting 1993 tax bills out ahead of time.

Reports from Standing Committees: Legislator McCarthy reported attendance at a Health Board meeting, Mental Health meeting, and meetings with department heads.

Legislator Billings reported attendance at regular committee meetings.

Legislator Bower attended the usual committee meetings.

Legislator Bennett reported attendance at his regular committee meetings.

Legislator Tuohey reported attendance at her usual meetings.

Chairman Berger reported attendance at the following: December 10 - Genesee Finger-Lakes Executive Board and regular meeting, also Town of Yates meeting, December 13 - Lois Brandt's retirement party, December 14 - DSS interviews, insurance committee meeting, PIC meeting, December 16 - retirement party for Gerald Scharping, December 21 - Legislature Office, Probation Department, December 22 - employee hearing and solid waste, December 23 - Step

III hearings and insurance committee.

Chairman Berger presented certificates of appreciation to the following retirees: Gerald Scharping - Soil and Water, Pat Hardenbrook - Commissioner of Social Services, Joyce Church - Director of Nurses at Nursing Home, and Duane Johnson, who was not present at the time, who is retiring from his position of Public Defender.

During the open discussion portion of the meeting, Kathleen Rissew presented a petition signed by over 564 people, protesting the removal of the crosses from the courthouse. Chairman Berger indicated that he has contacted seven churches and offered them the crosses. Legislator McCarthy told Ms. Rissew that if the County took this to court and lost it could cost \$50,000 - \$100,000 of taxpayers money. Mr. Schubel said he felt that what would be a problem is having crosses on the highest building in Albion, but it is possible to have a site set aside where there could be items representing different faiths. Legislator Bennett pointed out that the property chosen would need a department to be in charge of it. Mr. Schubel said some guidelines will be needed.

George Callard commented on the number of people retiring and hoped that good judgment will be used in replacing these people. He also asked when the Courthouse and Legislature office will be handicapped accessible. Mr. Schubel said the County is aware of its responsibilities under the Americans With Disabilities Act and it is being addressed. Mr. Dudek said an assessment has just been completed of all the County buildings and a transition plan has to be prepared.

The following resolutions were presented:

RESOLUTION NO. 602-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION HONORING GERALD SCHARPING ON HIS RETIREMENT AS DISTRICT MANAGER FOR ORLEANS SOIL AND WATER CONSERVATION DISTRICT

WHEREAS, on April 10, 1972, Gerald Scharping began his service with the Orleans County Soil and Water Conservation District; and

WHEREAS, Gerald Scharping has performed exemplary

service for the Soil and Water Conservation District for a period of twenty years,

NOW, THEREFORE BE IT RESOLVED, that the Orleans County Legislature acknowledges with gratitude the time that Gerald Scharping has served with the Orleans County Soil and Water Conservation District, and wishes him happiness in his retirement.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 603-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION HONORING PATRICIA HARDENBROOK ON HER RETIREMENT AS COMMISSIONER OF THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, Patricia Hardenbrook was appointed Commissioner of Orleans County Social Services on October 8, 1981; and

WHEREAS, Patricia Hardenbrook has performed exemplary service for the County of Orleans over the past twenty-nine years, eleven of those years as Commissioner of Social Services,

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby acknowledge with gratitude the service of Patricia Hardenbrook to the County of Orleans over the last twenty-nine years, and wishes her the best of luck in her future.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 604-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION HONORING DUANE JOHNSON ON HIS RETIREMENT AS PUBLIC DEFENDER

WHEREAS, Duane Johnson was appointed Orleans County Public Defender on January 1, 1986; and

WHEREAS, Duane Johnson has performed exemplary service for the County of Orleans over the past sixteen years, both as Public Defender and as District

Attorney;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby acknowledge with gratitude the service of Duane Johnson and wishes him the best of luck in his retirement.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 605-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION HONORING JOYCE CHURCH ON HER RETIREMENT AS DIRECTOR OF NURSES AT THE ORLEANS COUNTY NURSING HOME

WHEREAS, Joyce Church started on October 5, 1970 as Director of Nurses at the Nursing Home; and

WHEREAS, the residents were always her number one concern; and

WHEREAS, she has filled in as Administrator when needed and worked above and beyond what was called for; and

WHEREAS, her duties have always been carried out admirably;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby congratulate her on her coming retirement and recognize her for twenty-two years of service to the residents of the Orleans County Nursing Home and all the people of the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 606-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING SECURITY SYSTEM SERVICE AGREEMENTS WITH ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following Security System Service agreements with the Orleans County Sheriff's Department and those listed below for the period of January 1, 1993 through December 31, 1993, at a rate of \$20.00 per

month:

1. Marine Midland Bank - Albion Branch
2. Marine Midland Bank - Drive-in, Albion
3. Marine Midland Bank - Holley Branch
4. Bayex, Inc. - Sprinkler system
5. Bayex, Inc. - Burglary Alarm
6. Fleet Bank
7. Ontario foods, Inc.
8. Ames Dept. Store - Door Alarm
9. Ames Dept. Store - Safe Alarm
10. Albion Federal Savings & Loan - Hold-up
11. Albion Federal Savings & Loan - Fire Alarm
12. Albion Industrial Center - (Crossland Bank)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 607-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING AGREEMENT WITH VILLAGE OF
LYNDONVILLE FOR SHERIFF'S PATROL

RESOLVED, that the agreement between the Sheriff's Department and the Village of Lyndonville for a Deputy Sheriff assigned to patrol the Village is hereby approved by this Legislature; and be it

FURTHER RESOLVED, that the Sheriff shall charge to the Village for said patrol the cost of the patrol computed at \$13.39 per hour with an initial charge of \$500.00 to offset miscellaneous uniform, weapon and training expense.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 608-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING AGREEMENT FOR JAIL NURSE

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to contract for a replacement Jail Nurse in the Orleans County Sheriff's Department at an hourly rate of \$10.00 base, for six hours per week; said contract to be effective January 1, 1993 through December 31, 1993 and be it

FURTHER RESOLVED, that the cost of malpractice insurance will be paid by the County, not to exceed \$100.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 609-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENT FOR CHAPLAIN'S SERVICES AT ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby approve the agreement between the County and Reverend W. E. Moss, 223 Washington Street, Albion, N.Y. 14411, to provide chaplain services at the Orleans County jail at an annual cost of \$2,000.00; said cost to be paid in equal quarterly installments of \$500.00 each on January 1, April 1, July 1, and October 1, upon the submission of a county voucher through the regular auditing process.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution authorizing the jail physician agreement. He moved to amend the resolution to read "an annual cost of \$12,000.00." Seconded by Legislator McCarthy. Legislator Tuohey said a \$2,000.00 increase would make the annual payment \$11,500.00. Legislator Bennett moved to change his amendment to this figure. Mr. Schubel stated that the agreement is our standard contractor agreement. There had been some discussion last May of having the physician covered under our general liability. Legislator Bennett said we may have to bring that up. All were in favor of amending the resolution to read \$11,500.00. The following resolutions were then adopted:

RESOLUTION NO 610-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING JAIL PHYSICIAN AGREEMENT

RESOLVED, that this Legislature authorizes the agreement between the Orleans County Sheriff and Dr. John P. Fernandez for Jail Physician services, said

agreement to be effective January 1, 1993 through December 31, 1993 at an annual cost of \$11,500.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 611-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING SALARY INCREASE FOR EMPLOYEES COVERED BY THE MANAGEMENT COMPENSATION PLAN

RESOLVED, that this Legislature does hereby approve a 3.5% increase in the Management Compensation Plan salary schedule, effective January 1, 1993, and be it

FURTHER RESOLVED, that employees are also authorized to receive any increments they are entitled to under the plan.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution to appoint the Commissioner of Social Services. Legislator Tuohey said the resolution should include "subject to a six-month review". The following resolutions were then adopted:

RESOLUTION NO. 612-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPOINTING COMMISSIONER OF SOCIAL SERVICES

RESOLVED, that this Legislature appoints Carol Blake as Commissioner of the Orleans County Department of Social Services, at Grade 6, step 2, effective January 1, 1993; said position to be subject to review after a six-month probationary period, after which successful review the position will be placed in step 4.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 613-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO
PLACE COUNTY INSURANCE FOR 1993

WHEREAS, proposals were solicited and reviewed for the placement of Orleans County insurance, be it

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to place the insurance for Orleans County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew the resolution authorizing the Data Processing Director to solicit bids for computers and ancillary equipment.

The following resolutions were then adopted:

RESOLUTION NO. 614-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING THE EXTENSION OF THE MOBILE WORK
CREW AND HEAD CLEANER POSITION IN THE BUILDINGS AND
GROUNDS DEPARTMENT

WHEREAS, the creation and performance of the Mobile Work Crew located in the Buildings and Grounds Department, which was established in July of 1992, have been beneficial to the County in that many needed cleaning projects have been performed by this crew; and

WHEREAS, there are many more projects that could be successfully completed by this crew; now therefore, be it

RESOLVED, that this Legislature authorizes the extension of this Work Crew through June 30, 1993; and be it further

RESOLVED, that the temporary Head Cleaner position in the Buildings & Grounds Department which supervises this crew also be extended through June 30, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 615-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND SETTING UP
NEW BUDGET MONIES SPECIAL COUNSEL FOR MCKENNA LANDFILL

RESOLVED that this Legislature does hereby
authorize the County Treasurer to transfer the sum of
\$39,898.42 from Solid Waste Reserve Appropriation H
9901 to General Fund Revenue A 5031; and be it

FURTHER RESOLVED that the County Treasurer is
hereby authorized to set up new budget monies as
follows:

General Fund Revenue Account A5031 (Interfund
Transfers) for \$39,898.42

General Fund Appropriation Account A1930 - 513
(Judgments & Claims for \$39,898.42

and be it further

RESOLVED, that the County Treasurer is authorized
to pay claims due on the McKenna Landfill.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 616-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM SOLID
WASTE CAPITAL RESERVE ACCOUNT

RESOLVED, that this Legislature does hereby
authorize the County Treasurer to transfer the sum of
\$1144.00, to cover the cost of recycling bins, from the
Solid Waste Capital Reserve Fund to the Solid Waste
Revenue transfer Account CL5031, to Solid Waste
Appropriation Account CL8160.418, Other Contractual.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 617-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) Orleans County Office for the Aging, Albion, NY for performance of outreach activities for the Low Income Home Energy Assistance Program (HEAP); effective November 1, 1992 through October 31, 1993 at a cost of \$32 per application. County cost is \$0.
- (2) Orleans County Department of Buildings and Grounds, Albion, NY for administrative supervision of Work Experience Crew Leader; effective September 1, 1992 through August 31, 1993 at a cost of \$16,704. County cost is \$6,682.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution authorizing unpaid child care leave of absence in the Department of Social Services. Legislator Tuohey moved to table this resolution. She suggested abolishing the full-time position and creating a part-time position for the person in question to fill when she returns to work on a part-time basis. Legislator Bower agreed to re-introduce the resolution authorizing the creation of a part-time position through April 19, 1993 and abolishing the full-time position until this time. Seconded by Legislator Billings. Mr. Dudek suggested leaving the full-time position vacant, rather than abolishing it. Legislator Bower then said he does not see any problem with the resolution as it originally reads. Legislator Tuohey withdrew her motion to table. It was agreed to create the part-time position through April 19, after which time the employee will go back to the existing vacant full-time position. The following resolutions were then adopted:

RESOLUTION NO. 618-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING UNPAID CHILD CARE LEAVE OF
ABSENCE IN THE DEPARTMENT OF SOCIAL SERVICES

BE IT RESOLVED, that this Legislature does hereby

grant an unpaid child care leave of absence to Carla Olles from December 2, 1992 through January 3, 1993 with permission to return to work on a part-time basis from January 4, 1993 through April 19, 1993, not to exceed 17 hours per week, after which time she will return to a full-time Social Welfare Examiner., and be it further

RESOLVED, that during the period of part-time service, all calculations for all benefits shall be based on those provided to part-time employees in accordance with the C.S.E.A. agreement, and be it further

RESOLVED, that this Legislature authorizes the creation of a part-time Social Welfare Examiner position from January 4, 1993 through April 19, 1993, with the understanding that the full-time Social Welfare Examiner will remain vacant during this period.

Adopted. 5 ayes; 2 nays; Legislators Bennett and Swiercznski; 0 absent.

RESOLUTION NO. 619-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING INCREASE IN BUDGET ACCOUNTS FOR DEPARTMENT OF SOCIAL SERVICES

WHEREAS, additional funds have been received by the Department of Social Services to administer a program to register day care providers; and

WHEREAS, the Department is desirous of administering this program at no cost to the county; and

WHEREAS, the Home Energy Assistance Program (HEAP) account is overdrawn; and

WHEREAS, it is necessary to continue payments to and on behalf of eligible recipients from this account;

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer is hereby authorized to set up new budget monies as follows:

A4641 - HEAP \$57,708

A6141.465 - HEAP 57,708

A3610 - Administration 1,700

A6010.418 - Other Contractual 1,700

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 620-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

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

WHEREAS, Resolution No. 546-1290 requires a resolution from the Legislature before any vacancy can be filled; and

WHEREAS, requests to fill vacancies have been received;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the following vacancies in the Department of Social Services to be filled:

Senior Caseworker

Caseworker

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution granting permission for the Department of Social Services to submit a grant proposal. The resolution was defeated, with Legislators Bennett, Billings, Swiercznski and Tuohey voting against it. The following resolutions were then adopted:

RESOLUTION NO. 621-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO APPROVE FINANCIAL ELIGIBILITY GUIDELINES
FOR THE PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM

WHEREAS, the Orleans County Board of Health recommends that the Orleans County Legislature adopt 175% of the Federal Poverty Level, as annually issued,

as the guidelines for financial eligibility, for the Physically Handicapped Children's Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt the aforementioned recommendation, by the Orleans County Board of Health, regarding financial eligibility guidelines for the Physically Handicapped Children's Program, effective January 1, 1993.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator McCarthy introduced a resolution to amend the Health Department Environmental Health Fee Schedule. Seconded by Legislator Tuohey. Legislator Bower said this proposal will cost the taxpayers more money because of lack of funding from the State. Legislator Bower moved to table the resolution. The following resolutions were then adopted:

RESOLUTION NO. 622-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING APPOINTMENT TO THE ORLEANS COUNTY BOARD OF HEALTH

RESOLVED, that this Legislature does hereby appoint Dr. Harvey Blanchet, to another six-year term on the Orleans County Board of Health ; said term to expire on 31 December 1998.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 623-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AUTHORIZING USE OF COUNTY ADMINISTRATION BUILDING CONFERENCE ROOM BY AMERICAN RED CROSS FOR BLOOD DRIVE

RESOLVED, that this Legislature does hereby authorize the use of Conference Room A - C at the County Administration Building for an "Orleans County Employee Blood Drive" to be held on 13 January 1993, between the hours of 9:00 a.m. and 3:00 p.m.; said blood drive is being conducted by the American Red

Cross through the County Health Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 624-1292

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION TO APPROVE THE FILLING OF A VACANT PART-TIME PUBLIC HEALTH NURSE POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of a vacant part-time Public Health Nurse position in the County Health Department, to perform duties in the areas of Family Health and Disease Control, which are reimbursed by the State Department of Health at 100%, at Grade 15, Step 1, of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 625-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING THE SET-UP OF A SPECIAL RESERVE FOR PROBATION DEPARTMENT SUPERVISION FEES RECEIVED IN 1992

WHEREAS, the Probation Department has been receiving Supervision fees in Revenue A1211 pursuant to Local Law #5, Resolution No. 431-892, and

WHEREAS, the County Legislature informally granted permission to use these fees for the purchase of a computer and related equipment, now therefore, be it

RESOLVED, that this Legislature authorizes the County Treasurer, at year end, to set these fees aside in a Special Reserve account to be available for the computer and related equipment purchases in 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution abolishing all positions not budgeted for 1993. Legislator Billings questioned the County Historian

position. After discussion it was agreed to amend the resolution to add the words "with the exception of the Historian." The following resolutions were then adopted:

RESOLUTION NO. 626-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION ABOLISHING POSITIONS NOT BUDGETED

BE IT RESOLVED, that effective January 1, 1993, all positions for which an appropriation has not been included in the 1993 County budget are hereby abolished, with the exception of the County Historian position; 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 position to insure that nonbudgeted positions are abolished and removed from the 1993 salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 627-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING EXECUTION OF RENEWAL AGREEMENT BETWEEN COUNTY OF ORLEANS AND C.I.D. REFUSE SERVICE, INC.

WHEREAS, CID and the County entered into a contract dated the 10th day of July, 1992, and subsequently entered into Addenda thereto; and

WHEREAS, the Contract provides that the County shall have the option to renew the Contract for three (3) successive one year periods except the contract price will be adjusted annually based upon the Consumer Price Index; and

WHEREAS, the County is desirous to renew the Contract for an additional one year period, commencing January 1, 1993, and ending December 31, 1993; and

WHEREAS, the parties agree that the Consumer Price Index increase has been established at 2.5 percent;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of this Legislature is authorized to execute a Renewal Agreement between CID and the County having a term of one year ending December 31, 1993, and providing for a 1993 per unit rate of \$181.42.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 628-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION WITHDRAWING PARCELS FROM THE 1992 IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, the parcels on the annexed list included in the 1992 In Rem Tax Foreclosure Proceeding should be withdrawn because the owners have filed bankruptcy proceedings, automatically staying any further proceedings in the action; and

WHEREAS, a Resolution of this Legislature is required to remove said parcels from such list;

NOW, THEREFORE, BE IT RESOLVED, that the parcels listed on the annexed list be withdrawn from the 1992 In Rem Tax Foreclosure Proceeding; and

BE IT FURTHER RESOLVED, that the County Treasurer be, and she hereby is, authorized to make and execute a Certificate of Withdrawal with respect to such parcels:

TOWN OF KENDALL

Parcel #77
Tax Map No. 22.-1-7.11

Laurence & Diana Wheeler
307 Countyline Rd.
Hamlin, N.Y. 14464
Being known as L51, T4, 307
Countyline Rd., 5.10 acres

Sale of 1989 Tax	\$3,834.25
Sale of 1990 Tax	3,334.82
Sale of 1991 Tax	3,654.61

TOWN OF MURRAY

Parcel #86
Tax Map No. 64.-2-66
Henry & Elmer Ettinger
16186 Canal Rd.
Holley, N.Y. 14470
Being known as L168, T3, 16186
Canal Rd., 83.16 x 386.43'

Sale of 1989 Tax \$1,080.13
Sale of 1990 Tax 1,067.82
Sale of 1991 Tax 1,124.07

TOWN OF SHELBY

Parcel #119
Tax Map No. 111.-1-4
Joseph & Mary Proudfoot
10243 West Shelby Rd.
Middleport, N.Y. 14105
Being known as L42, T14, R4
10243 West Shelby Rd.
125.00 x 125.25'

Sale of 1989 Tax \$ 508.93
Sale of 1990 Tax 1,381.66

TOWN OF YATES

Parcel #129
Tax Map No. 36.-1-18.1
Philip J. MacDonald
South Town Line Rd.
Lyndonville, N.Y. 14098
Being known as L3,T16,R3,11731
South Town Line Rd.
414.80 x 96.75'

Sale of 1989 Tax \$ 901.92
1990 Tax 871.47
1991 Tax 992.79

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 629-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION TO REMOVE PARCELS FROM 1992 IN REM TAX
FORECLOSURE PROCEEDING

WHEREAS, the In Rem Tax Foreclosure Proceeding for
1992 was commenced by the filing of a List of
Delinquent Taxes in the Orleans County Clerk's office
on April 29th, 1992; and

WHEREAS, there was included in such List, Tax Map

No. 80.-1-18.1, in the name of Jessie Williams and Tax Map No. 80.-1-3.2, in the name of James and Gail Grabowski; and

WHEREAS, the County Treasurer may withdraw parcels from the In Rem Proceedings subject to the approval of this Legislature pursuant to Sections 1138 and 1122 of the Real Property Tax Law;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer be, and she hereby is, directed to make and file a Certificate of Withdrawal as regards the following said parcels listed in such List of Delinquent Taxes as follows:

Parcel #105
Tax Map No. 80.-1-3.2

James and Gail Grabowski
168 North St., Medina, N.Y. 14103
Being known as 11727 Route 31
1.20 acres

Sale of 1989 Tax	\$1,374.08
1991 Tax	1,383.73

Parcel #217
Tax Map No. 80.-1-18.1

Jessie Williams
Box 105, Medina, N.Y. 14103
Being known as 3934 Allis Rd.
135.00 x 235.25'

Sale of 1988 Tax	\$ 585.81
1990 Tax	1,117.60

Parcel #91A
Tax Map No. 69.17-1-38

Dannie L. Payne
3767 Fruit Ave.
Medina, N.Y. 14103
Being known as 101 Maple Ave.,
71.75 x 107.25'

Sale of 1988 Tax	\$ 177.62
Sale of 1989 Tax	\$ 972.41
Sale of 1990 Tax	\$ 990.68
Sale of 1991 Tax	\$1,082.04

Parcel #59
Tax Map No. 109.-1-42

Donald F. and Donna M. Van Wyngaarden
4859 Upper Holley Rd.
Holley, N.Y. 14470
Being known as L152 T3
150.00 x 267.00' at
4859 Upper Holley Rd.

Sale of 1989 Tax	\$1,613.72
Sale of 1990 Tax	\$1441.68

Parcel #115
Tax Map No. 90.-1-11

Carl and Evelyn Blake
& April Dennis
4235 Shelby Basin Rd.
Medina, N.Y. 14103
Being known as L30 T14 R4
200.00 x 185.25'
at 4235 Shelby Basin Rd.

Sale of 1989 Tax	\$ 157.33
Sale of 1990 Tax	\$ 253.42
Sale of 1991 Tax	\$ 263.16.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 630-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PETTY CASH INCREASE IN COUNTY
CLERK'S OFFICE FROM \$150.00 TO \$200.00

WHEREAS, it is necessary for the County Clerk to accept documents for recording and filing and charge various fees as dictated by New York State law, and it is also necessary to refund change to customers when the fees submitted are in excess of the charge, and

WHEREAS, the County Clerk has had \$150.00 in petty cash for at least the last seven years and recently with fees increasing it is necessary to make more refunds leaving no petty cash to commence a day;

NOW, THEREFORE, BE IT RESOLVED, that the amount of petty cash be increased for the County Clerk to \$200.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 631-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING MAINTENANCE AGREEMENT FOR XEROX
COPIER IN COUNTY CLERK'S OFFICE

WHEREAS, the lease for the Xerox copier, Model 5028, located in the County Clerk's Office expired in December 1991, and it was necessary to execute a maintenance agreement for this copier for 1992;

NOW, THEREFORE, BE IT RESOLVED, that a renewal maintenance agreement for said copier, covering cost of maintenance, parts, labor and unlimited service calls for the calendar year of 1993, is hereby approved by this Legislature; cost of said agreement is \$375.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution authorizing the filling of vacancies in the Nursing Home. He moved to amend the resolution to add a LPN Charge Nurse and an additional part-time Institutional Aide position. The following resolutions were then adopted:

RESOLUTION NO. 632-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING
HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Orleans County Nursing Home:

Institutional Aide, full-time
Institutional Aide, part-time - 3
LPN - full-time
LPN - Charge - full-time

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 633-1292

By Legislator Bennett, who moved the adoption

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT FOR LEASE OF DOG POUND
AND SHELTER

RESOLVED, that this Legislature does hereby approve a lease agreement between the County and Ronald and Margaret Harling which shall be effective January 1, 1993 through December 31, 1993 and shall be subject to renewal upon written notification by the County to Harlings, of the County's intent to renew the agreement; said written notification to be submitted to Harlings by November 1, 1993 and be it

FURTHER RESOLVED, that the monthly payments for said agreement shall be made upon the submission of a County voucher through the regular auditing process; and be it

FURTHER RESOLVED, that the amount of the monthly payments shall be \$450.00 for both 1993 and 1994, if renewed.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 634-1292

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING LEASE AGREEMENT WITH BRYCE MARINE
FOR ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the lease agreement between the Sheriff's Department and Bryce Marine for the lease of a 19 ft. Alumacraft Boat with an 85 HP motor to be used on Lake Alice; said agreement to be in effect from June 1, 1992 through September 31, 1992, at a total cost of \$1,800.00 (actual value of the boat is \$9,000.00).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 635-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY

PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the County Planning Board, with terms to expire December 31, 1995:

George Bane
79 N. Main St.
Lyndonville, NY 14098

Village of Lyndonville

Arthur Hendel
North Main St.
Holley, NY 14470

Town of Murray

Shirley Jurinich
12107 St. John's Rd.
Lyndonville, NY 14098

Town of Yates

Louis Salen
6 Miller Drive
Lyndonville, NY 14098

Town of Yates
(Alternate)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 636-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT WITH GRAYTON COMPANY TO IMPLEMENT THE 1992-93 TOURISM MATCHING FUNDS ADVERTISING AND COLLATERAL PROGRAM

RESOLVED, that this Legislature does hereby approve an agreement with Grayton Company to assist in implementing the 1992-93 Tourism Matching Funds advertising program and the design, layout and production supervision of a County Travel Guide at a cost not to exceed \$13,000.00 with \$6,500.00 of these funds to be county monies; said agreement to be in effect during calendar year 1993; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Legislature Chairman to sign this agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 637-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION APPROVING AGREEMENT WITH COUNTY OF ORLEANS
INDUSTRIAL DEVELOPMENT AGENCY TO PROVIDE ECONOMIC
DEVELOPMENT SERVICES

WHEREAS, the County of Orleans Industrial Development Agency is organized for the purposes of promoting and encouraging economic development within the county; and

WHEREAS, the Orleans County Legislature and the County of Orleans Industrial Development Agency are desirous of consummating an agreement to continue a comprehensive and aggressive economic development program in Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an agreement between the County of Orleans and the County of Orleans Industrial Development Agency providing professional staff to continue a local industry retention and expansion program; said agreement to be in effect from January 1, 1993 to December 31, 1993 at a cost not to exceed \$27,665.00; and be it

FURTHER RESOLVED, that upon the submission of a voucher to the County for auditing purposes, payments shall be made by the County to the IDA as follows:

1993:

January 1, 1993	\$6,916.00
April 1, 1993	6,916.00
July 1, 1993	6,916.00
October 1, 1993	6,917.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 638-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION ACCEPTING PROPOSAL OF DELOITTE TOUCHE TO
PERFORM SINGLE AUDIT FOR COUNTY TREASURER

WHEREAS, Deloitte Touche has submitted a proposal dated December 14, 1992 to perform Single Audits for the County of Orleans for the years 1992, 1993, and 1994;

NOW, THEREFORE, BE IT RESOLVED, that the proposal of Deloitte Touche submitted to the County, dated

December 14, 1992 to perform Single Audits for the County for the years 1992, 1993 and 1994 is approved as follows:

<u>Year</u>	<u>Amount</u>
1992	\$17,500.00
1993	\$18,500.00
1994	\$19,600.00

and be it

FURTHER RESOLVED, that the price quoted by Deloitte Touche is contingent on a three-year engagement by Orleans, Genesee and Livingston Counties; and be it

FURTHER RESOLVED, that this price will cover at least four major programs in each year (federal programs with over \$400,000 in expenditures).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 639-1292

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING SETTLEMENT AGREEMENT CONCERNING ERRONEOUS TAX SEARCH

WHEREAS, the Office of the County Treasurer erroneously certified that there were no taxes due on 4327 Holley-Byron Road, Tax Map No. 98.00-1-12.2 for the 1988 County taxes, 1987-88 relieved school tax; and

WHEREAS, it has been subsequently discovered that there are delinquent taxes for 1988 including the County tax and relieved school tax in the amount of \$3,215.48; and

WHEREAS, the aforesaid parcel has been sold to a third party for good and valuable consideration and reliance was made on the erroneous County tax search; and

WHEREAS, a compromise solution has been proposed by the parties;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to make an appropriate

entry on the County Treasurer's delinquent tax records concerning 4327 Holley-Bryon Road, Tax Map No. 98.00-1-12.2 now owned by Gregory and Carol Miller, releasing the County's tax lien on said property upon the condition that Richard G. Harter tender a mortgage in favor of the County of Orleans secured by the real property now owned by him in the amount of 1988 County tax and relieved school tax; said mortgage shall be recorded in the Orleans County Clerk's Office, with all recording fees and mortgage tax to be paid by Richard G. Harter.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 640-1292

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 9524 through 9670 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution creating two part-time Account-Clerk-Typist positions in the Mental Health Department.

Legislator Bower moved to waive the rules, with a second by Legislator McCarthy to add four resolutions to the agenda. Legislators Bennett and Billings were opposed. Carried. The following resolutions were then adopted:

RESOLUTION NO. 641-1292

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION EXTENDING TEMPORARY SENIOR CLERK POSITION IN
OFFICE FOR THE AGING

WHEREAS, the temporary Senior Clerk position in the Office for the Aging will expire on December 25, 1992; and

WHEREAS, the Lifeline Program Assistant will remain on Disability Leave beyond December 25, 1992;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby extend the position of temporary senior Clerk in the Office for the Aging until the Lifeline Program Assistant returns to work; said position to be part-time, seventeen hours per week at Grade 6, Step 1 on the CSEA Salary Schedule and 100% reimbursed from Lifeline funds.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 642-1292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING PAYMENT TO TOWN OF ALBION RE
TRANSFER OF WATER SERVICE FROM COUNTY TO TOWN OF ALBION

WHEREAS, Resolution No. 254-492 authorized an agreement between the County and the Town of Albion, authorizing the transfer of water service from the County 6" water main to the Town of Albion 12" water main, at a cost of \$2,550.00; and

WHEREAS, said work has been completed, and a request for payment has been received from the Town of Albion;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the payment of \$2,550.00 to the Town of Albion; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$2,550.00 from Contingent Fund A1990.418 to Buildings and Grounds Other Contractual Account A1620.418 to cover the expense involved in the aforementioned project.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 643-1292

By Legislator Billings, who moved the adoption.

Unanimous Second.

RESOLUTION OF CONDOLENCE TO THE SCHUYLER COUNTY
COMMUNITY UPON THE SENSELESS MURDER OF FOUR MEMBERS OF
THE SCHUYLER COUNTY DEPARTMENT OF SOCIAL SERVICES

WHEREAS, on October 15, 1992, four staff members of the Schuyler County Department of Social Services were murdered, while performing their duties in the Support Collection Unit of the Schuyler County Department of Social Services; and

WHEREAS, the entire Schuyler County Community grieves the loss of these exemplary staff members as a result of a senseless and wanton act of violence committed by a disturbed individual who thereafter took his own life by gun shot; and

WHEREAS, this Legislature feels that it is an appropriate time to remember each of these dedicated staff members in this period of sorrow, and does hereby commit that all concerned work together to prevent such senseless acts in the future;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby extend to the Schuyler County Community, on behalf of all who are employed by the County of Orleans, and the Orleans County Community in general, its condolences in the senseless deaths of these four women:

Phyllis K. Caslin, Schuyler County Support
Unit Investigator;

Florence A. Pike, Schuyler County Support
Unit Supervisor;

Denise Miller VanAmburg, Schuyler County
Support Unit Account-clerk;

Nancy J. Wheeler, Schuyler County Support
Senior Account-clerk;

and be it

FURTHER RESOLVED, that copies of this resolution be sent to the Honorable Angeline Franzese, Schuyler County Legislature Chairperson, Schuyler County Office Building, 105 Ninth Street, Watkins Glen, New York 14891; and be it

FURTHER RESOLVED, that any contributions to the "Schuyler County Workers Memorial Fund", established by the Schuyler County Legislature, may be sent to "Schuyler County Treasurer - Memorial Fund", Schuyler County Treasurer, 105 Ninth Street, Watkins, Glen, New York 14891.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 644-1292

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION AMENDING RESOLUTION NO. 484-1092 RE COMPUTER PURCHASE FOR WEIGHTS AND MEASURES DEPARTMENT

WHEREAS, Resolution No. 484-1092 authorized the purchase of a computer and printer cable from Jameslea, Inc. of Lyndonville, New York; and

WHEREAS, the Director of Weights and Measures has determined that a "Lap-top" computer would satisfy his needs more effectively than a No. 386 Computer; and

WHEREAS, "Lap-top" computers cannot be purchased from Jameslea, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend Resolution No. 484-1092 to read -

"authorize the purchase of one (1) "Lap-top" computer and printer cable from Computer City of Rochester, New York at a cost of \$1621.94.".

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski made a motion to adjourn, with a second by Legislator Tuohey. Motion carried. Meeting adjourned at 6:35 p.m.

Sine Die.

1993 COUNTY EQUALIZATION TABLE

Apportionment of the 1993 County Tax Levy Using NYS Equalization Rates

Town	Taxable Value	Equalization Rate	Full Valuation	Rate	Amount of 1993 Tax Levy
Albion	120,557,113	99.90	120,677,790.79	.12438923	940,444.28
Barre	54,233,824	83.70	64,795,488.65	.06678827	504,952.45
Carlton	122,510,017	111.44	109,933,611.81	.11331461	856,714.65
Clarendon	79,617,344	103.17	77,171,022.58	.07954441	601,395.19
Gaines	59,705,005	95.35	62,616,680.65	.06454245	487,972.94
Kendall	93,689,770	97.69	95,905,179.65	.09885474	747,390.86
Murray	115,908,619	98.89	117,091,240.53	.12069237	912,494.18
Ridgeway	158,105,565	100.79	156,866,321.06	.16169073	1,222,462.12
Shelby	111,438,910	114.73	97,131,447.75	.10011872	756,947.18
Yates	70,155,895	103.21	67,973,931.79	.07006447	529,722.15
Total	985,922,062		970,162,715.26	1.00000000	7,560,496.00

1993 ESTIMATED SALES TAX TO TOWNS

<u>Town</u>	<u>Population</u> <u>1990 Census</u>	<u>Rate</u>	<u>Amt. Apport.</u> <u>to Towns</u>
Albion	8,178	.19543087	\$253,409.54
Barre	2,093	.05001673	64,855.25
Carlton	2,808	.06710319	87,010.76
Clarendon	2,705	.06464178	83,819.12
Gaines	3,025	.07228887	93,734.88
Kendall	2,769	.06617119	85,802.26
Murray	4,921	.11759786	152,485.74
Ridgeway	7,341	.17542895	227,473.63
Shelby	5,509	.13164938	170,705.93
Yates	2,497	.05967118	77,373.89
TOTALS	41,846	1.00000000	\$1,296,671.00

1993 SALES TAX APPORTIONED TO TOWNS - OUTSIDE

Town Town	Sales Tax Apportioned to Town	Percent Percent Due Village	Amount Amount Due Village	Amount Due Towns - Outside
Albion	\$ 253,409.54	63.66%	\$161,320.51	\$ 92,089.03 (Credit on Taxes)
Barre	64,855.25	-----	-----	64,855.25 (Cash to Town)
Carlton	87,010.76	-----	-----	87,010.76 (Cash to Town)
Clarendon	83,819.12	-----	-----	83,819.12 (Cash to Town)
Gaines	93,734.88	25.38%	23,789.91	64,944.97 (Cash to Town)
Kendall	85,802.26	-----	-----	85,802.26 (Credit on Taxes)
Murray	152,485.74	33.07%	50,427.03	102,058.71 (Cash to Town)
Ridgeway	227,473.63	48.03%	109,255.58	118,218.05 (Cash to Town)
Shelby	170,705.93	43.86%	74,871.62	95,834.31 (Cash to Town)
Yates	77,373.89	28.92%	22,376.53	54,997.36 (Cash to Town)
TOTALS	\$1,296,671.00		\$442,041.18	\$854,629.82

1993 SALES TAX APPORTIONED TO VILLAGES

TOWN	TAXABLE VALUE TOWN	TAXABLE VALUE VILLAGE	EQUALIZATION RATE	TAXABLE F. V. TOWN	TAXABLE F. V. VILLAGE	PERCENT DUE VILLAGE	AMOUNT DUE VILLAGE
ALBION	\$117,869,222	\$ 75,038,156	99.90%	\$117,987,309.21	\$ 75,113,269.27	63.66%	\$161,320.51
GAINES	59,443,708	15,087,521	95.35%	62,342,640.80	15,823,304.67	25.38%	23,789.91
MURRAY	112,513,483	37,211,097	98.89%	113,776,401.05	37,628,776.42	33.07%	50,427.03
RIDGEWAY	154,232,636	74,077,241	100.79%	153,023,748.39	73,496,617.72	48.03%	109,255.58
SHELBY	108,432,413	47,555,428	114.73%	94,510,950.06	41,449,863.16	43.86%	74,871.62
YATES	68,968,944	19,944,009	103.21	66,823,896.91	19,323,717.66	28.92%	22,376.53
TOTALS	621,460,406	268,913,452		608,464,846.42	262,835,548.90		442,041.18

I. ABSTRACT OF TAX ROLLS
Assessments, Tax Rates and Tax Levies

Collector	Albion Nancy Miles Marine Bank	Barre Janice Grabowski	Carlton Pamela Rush	Clarendon Donna DeFillippe	Gaines Margaret F. Miles	Kendall Virginia Dewhurst	Murray Jennifer Piedmonte	Ridgeway June Stalker	Shelby Mildred Green	Yates Lawrence Brown
County General Fund - Outside										
Assessment	42,533,249	52,982,096	119,511,974	77,850,746	43,204,872	90,845,914	75,302,386	79,714,499	60,543,054	48,942,466
Tax rate per 1000	5.87332724	9.58715488	7.19398895	7.73901023	8.39849936	7.29744246	8.15560346	8.04086945	7.03580150	7.76702915
Taxes Levied	249,811.69	507,947.56	859,767.82	602,487.72	362,856.09	662,942.83	614,136.40	640,973.88	425,968.91	380,137.56
County General Fund - Inside										5,307,030.46
Assessment	74,653,076				15,013,766		37,211,097	73,455,371	47,285,788	19,812,432
Tax rate per 1000	8.04043212				8.39417039		8.15225765	7.99421053	7.03281312	7.75142597
Taxes Levied	600,242.99				126,028.11		303,354.45	587,217.70	332,552.11	153,574.60
General Levy For Town Tax										2,102,969.96
Assessment	117,869,222	53,284,663	122,152,442	78,915,890	59,443,708	91,918,336	112,513,483	154,232,636	108,432,413	68,968,944
Tax rate per 1000	1.18787583	1.58957560	0.77746297	2.57360083	2.60288271	2.62197958	1.41075483	1.32879788	1.87502975	4.58670210
Taxes Levied	140,014.00	84,700.00	94,969.00	203,098.00	154,725.00	241,008.00	158,728.94	204,944.00	203,314.00	316,340.00
General Levy For Highways Townwide										1,801,840.94
Assessment	117,869,222	53,284,664	122,152,442	78,915,890	59,443,708	91,918,336	112,513,448	154,232,636	108,432,413	68,968,944
Tax rate per 1000	1.28723171	8.21682967	1.94429187	2.28724532	0.98748887	1.24709612	0.60238754	1.11455010	1.07426365	1.82386438
Taxes Levied	151,725.00	437,831.00	237,500.00	180,500.00	58,700.00	114,631.00	67,776.72	171,900.00	116,485.00	125,790.00
General Levy For Highways Outside										1,662,838.72
Assessment	42,831,066							80,155,395	1,437,657	49,024,935
Tax rate per 1000	2.04996065							0.55953813	5.76563116	2.23192545
Taxes Levied	87,802.00							44,850.00	8,289.00	109,420.00
General Outside - Village										250,361.00
Assessment	42,831,066							80,155,395		
Tax rate per 1000	0.00140085							0.35215346		
Taxes Levied	60.00							28,227.00		28,287.00
Water Dist. I Murray										
Assessment							3,474,428			
Tax Rate per 1000							1.72333691			
Taxes Levied							5,987.61			5,987.61
Water Dist. I Murray										
Total Front Footage							7,256.00	Ft.		
Tax Rate Per Foot							0.68	Ft.		
Taxes Levied							4,934.08			4,934.08
Murray Water Dist. II										
No. of Units - 3/4"							134	Units		
Rate per unit							252.60	Unit		
Taxes Levied							33,848.40			33,848.40
Murray Water Dist. II										
No. of Units - 1"							4	Units		
Rate per Unit							444.15			
Taxes Levied							1,776.60			1,776.60
Light District										
Assessment		4,369,600	17,435,469					3,886,069		
Tax Rate per 1000		0.46915049	0.430157628					0.79772171		
Taxes Levied		2,050.00	7,500.00					3,100.00		12,650.00
Light Taxes Dist. 1 Kendall										
Assessment						7,358,129				
Tax rate per 1000						0.74747263				
Taxes Levied						5,500.00				5,500.00
Light Taxes Dist. 2 Morton										
Assessment						5,745,785				

Tax rate per 1000					0.58303609				
Taxes Levied					3,350.00				3,350.00
Light Dist. 3 Kendall - Roosevelt									
No. of Units					63	Units			
Rate per Unit					24.921	Unit			
Taxes Levied					1,570.00				1,570.00
Light Taxes Dist. 1 Fancher									
Assessment							2,895,636		
Tax rate per 1000							0.52147384		
Taxes Levied							1,510.00		1,510.00
Light Taxes Dist. 2 Hulberton									
Assessment							4,775,183		
Tax rate per 1000							0.18847445		
Taxes Levied							900.00		900.00
Light Taxes Dist. 3 Brockville									
Assessment							2,560,159		
Tax rate per 1000							0.70308133		
Taxes Levied							1,800.00		1,800.00
Light Taxes Dist. 1 (Shelby)									
Assessment							4,429,600		
Tax rate per 1000							0.72241286		
Taxes Levied							3,200.00		3,200.00
Light Taxes Dist. 2 (Millville)									
Assessment							1,692,100		
Tax Rate per 1000							0.85692335		
Taxes Levied							1,450.00		1,450.00
Fire Protection Dist.									
Assessment	44,042,373	124,650,116	80,786,541	51,297,565		40,605,640	83,200,609	63,293,993	50,253,393
Tax rate per 1000	0.6402924747	0.57360556	0.95808038	0.45226318		0.488725210	1.02162714	1.26877759	0.65169729
Taxes Levied	28,200.00	71,500.00	77,400.00	23,200.00		19,845.00	85,000.00	80,306.00	32,750.00
Fire Dist. Barre									
Assessment		55,522,740							
Tax Rate per 1000		0.720425541							
Taxes Levied		40,000.00							40,000.00
Fire Taxes Kendall Dist No.1									
Assessment					68,565,995				
Tax rate per 1000					0.66541731				
Taxes Levied					45,625.00				45,625.00
Fire Taxes Morton Dist No.2									
Assessment					25,869,998				
Tax rate per 1000					2.11507245				
Taxes Levied					54,716.92				54,716.92
Fire Dist. 2 Fancher-Hulberton-Murray									
Assessment						37,841,084			
Tax rate per 1000						1.24486392			
Taxes Levied						47,107.00			47,107.00
Water Taxes Carlton WD241									
Units		1,016	Units						
Tax rate per unit		135.654528	Unit						
Taxes levied		137,825.00							137,825.00
Water Taxes Carlton WD242									
Units		359	Units						
Tax rate per unit		20.00	Unit						
Taxes levied		7,180.00							7,180.00
Water Taxes Carlton WD243									
Units		933	Units						
Tax rate per unit		1.80	Unit						
Taxes levied		1,679.40							1,679.40
Water Taxes Ridgeway (Dir. 31-E) WD1343									
Units							74	Units	

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Lois M. Brandt
Clerk of the Legislature

Dated at Albion, New York, this 9th day of December, 1992.

II. ABSTRACT OF TAX ROLLS
Amount and Purpose of Taxes For Town Expenditure

	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates	
GENERAL TOWN LEVIES	140,014.00	84,700.00	94,969.00	203,098.00	154,725.00	241,008.00	158,728.94	204,944.00	203,314.00	316,340.00	1,801,840.94
Outside	60.00							28,227.00			28,287.00
Town Highway Levies:											
Townwide	151,725.00	437,831.00	237,500.00	180,500.00	58,700.00	114,631.00	67,776.72	171,900.00	116,485.00	125,790.00	1,662,838.72
Outside	87,802.00							44,850.00	8,289.00	109,420.00	250,361.00
District Expenses:											
Kendall Light Dist. #1						5,500.00					5,500.00
Kendall Light Dist. #2						3,350.00					3,350.00
Kendall Light Dist. #3						1,570.00					1,570.00
Fancher Light Dist. #1							1,510.00				1,510.00
Hulberton Light Dist. #2							900.00				900.00
Brockville Light Dist. #3							1,800.00				1,800.00
Light District		2,050.00	7,500.00					3,100.00			12,650.00
Shelby Light Dist. #1 (Shelby)									3,200.00		3,200.00
Shelby Light Dist. #2 (Millville)									1,450.00		1,450.00
Fire District		40,000.00									40,000.00
Fire Protection District	28,200.00		71,500.00	77,400.00	23,200.00		19,845.00	85,000.00	80,306.00	32,750.00	418,201.00
Kendall Fire Dist. #1						45,625.00					45,625.00
Morton Fire Dist. #2						54,716.92					54,716.92
Fancher-Hulberton-Murray Fire Dist. #2							47,107.00				47,107.00
Murray Water Dist. #1							10,920.28				10,920.28
Murray Water Dist. #2							35,625.00				35,625.00
Ridgeway Water Dist. (63)								17,060.38			17,060.38
Ridgeway Water Dist. (269)								9,730.28			9,730.28
Ridgeway Water Improvement (Benefitted 31-X)								7,700.00			7,700.00
Ridgeway Water Improvement (Non-benefitted 31-X)											
								7,700.00			7,700.00
Carlton Water Dist. WD241			137,825.00								137,825.00
Carlton Water Dist. WD242			7,180.00								7,180.00
Carlton Water Dist. WD243			1,679.40								1,679.40
Cowlesville Sewer District								22,000.00			22,000.00
Unassessed Water Bills			1,946.00		1,298.49		2,191.24		852.57	274.51	8,744.71
lg Rollback Tax						237.30		2,181.90			237.30
Barre Water Dist. #1		40,767.00									40,767.00
Total Taxes Levied for Town Expenditure	407,801.00	605,348.00	560,099.40	460,998.00	237,923.49	466,638.22	346,404.18	604,393.56	413,896.57	584,574.51	4,688,076.93
To Supervisor											
* 31.44 Town portion											
131.90 School Dist. portion											

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans in the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of Board for the year 1992.

Dated at Albion, New York, this 9th day of December, 1992.

Lois M. Brandt, Clerk of the Legislature

III. ABSTRACT OF TAX ROLLS
Amount and Purpose of Taxes For County Expenditure

Supervisor	Albion Don Brace	Barre Jon Peglow	Carlton Lawrence R. Higley	Clarendon Geary Shenck	Gaines Ronald Radzinski	Kendall John Becker	Murray James J. Piedimonte	Ridgeway David Callard	Shelby John W. Fox	Yates Everett L. Johnson	
Town Accounts & Charges											
General County Expense	940,444.28	504,952.45	856,714.65	601,395.19	487,972.94	747,390.86	912,494.18	1,222,462.12	756,947.18	529,722.15	7,560,496.00
Less Sales Tax Credit	92,089.03					85,802.26					177,891.29
Amount to be raised by taxes	848,355.25	504,952.45	856,714.65	601,395.19	487,972.94	661,588.60	912,494.18	1,222,462.12	756,947.18	529,722.15	7,382,604.71
Erroneous Refunded Taxes	29.44		1,510.30			131.16	376.19	3,755.06	115.90	74.80	5,992.85
Chargeback: Tax Bill/Mailer	299.04	151.86	272.27	177.43	139.26	204.92	241.78	363.15	254.39	202.76	2,306.86
Tax Processing	1,120.95	2,593.25	1,020.60	665.10	522.00	768.15	4,128.70	1,361.27	953.55	3,462.45	16,596.02
User Fees	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	2,500.00
Total Amount to be Raised By County Taxes	850,054.68	507,947.56	859,767.82	602,487.72	488,884.20	662,942.83	917,490.85	1,228,191.60	758,521.02	533,712.16	7,410,000.44
Returned School Taxes	251,359.53	162,236.45	256,856.71	216,276.50	220,595.06	110,278.75	242,649.63	324,360.04	246,544.50	134,061.05	2,165,218.22
Barre Watershed		9,288.27									9,288.27
Clarendon Watershed				7,878.73							7,878.73
Unpaid Solid Waste Program Fees	9,833.60		18,335.89	8,695.63	11,575.12	8,297.23	11,062.97	22,893.81	23,627.98	11,472.73	125,795.16
Total Payable to County Treasurer											
From Taxes Levied & All Other Sources	1,111,247.81	679,472.28	1,134,960.42	835,338.78	721,054.38	781,518.81	1,171,203.45	1,575,445.45	1,028,693.50	679,245.94	9,718,180.82

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans in the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of said board for the year 1992.

Dated at Albion, New York, this 9th day of December, 1992.

Lois M. Brandt, Clerk of the Legislature

ABSTRACT
SOLID WASTE/RECYCLING PROGRAM
FEES for 1993

Town	No. of Units	Total Amt. to be Collected
Albion	1,459	267,624.37
Barre	N/A	
Carlton	1,305	239,376.15
Clarendon	872.5	160,042.68
Gaines	964	176,826.52
Kendall	986.5	180,953.69
Murray	1,474	270,375.82
Ridgeway	2,412	442,433.16
Shelby	1,644	301,558.92
Yates	1,064	195,169.52
TOTALS	12,181	2,234,360.83

Late payments are subject to the same penalties as late property tax payments. Fees not paid during 1993 will have the appropriate penalties applied, and will be relieved and become a part of 1994 County Tax.

181.43 - Unit
90.72 - 1/2 Unit
2.00 - Administrative Fee

		APPROPRIATIONS AND PROVISIONS	LESS ESTIMATED	LESS UNEXPENDED	AMOUNT TO BE
<u>CODE</u>	<u>FUND</u>	<u>FOR OTHER USES</u>	<u>REVENUES</u>	<u>BALANCE</u>	<u>RAISED BY TAX</u>
A	GENERAL	\$ 274,111	\$ 97,362	\$ 34,000	\$ 142,749
B	GENERAL OUTSIDE VILLAGE	25,610	16,750	8,800	60
DA	HIGHWAY-TOWNWIDE	210,625	49,700	9,200	151,725
DB	HIGHWAY-OUTSIDE VILLAGE	133,302	33,500	12,000	87,802
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS:				
	(LIST EACH SEPARATELY)				
	Fire District	28,200			28,200
TOTALS		\$ 671,848	\$ 197,312	\$ 64,000	\$ 382,336

TOWN OF ALBION
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,135</u>
<u>Clerk</u>	<u>22,770</u>
<u>Highway Superintendent</u>	<u>31,447</u>
<u>Tax Collector (Clerk)</u>	<u>1,940</u>
<u>Town Justices (each)</u>	<u>5,306</u>
<u>Councilmen (each)</u>	<u>2,625</u>
<u>Assessor</u>	<u>24,215</u>

		APPROPRIATIONS AND PROVISIONS	LESS ESTIMATED	LESS UNEXPENDED	AMOUNT TO BE
<u>CODE</u>	<u>FUND</u>	<u>FOR OTHER USES</u>	<u>REVENUES</u>	<u>BALANCE</u>	<u>RAISED BY TAX</u>
A	GENERAL	\$ 243,040	\$ 119,340	\$ 39,000	\$ 84,700
B	GENERAL OUTSIDE VILLAGE				
DA	HIGHWAY-TOWNWIDE	565,647	100,316	27,500	437,831
DB	HIGHWAY-OUTSIDE VILLAGE				
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS:				
	(LIST EACH SEPARATELY)				
	<u>Barre Light District</u>	2,300	50	200	2,050
	<u>Barre Fire District</u>	40,000			40,000
	<u>Barre Water Dist. #1</u>	97,030	56,263		40,767
TOTALS		\$ 948,017	\$ 275,969	\$ 66,700	\$ 605,348

TOWN OF BARRE
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,500</u>
<u>Clerk</u>	<u>15,000</u>
<u>Highway Superintendent</u>	<u>34,000</u>
<u>Tax Collector (Clerk)</u>	<u>1,600</u>
<u>Town Justices (each)</u>	<u>4,000</u>
<u>Councilmen (each)</u>	<u>4,800</u>
<u>Assessor</u>	<u>10,750</u>

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
A	GENERAL	\$ 278,969	\$ 144,000	\$ 40,000	\$ 94,969
B	GENERAL OUTSIDE VILLAGE				
DA	HIGHWAY-TOWNWIDE	440,500	163,000	40,000	237,500
DB	HIGHWAY-OUTSIDE VILLAGE				
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	<u>Waterport Lights</u>	<u>7,500</u>			<u>7,500</u>
	<u>Carlton Water Dist.</u>	<u>310,400</u>	<u>163,715.60</u>		<u>146,684.40</u>
	<u>Carlton Fire Dist.</u>	<u>71,500</u>			<u>71,500</u>
	TOTALS	\$ 1,108,869	\$ 470,715.60	\$ 80,000	\$ 558,153.40

TOWN OF CARLTON
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,292</u>
<u>Clerk</u>	<u>13,000</u>
<u>Highway Superintendent</u>	<u>28,000</u>
<u>Tax Collector (Clerk)</u>	<u>2,500</u>
<u>Town Justices (each)</u>	<u>5,400 5,000</u>
<u>Councilmen (each)</u>	<u>6,174</u>
<u>Assessor</u>	<u>15,800</u>

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
A	GENERAL	\$ 362,343	\$ 134,245	\$ 25,000	\$ 203,098
B	GENERAL OUTSIDE VILLAGE				
DA	HIGHWAY-TOWNWIDE	341,500	121,000	40,000	180,500
DB	HIGHWAY-OUTSIDE VILLAGE				
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS:				
	(LIST EACH SEPARATELY)				
	Water District No. 1	26,025	26,025		
	Fire District	77,400			77,400
TOTALS		\$ 807,268	\$ 281,270	\$ 65,000	\$ 460,998

TOWN OF CLARENDON
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>6,520</u>
<u>Clerk</u>	<u>14,988</u>
<u>Highway Superintendent</u>	<u>32,000</u>
<u>Tax Collector (Clerk)</u>	<u>2,550</u>
<u>Town Justices (each)</u>	<u>6,250</u>
<u>Councilmen (each)</u>	<u>2,250</u>
<u>Assessor</u>	<u>18,500</u>

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
A	GENERAL	\$ 204,325	\$ 49,600	\$	\$ 154,725
B	GENERAL OUTSIDE VILLAGE	29,425	4,550	24,875	
DA	HIGHWAY-TOWNWIDE	117,800	34,100	25,000	58,700
DB	HIGHWAY-OUTSIDE VILLAGE	69,686	69,086	600	
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	Water District	69,026	67,100	1,926	
	Fire Protection	23,200			23,200
	TOTALS	\$ 513,462	\$ 224,436	\$ 52,401	\$ 236,625

TOWN OF GAINES
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>5,500</u>
<u>Clerk</u>	<u>9,400</u>
<u>Highway Superintendent</u>	<u>20,600</u>
<u>Tax Collector (Clerk)</u>	<u>1,200</u>
<u>Town Justices (each)</u>	<u>6,000 5,500</u>
<u>Councilmen (each)</u>	<u>4,800</u>
<u>Assessor</u>	<u>12,300</u>

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
A	GENERAL	\$ 297,858	\$ 41,850	\$ 15,000	\$ 241,008
B	GENERAL OUTSIDE VILLAGE				
DA	HIGHWAY-TOWNWIDE	208,381	83,750	10,000	114,631
DB	HIGHWAY-OUTSIDE VILLAGE				
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	Kendall Light Dist. #1	5,500			5,500
	Morton Light Dist. #2	3,350			3,350
	Roosevelt Light Dist. #3	1,570			1,570
	Kendall Fire Dist.	47,125	500	1,000	45,625
	Morton Fire	54,716.92			54,716.92
	TOTALS	\$ 618,950.92	\$ 126,100	\$ 26,000	\$ 466,400.92

TOWN OF KENDALL
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>6,000</u>
<u>Clerk</u>	<u>13,500</u>
<u>Highway Superintendent</u>	<u>28,900</u>
<u>Tax Collector (Clerk)</u>	<u>2,625</u>
<u>Town Justices (each)</u>	<u>4,600</u>
<u>Councilmen (each)</u>	<u>7,200</u>
<u>Assessor</u>	<u>18,200</u>

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
A	GENERAL	\$ 338,894.94	\$ 79,666	\$ 100,500	\$158,728.94
B	GENERAL OUTSIDE VILLAGE	49,245	33,275	15,970	
DA	HIGHWAY-TOWNWIDE	189,776.72	102,000	20,000	67,776.72
DB	HIGHWAY-OUTSIDE VILLAGE	168,289.66	75,380.23	92,909.43	
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	Special Lighting I	3,110	100	1,500	1,510
	Special Lighting II	5,080	100	4,080	900
	Special Lighting III	2,400	100	500	1,800
	Water District I	21,920.28	6,000	5,000	10,920.28
	Water District II	65,625	20,000	10,000	35,625
	Murray Fire Dist.	19,845			19,845
	F-H-M Fire Dist.	47,107			47,107
	TOTALS	\$ 911,293.60	\$ 316,621.23	\$ 250,459.43	\$ 344,212.94

TOWN OF MURRAY
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>7,750</u>
<u>Clerk</u>	<u>18,000</u>
<u>Highway Superintendent</u>	<u>33,100</u>
<u>Tax Collector (Clerk)</u>	<u></u>
<u>Town Justices (each)</u>	<u>7,356</u>
<u>Councilmen (each)</u>	<u>2,000</u>
<u>Assessor</u>	<u>31,889</u>

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SUMMARY OF TOWN BUDGET
RIDGEWAY

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
A	GENERAL	\$ 366,244	\$ 72,300	\$ 89,000	\$ 204,944
B	GENERAL OUTSIDE VILLAGE	48,582	5,355	15,000	28,227
DA	HIGHWAY-TOWNWIDE	311,900	82,000	58,000	171,900
DB	HIGHWAY-OUTSIDE VILLAGE	197,850	128,000	25,000	44,850
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS:				
	(LIST EACH SEPARATELY)				
	Ridgeway Fire Dist.	85,000			85,000
	Knowlesville Light Dist.	3,500	100	300	3,100
	Knowlesville Sewer Dist.	25,800	300	3,500	22,000
	Water Improvement	56,500	56,500		
	Water Dist. 31E	15,400			15,400
	Water Dist. 63	21,656.25		4,595.87	17,060.38
	Water Dist. 269	13,549.50		3,819.22	9,730.28
	TOTALS	\$ 1,145,981.75	\$ 346,555	\$ 199,215.09	\$ 602,211.66

TOWN OF RIDGEWAY
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>17,904</u>
<u>Clerk</u>	<u>26,752</u>
<u>Highway Superintendent</u>	<u>30,000</u>
<u>Tax Collector</u>	<u>2,100</u>
<u>Town Justices (each)</u>	<u>11,062</u>
<u>Councilmen (each)</u>	<u>3,000</u>
<u>Assessor</u>	<u>34,572</u>

SHELBY

<u>CODE</u>	<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMOUNT TO BE RAISED BY TAX</u>
A	GENERAL	\$ 330,729	\$ 82,415	\$ 45,000	\$ 203,314
B	GENERAL OUTSIDE VILLAGE	15,774	7,600	8,174	
DA	HIGHWAY-TOWNWIDE	248,485	107,000	25,000	116,485
DB	HIGHWAY-OUTSIDE VILLAGE	170,189	119,400	42,500	8,289
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
	Cap. Reserve Truck Fund	19,100	19,100	55,000	
S	SPECIAL DISTRICTS:				
	(LIST EACH SEPARATELY)				
	Shelby Center Light	3,700		500	3,200
	Millville Light	1,700		250	1,450
	Shelby Water #1	32,280	32,280	35,500	
	Shelby Water #2	14,627	14,627		
	Shelby Fire Co.	60,230			60,230
	E. Shelby Fire Co.	20,076			20,076
	TOTALS	\$ 916,890	\$ 382,422	\$ 121,424	\$ 413,044

TOWN OF SHELBY
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>9,363</u>
<u>Clerk</u>	<u>28,252</u>
<u>Highway Superintendent</u>	<u>34,931</u>
<u>Tax Collector (Clerk)</u>	<u></u>
<u>Town Justices (each)</u>	<u>15,352</u>
<u>Councilmen (each)</u>	<u>2,867</u>
<u>Assessor</u>	<u>33,676</u>

-527-

YATES

CODE

TOWN OF YATES
1993

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>9,363</u>
<u>Clerk</u>	<u>28,252</u>
<u>Highway Superintendent</u>	<u>34,931</u>
<u>Tax Collector (Clerk)</u>	<u></u>
<u>Town Justices (each)</u>	<u>15,352</u>
<u>Councilmen (each)</u>	<u>2,867</u>
<u>Assessor</u>	<u>33,676</u>

Form 1
Footings of Assessment Roll
Town of Albion
1992

	County	Town
Real Property	38,870,326	39,168,143
Public Service	1,743,440	1,743,440
R.R. Property	730,538	730,538
Special Franchise	1,188,945	1,188,945
Total Outside	42,533,249	42,831,066

	County	Town
Real Property	68,851,885	69,236,965
Public Service	1,922,745	1,922,745
R.R. Property	341,687	341,687
Special Franchise	3,536,759	3,536,759
Total Inside	74,653,076	75,038,156
Total Roll	117,186,325	117,869,222

Recycle/Waste Program (Units)

Fire Protection Dist. (FD201) 44,042,373

	Outside	Inside
Land Value:	10,982,780	11,654,800
Total Land	22,637,580	

	County/Town	County/Town
Exemptions:		
Veterans	2,235,315	1,090,573
Fire	43,400	
Clergy	1,500	

Form 3
Amount and Purpose of Taxes
For County Expenditure
Town of Albion
1992

General County Tax, Including Highways:

Apportioned to Town	\$	940,444.28
Less Sales Tax Credit		<u>92,089.03</u>
Amount to be raised by tax	\$	848,355.25

General Town Tax:

Erroneous & Refunded	29.44
Chargeback - Data Mgmt. Svcs.	1,120.95
Chargeback - Tax Bills/Mailers	299.04
Chargeback - User Fee (N.Y.S.)	250.00
Chargeback - Update	
Total General Town Tax	<u>1,699.43</u>
Total Amt to be raised by tax	\$850,054.68

Special Levies:

Returned School Tax	\$251,359.53
Relevied Solid Waste Pgm. Fees	<u>9,833.60</u>
Total Special Levies	261,193.13

Total Levies for County Expenditure

Payable to County Treasurer	\$1,111,247.81
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Form 1
Footings of Assessment Rolls
Town of Barre
1992

	Town & County Swiss Code 342200	
	County	Town
Real Property	48,933,821	49,236,388
Public Service	3,320,936	3,320,936
Special Franchise	727,339	727,339
Total Roll	52,982,096	53,284,663
Light District		4,369,600
Recycling/Waste Program		743 Units
Fire District		55,522,740
Land Value		17,616,595
Barre Watershed	2,093.70 Acres	
Barre Water Dist. (WD221 - Units)		139 Units
Exemptions:		
Fire		80,400
Veterans		1,171,328

Form 3
Amount and Purpose of Taxes
For County Expenditure
Town of Barre
1992

General County Tax, including Highways:

Apportioned to Towns	\$ 504,952.45
Amount to be raised by tax	\$ 504,952.45

General Town Tax

Chargeback - Data Mgmt Svcs.	\$ 2,593.25
Chargeback - Tax Bills/Mailers	151.86
Chargeback - User Fees (NYS)	250.00
Chargeback - Update	
Total General Town Tax	2,995.11
Total Amount to be raised by tax	\$ 507,947.56

Special Levies:

Returned School Tax	\$ 162,236.45
Barre Watershed	\$ 9,288.27
Total Special Levies	171,524.72

Total Levies for County Expenditure

Payable to County Treasurer	\$ 679,472.28
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Form 1
Footings of Assessment Rolls
Town of Carlton
1992

	Swiss Code 342400	
	County	Town
Real Property	111,365,196	112,251,264
Public Safety	5,909,658	5,909,658
Special Franchise	2,237,120	2,237,120
Total Roll	119,511,974	122,152,442
Fire Protection District		124,650,116
Water District 1 (Units)		1016
Water District 2		359
Water District 3		933
Light District		17,435,469
Land Value		42,886,515
Exemptions:		
Veterans		2,550,143
Fire		447,900

Form 3
Amount and Purpose of Taxes
for County Expenditure
Town of Carlton
1992

General County Tax, including Highways:
Apportioned to Towns \$ 856,714.65

Amount to be raised by tax \$ 856,714.65

General Town Tax:
Erroneous & Refunded Taxes \$ 1,510.30
Chargeback - Data Mgmt. Svcs. 1,020.60
Chargeback - Tax Bills/Mailers 272.27
Chargeback - User Fee (N.Y.S.) 250.00
Chargeback - Update
Total General Town Tax 3,053.17
Total Amount to be raised by tax \$ 859,767.82

Special Levies:
Returned School Tax \$ 256,856.71
Unpaid Solid Waste Fees 18,335.89
Total Special Levies 275,212.60
-20.00
275,192.60

Total Levies for County Expenditure
Payable to County Treasurer \$1,134,980.42
-20.00
1,134,960.42

Form 1
Footings of Assessment Roll
Town of Clarendon
1992

	Swiss Code 342600	
	County	Town
Real Property	73,307,762	73,815,306
Public Service	2,476,094	3,033,694
R.R. Property	60,643	60,643
Special Franchise	2,006,247	2,006,247
Total Roll	77,850,746	78,915,890
Fire Protection		80,786,541
Total Land		18,388,500
Clarendon Watershed (Acres)		1,775.97 Acres
Exemptions:		
Veterans		1,492,498
Clergy		1,500
Fire		272,600

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Clarendon
1992

General County Tax including Highway:

Apportioned to Town	\$ <u>601,395.19</u>
Amount to be raised by tax	\$ 601,395.19

General Town Tax

Erroneous and Refunded Taxes	\$	
Chargeback of Data Mgmt Svcs.		665.10
Chargeback of Tax Bills/Mailer		177.43
Chargeback User Fee (NYS)		250.00
Chargeback Update		
Total General Town Tax		<u>1,092.53</u>
Total Amount to be raised by tax	\$	602,487.72

Special Levies:

Returned School Tax	\$	216,276.50
Clarendon Watershed	\$	7,878.73
Unpaid Solid Waste Fees		<u>8,695.83</u>
Total Special Levies		232,851.06

Total Levies for County Expenditure

Payable to County Treasurer	\$ 835,338.78
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Form 1
Footings of Assessment Rolls
Town of Gaines
1992

	Swiss Code 342889 Outside	
	County	Town
Real Property	39,469,518	39,705,333
Public Service	1,877,340	2,792,840
Special Franchise	1,858,014	1,858,014
Total Outside	43,204,872	44,356,187

	Swiss Code 342801 Inside	
	County	Town
Real Property	14,163,685	14,237,440
Public Service	520,559	520,559
Special Franchise	329,522	329,522
Total Inside	15,013,766	15,087,521
Total Roll	58,218,638	59,443,708

Water Dist. (WD282) Units	60 Units
Fire Protection Dist. FD281	51,297,565
Water Dist. WD281	17,471,500
Recycling/Waste Program Units	Inside 255
	Outside 698

Land Value:	Outside	Inside
	11,576,300	2,763,900
Total Land	14,340,200	

Exemptions:	Inside	Outside
Veterans	1,096,452	388,415
Clergy	1,500	

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Gaines
1992

General County Tax including Highways:	
Apportioned to Town	<u>\$ 487,972.94</u>
Amount to be raised by tax	\$ 487,972.94
General Town Tax:	
Erroneous & Refunded Taxes	\$
Chargeback of Data Mgmt Svcs.	522.00
Chargeback Tax Bills/Mail	139.26
Chargeback User Fee (NYS)	250.00
Chargeback Update	
Total General Town Tax	<u>911.26</u>
Total Amt to be raised by Tax	\$ 488,884.20
Special Levies:	
Returned School Tax	\$ 220,595.06
Unpaid Solid Waste Fees	<u>11,575.12</u>
	232,170.18
Total Levies for County Expenditure	
Payable to County Treasurer	\$ 721,054.38

Form 1
Footings of Assessment Rolls
Town of Kendall
1992

	Swiss Code 34300	
	County	Town
Real Property	87,264,178	88,336,600
Public Service	1,893,354	1,893,354
Special Franchise	1,688,382	1,688,382
Total Roll	90,845,914	91,918,336
Fire Dist. 1 FD301		68,565,995
Fire Dist. 2 FD302		25,869,998
Light Dist. 1 LD301		7,358,129
Light Dist. 2 LD302		5,745,785
Light Dist. 3 LD303		63 Units
Recycling/Waste Program Units		979.5 Units
Water Dist. WD301		32,202,606
Ag Roll Back Tax (RBT30) (2)		237.30
Land Value		26,187,788
Exemptions:		
Fire		274,000
Clergy		1,500
Veterans		2,568,356

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Kendall
1992

General County Tax including Highways:

Apportioned to Towns	\$ 747,390.86
Less Sales Tax Credit	<u>85,802.26</u>
Amount to be raised by tax	\$ 661,588.60

General Town Tax

Erroneous & Refunded Taxes	\$ 131.16
Chargeback of Data Mgmt. Svcs.	768.15
Chargeback of Tax Bills/Mailers	204.92
Chargeback User Fee (NYS)	250.00
Chargeback Update	
Total General Town Tax	<u>1,354.23</u>
Total amount to be raised by tax	\$ 662,942.83

Special Levies:

Returned School Tax	\$ 110,278.75
Unpaid Solid Waste Fees	<u>8,297.98</u>
	118,575.98

Total Levies for County Expenditure

Payable to County Treasurer	\$ 781,518.81
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Form 1
Footings of Assessment Roll
Town of Murray
1992

Outside 343289

County and Town

Real Property	70,693,394
Public Service	1,487,619
R.R. Property	496,747
Special Franchise	2,624,626
Total Outside	75,302,386

Inside 343201

County and Town

Real Property	35,784,450
Public Service	201,310
R.R. Property	324,085
Special Franchise	901,252
Total Inside	37,211,097
Total Roll	112,513,483

RWP 34 Recycling/Waste Program Units	1,476
Light Dist. 1 LD321	2,895,636
Light Dist. 2 LD322	4,775,183
Light Dist. 3 LD323	2,560,159
Fancher-Hul-Mur Fire Dist.2 FD322	37,841,084
Fire Protection Dist. 1 FD321	40,605,640
Water Dist. 1 WD321 (7256.4 ft)	3,474,428
Water Dist. 2 WD322 (3/4")	134 Units
Water Dist. 2 WD323 (1")	4 Units

Land Value:

Outside	Inside
16,390,200	6,742,000
Total Land	23,132,200

Exemptions:

County/Town	County/Town
Inside	Outside
1,736,761	1,556,875
100,00	
	1,500

Veterans
Fire
Clergy

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Murray
1992

General County Tax including Highways:

Apportioned to Towns	\$ 912,494.18
Amount to be raised by tax	\$ 912,494.18

General Town Tax:

Erroneous & Refunded Tax	376.19
Chargeback of Data Mgmt. Svcs.	4,128.70
Chargeback of Tax Bills/Mailers	241.78
Chargeback of User Fee (NYS)	250.00
Chargeback Update	
Total General Tax	<u>4,996.67</u>
Total Amount to be raised by tax	\$ 917,490.85

Special Levies:

Returned School Tax	\$ 242,649.63
Unpaid Solid Waste Fees	<u>11,062.97</u>
Total Special Levies	253,712.60

Total Levies for County Expenditure

Payable to County Treasurer	\$1,171,203.45
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Form 1
Footings of Assessment Rolls
Town of Ridgeway
1992

	Outside	
	Swiss Code 343489	
	County	Town
Real Property	70,998,780	71,439,676
Public Service	5,531,277	5,531,277
R.R. Property	365,844	365,844
Special Franchise	2,818,598	2,818,598
Total Outside	79,714,499	80,155,395

	Inside	
	Swiss Code 343401	
	County	Town
Real Property	68,543,713	69,165,583
Public Service	2,305,302	2,305,302
R.R. Property	267,456	267,456
Special Franchise	2,338,900	2,338,900
Total Inside	73,455,371	74,077,241
Total Roll	153,169,870	154,232,636

Fire Protection Dist. FD341	83,200,609
Light Dist. LD341	3,886,067
Sewer Dist. SD341 (89 Units)	2,961,600
Water Dist. WI343 (31E) (74 Units)	6,365,700
Water Dist. WI344 (63)	2,168,800
Water Dist. WI345 Co. Line	2,115,800
RWP34 Recycling/Waste Program (Units) (2341 Parcels)	2404

Land Value:	Outside	Inside
	24,878,800	11,971,650

Total Land	36,850,450
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Exemptions:		
Fire	229,000	
Clergy	6,000	
Veterans	1,978,340	2,722,355

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Ridgeway
1992

General County Tax including Highways:

Apportioned to Towns	\$1,222,462.12
Less Sales Tax Credit	
Amount to be raised by tax	<u>1,222,462.12</u>

General Town Tax:

Erroneous & Refunded Tax	\$ 3,755.06
Chargeback of Data Mgmt. Svcs.	1,361.27
Chargeback Tax Bills/Mailer	363.15
Chargeback User Fee (NYS)	250.00
Chargeback Update	
Total General Town Tax	<u>5,729.48</u>
Total Amount to be raised by tax	\$1,228,191.60

Special Levies:

Returned School Taxes	\$ 324,360.04
Unpaid Solid Waste Fees	<u>22,893.81</u>
Total Special Levies	347,253.85

Total Levy for County Expenditure

Payable to County Treasurer	\$1,575,445.45
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Form 1
Footings of Assessment Rolls
Town of Shelby
1992

Swiss Code 343689

	County	Town
Real Property	54,332,131	54,660,062
Public Service	4,429,512	4,429,512
R.R. Property	343,754	343,754
Special Franchise	1,437,657	1,437,657
Total Outside	60,543,054	60,876,985

Swiss Code 343601

	County	Town
Real Property	45,445,924	45,715,564
Public Service	428,141	428,141
R.R. Property	120,486	120,486
Special Franchise	1,291,237	1,291,237
Total Inside	47,285,788	47,555,428
Total Roll	107,828,842	108,432,413

Fire Protection Dist. FD361	63,293,993
Light Dist. 1 (Shelby) LD361	4,429,600
Light Dist. 2 (Millville) LD362	1,692,100
RWP 34 Rec. Waste Program	1645 Units

Land Value:	Outside	Inside
	18,235,187	8,744,050
Total Land	26,979,237	

Exemptions:	County/Town Inside	County/Town Outside
Veterans	1,713,843	1,430,125
Fire	464,600	
Clergy	1,500	

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Shelby
1991

General County Tax including Highway:	
Apportioned to Town	\$ 756,947.18
Amount to be raised by tax	\$ 756,947.18

General Town Tax	
Erroneous & Refunded Taxes	\$ 115.90
Chargeback of Data Mgmt. Svcs.	953.55
Chargeback of Tax Bills/Mailers	254.39
Chargeback of User Fee (NYS)	250.00
Chargeback Update	
Total General Town Tax	<u>1,573.84</u>
Total Amount to be raised by tax	\$ 758,521.02

Special Levies:	
Returned School Tax	\$ 246,544.50
Unpaid Solid Waste Fees	<u>23,267.98</u>
Total Special Levies	270,172.48

Total Levies for County Expenditure	
Payable to County Treasurer	\$1,028,693.50

Form 1
Footings of Assessment Rolls
Town of Yates
1992

	Swiss Code 343889	
	Outside	
	County	Town
Real Property	46,872,729	46,958,198
Public Service	1,211,734	1,211,734
Special Franchise	855,003	855,003
Total Outside	48,942,466	49,024,935

	Swiss Code 343801	
	Inside	
	County	Town
Real Property	18,917,968	19,049,545
Public Service	288,002	288,002
Special Franchise	606,462	606,462
Total Inside	\$ 19,812,432	19,944,009
Total Roll	68,754,898	68,968,944

Fire Protection Dist. FD381	50,253,393
Water Dist. 1 WD381	1,233,600
Water Dist. 2 WD382	113,000
Water Dist. 3 WD383	47,100
RWP 34 Recycling/Waste Program	1062 Units

Land Values:	Outside	Inside
	25,266,100	3,500,400
Total Land	28,766,500	

Exemptions:	County/Town	County/Town
	Inside	Outside
Veterans	844,315	556,682

Form 3
Amount & Purpose of Taxes
For County Expenditure
Town of Yates
1992

General County Tax including Highways	
Apportioned to Town	\$ <u>529,722.15</u>
Amount to be raised by tax	529,722.15

General Town Tax	
Erroneous & Refunded Taxes	\$ 74.80
Chargeback of Data Mgmt. Svcs.	3,462.45
Chargeback of Tax Bills/Mailers	202.76
Chargeback of User Fee (NYS)	250.00
Chargeback Update	
Total General Town Tax	<u>3,990.01</u>
Total amount to be raised by tax	\$ 533,712.16

Special Levies:	
Returned School Tax	\$ 134,061.05
Unpaid Solid Waste Fees	<u>11,472.73</u>
Total Special Levies	145,533.78

Total Levies for County Expenditure	
Payable to County Treasurer	\$ 679,245.94

LEGISLATURE COMPENSATION TABLE

STATE OF NEW YORK)
COUNTY OF ORLEANS)

I, Lois M. Brandt, Clerk of the Orleans County Legislature, do hereby certify that the following statement contains the amount of compensation, mileage and expenses paid to each member of the Legislature for regular and reconvened meetings during the year 1992.

That the number of days said Legislature was in session at its regular meetings was 25, and three reconvened meetings.

<u>Name of Legislator</u>	<u>District</u>	<u>Salary</u>	<u>Travel & other expenses</u>
Frank Berger Chairman	Dist. 2	12,600	3,968
Richard Bennett	At Large	8,400	464
George Bower	At Large	8,400	1,996
John McCarthy II	At Large	8,400	217
Marcia Tuohey	Dist. 1	8,400	318
Lyndon Billings	Dist. 2	8,400	573
Ted Swiercznski	Dist. 3	8,400	0
TOTAL		63,000	7,536

MILEAGE - COUNTY ROADS

1992

<u>Town</u>	State Highways <u>Inside Villages</u>	<u>Outside Villages</u>	<u>County Roads</u>	<u>Town Roads</u>	Combined Totals State, County & <u>Town</u>
Albion	3.04	12.45	16.55	23.75	55.79
Barre		13.39	19.01	64.03	96.43
Carlton		14.41	31.07	51.12	96.60
Clarendon		13.08	14.94	44.47	72.49
Gaines	0.15	14.88	20.17	16.28	51.48
Kendall		11.63	22.00	26.20	59.83
Murray	2.33	20.03	16.80	29.29	68.45
Ridgeway	2.22	20.39	18.72	47.92	89.25
Shelby	1.73	14.01	17.82	46.21	79.77
Yates	<u>1.01</u>	<u>11.33</u>	<u>19.85</u>	<u>36.10</u>	<u>68.29</u>
TOTAL	10.48	145.61	196.93	385.37	738.38

Total mileage of State Highways inside and outside Villages is 156.08.

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DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Office for the Aging

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 167,997	170,846	170,444	164,590
Non-personal Expense	394,481	406,402	421,731	406,955
TOTAL	562,478	601,039	592,175	571,545

PERSONNEL:

Number of				
Full time	7	7	7	7
Part time	6	6	6	6
Seasonal	1	1	1	1
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Newsletter/Misc.	2451	Fund Raising	4418
Home Care	15858	SCAC	225
CATS	3269	Legal	60
Lifeline	39524		

PROGRAM:

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DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT _____ BUDGET OFFICER _____

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 8,642.20	11,096	7,135.52	7,900
Non-personal Expense	2,569.42	3,937	2,155.29	3,485
TOTAL	11,211.62	15,033	9,290.81	11,385

PERSONNEL:

Number of				
Full time				
Part time	2	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

None

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Buildings & Grounds

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 207,480.	\$206,655.	\$185,780.59	\$199,566.
Non-personal Expense	223,973.	246,611.	250,921.80	224,642.
TOTAL	431,453.	453,266.	436,702.39	424,208.

PERSONNEL:

Number of				
Full time	10	10	10	10
Part time	2	3	3	0
Seasonal	1	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Revenue: A1270 -- \$287,151.84

PROGRAM:

Niagara Mohawk bills totaled \$23,347.55 over 1991. They increased the rate on our type of building 25%.

1993 will also show a negative amount for utilities because we were not notified of increase before the budget was adopted.

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Chief Administrative Officer

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 44,328.	51,771.	51,602.	53,801.
Non-personal Expense	1,445.	1,830.	1,603.	1,614.
TOTAL	45,773.	53,601.	53,205.	55,415.

PERSONNEL:

Number of			1.4	1.4
Full time				
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

The Chief Administrative Officer is responsible for overseeing the day-to-day operations of County Government. Among the major activities in 1992 were the successful negotiations of labor agreements with 2 employee unions, the development of a contract for a new 800 MHz Radio System, and the development of a request for proposal for County Insurance.

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DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT CLERK OF THE LEGISLATURE

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ <u>75,745</u>	<u>69,452</u>	<u>69,452</u>	<u>71,860</u>
Non-personal Expense	<u>5,907</u>	<u>3,758</u>	<u>2,100</u>	<u>3,861</u>
TOTAL	<u>81,652</u>	<u>73,210</u>	<u>71,552</u>	<u>75,721</u>
PERSONNEL:				
Number of				
Full time	<u>4</u>	<u>3</u>	<u>3</u>	<u>3</u>
Part time	<u></u>	<u></u>	<u></u>	<u></u>
Seasonal	<u></u>	<u></u>	<u></u>	<u></u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT COUNTY CLERK

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
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EXPENDITURES:

Personal	\$ 229,624.36	226,488.00	225,544.48	236,922.00
Non-personal Expense	40,472.00	32,796.00	28,123.67	31,377.00
TOTAL	270,096.36	259,437.00	253,668.15	268,299.00

PERSONNEL:

Number of				
Full time	12	12	12	12
Part time	2	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

REVENUE SOURCE

CONSERVATION	69.00
TRANSFER TAX	1,474.00
COURT FEES	3,695.00
MORTGAGE TAX (Clerk Hire)	7,000.00
MOTOR VEHICLE FEES	129,833.60
MOTOR VEHICLE SALES TAX	7,051.00
COUNTY CLERK FEES	139,373.42
NYS ED. DEPT. REC FEES	1,618.50
EQUALIZATION & ASSESS.	3,975.00
	294,089.52
MORTGAGE TAX COLLECTED AND DISBURSED TO TOWNS WHERE PROPERTY IS LOCATED	380,306.65
ABSTRACT CO. RENT	3,850.00
INTEREST ALL ACCOUNTS	1,178.10

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT _____ COUNTY TREASURER _____

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 153,553.44	155,564	145,293.87	154,335
Non-personal Expense	29,776.83	41,934	33,664.46	40,119
TOTAL	183,330.27	197,498	178,958.33	194,454

PERSONNEL:

Number of				
Full time	6	6	6	6
Part time	1	1	1	1
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Treasurer's Fees	Budgeted	\$30,000	Actual	\$52,294.98
Int. & Penalties				
on Taxes	Budgeted	\$455,000	Actual	\$508,900.68
Int. on Earnings	Budgeted	\$225,000	Actual	\$228,199.70

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT ORLEANS COUNTY DISTRICT ATTORNEY

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 97,282.69	118,436.00	118,804.00	119,742.00
Non-personal Expense	41,778.26	34,905.00	44,264.76	39,809.00
TOTAL	139,060.95	153,341.00	163,068.98	159,551.00

PERSONNEL:

Number of				
Full time	1	1	1	1
Part time	4	4	4	4
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Elections

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ <u>56,168.00</u>	<u>53,214.00</u>	<u>54,083.23</u>	<u>55,989.00</u>
Non-personal Expense	<u>22,195.26</u>	<u>30,496.00</u>	<u>27,745.01</u>	<u>28,694.00</u>
TOTAL	<u>78,364.12</u>	<u>83,710.00</u>	<u>81,828.24</u>	<u>84,683.00</u>

PERSONNEL:

Number of				
Full time	<u>2</u>	<u>2</u>	<u></u>	<u>2</u>
Part time	<u>2</u>	<u>2</u>	<u></u>	<u>2</u>
Seasonal	<u>4</u>	<u>4</u>	<u></u>	<u>4</u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Sale of Enrollment Books and Disks	468.48
Reimbursement from Towns for Election Expenses	190.47
Total	658.95

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT EMERGENCY MANAGEMENT (CD)

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 53746.37	51954.00	51733.98	54803.00
Non-personal Expense	37229.99	36657.00	29994.18	43510.00
TOTAL	90976.36	88611.00	81728.16	98313.00

PERSONNEL:

Number of				
Full time	2	2	2	2
Part time	8	8	8	8
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT: HEALTH 4010

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	626,958.62	615,338.00	596,726.45	641,572.00
Non-Personal Expense	<u>448,584.93</u>	<u>483,802.45</u>	<u>465,407.04</u>	<u>493,501.00</u>
TOTAL	1,075,543.55	1,099,140.45	1,062,133.49	1,135,073.00

PERSONNEL:

Number of:

Full time	27	26	26	25
Part time	4	3	3	6
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Programs:	Public Health Nursing	Environmental Health Services
	Home Health Agency	Physically Handicapped Children's Program

Fees Received:

A1602--A1605 Nursing:

A1602 Medicare:	376,740.60
A1603 Medicaid:	110,660.81
A1604 Self Pay:	1,041.00
A1605 Other Insurance:	<u>68,398.94</u>
TOTAL	556,841.35

A1607 Environmental Health:

Food Service Establishments:	7,535.00
Temporary Residences:	3,215.00
Pools & Beaches:	75.00
Commercial/Industrial:	240.00
Private Residences:	<u>31,355.00</u>
TOTAL	42,420.00

**A1606 Physically Handicapped
Children's Program:**

Parent Payments:	1,964.46
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A1601 Miscellaneous:

Radon Test Kits:	25.00
Hep B Vaccinations:	3,391.80
Freedom Of Info:	62.00
Fines:	200.00
Misc:	<u>120.00</u>
TOTAL	3,798.80

TOTAL FEES:	<u>605,024.61</u>
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DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Orleans County Highway

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
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EXPENDITURES:

Personal	\$ 615,027.04	618,143.00	609,219.59	649,484.00
Non-personal Expense	2,330,908.49	2,363,216.00	2,260,803.22	2,320,134.00
TOTAL	2,945,935.53	2,982,359.00	2,870,022.81	2,969,618.00

PERSONNEL:

Number of				
Full time	25	26	26	26
Part time	3	1	1	1
Seasonal				
Temporary	2	2		

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT HISTORY

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ <u>4,537.00</u>	<u>4,145.00</u>	<u>4,145.00</u>	<u>4,696.00</u>
Non-personal Expense	<u>1,026.32</u>	<u>540.00</u>	<u>430.00</u>	<u>840.00</u>
TOTAL	<u>5,563.32</u>	<u>4,685.00</u>	<u>4,575.00</u>	<u>5,536.00</u>

PERSONNEL:

Number of				
Full time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Part time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Orleans County Job Development Agency

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 313,545	407,751	343,615	351,687
Non-personal Expense	412,315	337,759	379,782	403,887
TOTAL	725,860	745,510	723,397	755,574

PERSONNEL:

Number of				
Full time	12	13	13	13
Part time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM: It is our primary objective to utilize the funding from both Federal and State sources to provide employment and training services and programs to income eligible residents of Orleans County. Our department also receives funds from Federal sources to provide services and training activities to laid off or dislocated workers. There is no income eligibility criteria so long as we can verify the reason for being laid off and it meets the definition we are given to work with. Our department also administers all of the employment programs and services for the Orleans County Department of Social Services under the J.O.B.S. program. This part of our responsibility has grown significantly in 1992 due to the increased numbers of residents coming onto the welfare rolls.

As part of our J.T.P.A. programs, we provided either employment, training or services to 359 unduplicated adults and youth during our program year (July 1, 1991 thru June 30, 1992. This was a 6% increase over last program year.

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT LEGISLATIVE BOARD

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
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EXPENDITURES:

Personal	\$ <u>62,989</u>	<u>63,000</u>	<u>63,000</u>	<u>63,000</u>
Non-personal Expense	<u>22,692</u>	<u>24,755</u>	<u>22,551</u>	<u>24,816</u>
TOTAL	<u>85,681</u>	<u>87,755</u>	<u>85,551</u>	<u>87,816</u>

PERSONNEL:

Number of				
Full time				
Part time	<u>7</u>	<u>7</u>	<u>7</u>	<u>7</u>
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

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DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Mental Health

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 244,299	248,757	244,633	298,770
Non-personal Expense	292,127	299,445	300,272	337,337
TOTAL	536,426	548,202	544,905	636,107

PERSONNEL:

Number of				
Full time	10	10	9	11
Part time	1	1	1	1
Seasonal	0	0	0	0
Temporary	0	0	2	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Self Pay	20,323
Medicaid	117,868
Medicare	21,858
3rd Party	116,114
COPS	106,830

PROGRAM: 382,993

4310

Mental Health Clinic
Administration

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DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Mental Health

	ACTUAL EXPENSES 1991 -	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 223,293	233,752	234,277	217,734
Non-personal Expense	294,065	389,378	280,096	337,736
TOTAL	517,358	623,130	514,373	555,470

PERSONNEL:

Number of				
Full time	11	11	11	11
Part time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Medicaid	169,450	ICM Medicaid	39,688
Medicaid/Trans	22,777		
3rd Party	7,220		
COPS	18,260		
	217,707		

PROGRAM:

4320
Continuing Treatment
Intensive Case Management

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Orleans County Nursing Home

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:	ACCRUALS		ACCRUAL	
Personal	\$ 2388015	2361358	2391682 2465188	2448347
Non-personal Expense	1752020	1760019	1871434	1982229
TOTAL	41400035	4121377	4336622	4430576

PERSONNEL:

Number of				
Full time	93		89	88
Part time	84		82	84
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Personnel

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ <u>59,008.43</u>	<u>61,281.</u>	<u>59,566.34</u>	<u>65,164.</u>
Non-personal Expense	<u>7,826.96</u>	<u>10,857.</u>	<u>7,846.49</u>	<u>9,181.</u>
TOTAL	<u>66,835.39</u>	<u>72,138.</u>	<u>67,412.83</u>	<u>74,345.</u>

PERSONNEL:

Number of				
Full time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Part time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Civil Service Examination Fees \$1,000.00

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT PLANNING AND DEVELOPMENT

	ACTUAL EXPENSES 1991	ADJUSTED BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 148,272	151,347	151,909	158,245
Non-personal				
Expense	30,916	37,765	34,606	28,538
A8025.465	5,633	5,633	5,633	5,633
TOTAL	184,821	194,745	192,148	192,416

PERSONNEL:

Number of				
Full time	7	7	7	7
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

\$93,096 Federal A4089
New York State Housing Finance Agency
(Section 8 Housing)

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT PROBATION

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 407,555.33	\$407,767.	\$400,245.24	\$414,887.
Non-personal Expense	44,024.91	44,278.50	39,114.57	50,482
TOTAL	451,580.24	452,045.50	439,359.81	465,369.00

PERSONNEL:

Number of				
Full time	19		19	19
Part time	0		0	0
Seasonal	0		0	0
Temporary	1		0	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):			
COUNTY COURT RESTITUTION:	\$10,307.04	SURCHARGE:	\$1,402.74
COUNTY COURT FINES:	3,330.00	SUPERVISION FEES:	1,782.00
JUSTICE COURT RESTITUTION:	10,951.57		
JUSTICE COURT FINES:	1,857.00		
FAMILY COURT RESTITUTION:	1,724.68	TOTAL:	\$31,355.03

PROGRAM:

During 1992 the Probation Department served 657 clients through Family Court Intake and Justice Court Diversion. The number of Court investigations increased by nearly 10% to 537. Similarly, supervision caseloads increased from 496 to 526 (6%). As in the previous year, many cases involved violence and nearly 80% were alcohol or drug related. These increases in the Probation workload were effectively managed, despite the redirection in line staff of one full-time Probation Officer.

As the incidence of crime in New York State continues to escalate, the Orleans County Probation Department continues to pursue intermediate sanctions and other alternatives in an effort to provide community safety at an affordable cost to the individual taxpayers.

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT ORLEANS COUNTY PUBLIC DEFENDER

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ <u>93,308.26</u>	<u>94,349.00</u>	<u>94,341.85</u>	<u>89,913.00</u>
Non-personal Expense	<u>37,267.22</u>	<u>26,554.00</u>	<u>35,765.56</u>	<u>26,379.00</u>
TOTAL	<u>130,575.48</u>	<u>120,903.00</u>	<u>130,107.41</u>	<u>116,292.00</u>

PERSONNEL:

Number of				
Full time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Part time	<u>3</u>	<u>3</u>	<u>3</u>	<u>3</u>
Seasonal	<u></u>	<u></u>	<u></u>	<u></u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

N.Y. State - Indigent Inmate - § 606 Corrections Law	\$ 1,833.82
N.Y. State - Indigent Inmates - not charged with crimes	\$ 9,744.22
	\$11,578.04

PROGRAM: The Orleans County Public Defender's Office consists of three (3) part-time attorneys and a full time Legal Assistant. The attorneys share responsibility of providing legal representation to poor persons charged in twenty-two(22) Town and Village Courts and in County Court. Representation of defendants charged with certain violations, misdemeanors and felonies involves, among other things: appearances at arraignments, discovery demands, pretrials, motions and hearings, trials, post-trial motions, revocation of probation and parole revocation hearings. Appeals may be taken which involve extensive legal research, preparation of a law brief and oral argument in the Appellate Division.

The Office handles other matters out of the Orleans and Albion Correctional Facilities concerning § 440 CPL matters, appeals from denial of parole; appeals from revocation of parole; Habeas Corpus and Parole Rescission Hearings. Our Legal Assistant prepared 111 parole denial briefs. These matters generated income of \$ 11,578.04.

The Public Defender's Office is in dire need of updating its office equipment. Next year we must budget more money.

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT REAL PROPERTY TAX SERVICES

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 58,625.	46,526.	44,045.12	49,342.
Non-personal Expense	12,673.	14,666.	13,010.75	12,421.
TOTAL	71,298.	61,192.	57,055.87	61,763.

PERSONNEL:

Number of				
Full time	3	2	2	2
Part time		1	1	1
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Real Property Tax Processing Fees and Tax Map Sales	\$8,844.74
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PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Records Management

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 9,626.	10,442.	10,505.	3,980.
Non-personal Expense	7,681.	1,960.	6,655.	766.
TOTAL	17,307.	12,382.	17,160.	4,746.

PERSONNEL:

Number of				
Full time	.2	.2	.2	.2
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

\$13,379.00 was received from a N.Y.S. Records Management Grant

PROGRAM:

The department operates with a part-time clerical position under the general direction of the Chief Administrative Officer. Records from various departments are stored in a center located in the basement of the Mental Health Building. This department provides storage and retrieval services, maintains inventory information for the departments, and destruction service for obsolete records.

DEPARTMENT ANNUAL REPORT INFORMATION

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ACTIVITY SUMMARY

DEPARTMENT SELF-INSURANCE

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 33,497.98	\$ 32,136.00	\$ 31,912.00	\$ 35,406.00
Non-personal Expense	450,868.99	421,003.00	402,658.35	476,565.00
TOTAL	\$484,366.97	\$453,139.00	\$434,570.35	\$511,971.00

PERSONNEL:

Number of				
Full time	1	1	1	1
Part time	3	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PARTICIPANT ASSESSMENTS	-- \$453,139
INTEREST ON SAVINGS	-- 24,904
REFUNDS PRIOR YEARS	-- 32,334
	<u>\$510,377</u>

PROGRAM:

The Orleans County Self-Insurance Plan is responsible for administration and management of Workers' Compensation benefits. Our participants include all county, town and village employees as well as all Orleans County volunteer firefighters. We are required to keep a Reserve Account and apportion costs between participants on an annual basis.

The State Legislature's decision to increase workers' compensation rates in 1990, combined with rapidly growing health care costs and fraudulent use of the system have forced costs out of control. NYSAC has become active in workers' compensation reform and we have volunteered to contribute to this campaign in any way possible.

With continued efforts to enforce safety, we hope to decrease the number and extent of accidents and injuries, therefore, control costs. We have also looked into rehabilitation of those disabled in order to get them back to work. Rehab works for the common good of both the claimant and employer and is a tool that is becoming widely used to reduce compensation costs.

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Sheriff's

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 2,236,095.	1,525,094.	1,546,202.23	1,644,144.
Non-personal Expense	492,385.04	482,095.	519,972.84	467,034.
TOTAL	2,728,480.18	2,007,189.	2,066,175.07	2,111,178.

PERSONNEL:

Number of				
Full time	59	59*	59*	59
Part time	11	13	13	19
Seasonal	3	3	3	5
Temporary	2	2	4	4

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):			
Sheriff's Fees	29,278.94	Pris. Housing	89,613.70
Dispatch	37,549.20	State/Lunch	894.28
Pris. Transp.	1,073.73	Fed/Lunch	13,934.85
Navigation-State	17,363.85	Crime Victims	9,472.00
D&E Felons-State	103,657.00	Alt/Incar	18,870.80
		Security Agree.	1,079.50
		Lyndonville Patrol	21,080.67
		Inmate Phone	10,751.99
		Pistol Permits	2,140.00
		DWI	6,010.00
PROGRAM:		Court Security	30,000.00

Narrative submitted earlier

*We did not have 59 full time for the entire year as follows:

Kozielski retired - 11/16
 Bennett resigned - 12/13
 Sevor retired - 12/8
 Luczak retired - 12/25
 Meyer retired - 12/27
 Reis retired - 12/27

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 1,653,103	1,378,586	1,511,107	1,477,754
Non-personal Expense	9,489,703	9,505,248	9,623,590	9,747,602
TOTAL	11,142,806	10,883,834	11,134,697	11,225,356

PERSONNEL:

Number of	87.2	81	80.3	77
Full time				
Part time	<u>included</u>	<u>included</u>	<u>included</u>	<u>5</u>
Seasonal	"	"	"	<u>included</u>
Temporary	"	"	"	"

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Federal Reimbursement: \$3,715,757
State Reimbursement: 2,903,998
Repayments: 713,454
TOTAL: \$7,333,209

PROGRAM:

SUMMARY SHEET: All Programs

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 646,447	536,132	578,739	574,805
Non-personal Expense	7,909,689	7,787,500	7,818,920	8,072,210
TOTAL	8,556,136	8,323,632	8,397,659	8,647,015

PERSONNEL:

Number of	35.7	31.9	32.4	29.9
Full time	included	included	included	2
Part time	"	"	"	included
Seasonal	"	"	"	"
Temporary	"	"	"	"

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Federal Reimbursement:	\$2,582,020
State Reimbursement:	2,015,213
Repayments:	613,821
TOTAL:	\$5,211,054

PROGRAM:

INCOME MAINTENANCE (Aid to Dependent Children, Home Relief, Emergency Aid to Adults, Medical Assistance, Food Stamps, JOBS, Burials, Fraud Investigation)

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DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 299,699	240,977	269,036	249,412
Non-personal Expense	342,823	369,538	381,209	346,807
TOTAL	642,522	610,515	650,245	596,219

PERSONNEL:

Number of	14.7	14	13	14
Full time				
Part time	included	included	included	included
Seasonal	"	"	"	"
Temporary	"	"	"	"

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Federal Reimbursement: \$20,324
State Reimbursement: 17,545
TOTAL: \$37,869

PROGRAM:

ADMINISTRATION

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 25,762	18,887	23,966	20,932
Non-personal Expense	501,597	401,769	459,936	401,776
TOTAL	527,359	420,656	483,902	422,708

PERSONNEL:

Number of	1.6	1.1	1.9	1.1
Full time	included	included	included	included
Part time	"	"	"	"
Seasonal	"	"	"	"
Temporary	"	"	"	"

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Federal Reimbursement: \$511,828
TOTAL: \$511,828

PROGRAM:

HEAP

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 527,478	451,900	494,132	490,736
Non-personal Expense	704,874	915,723	931,200	897,545
TOTAL	\$1,232,352	\$1,367,623	\$1,425,332	\$1,388,281

PERSONNEL:

Number of				
Full time	26.7	26	24.9	24
Part time	included	included	included	3
Seasonal	"	"	"	included
Temporary	"	"	"	"

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Federal Reimbursement: \$ 389,254
 State Reimbursement: 820,261
 Repayments: 48,518
 TOTAL: \$1,258,033

PROGRAM:

CHILD & FAMILY SERVICES (Purchase of Services, Juvenile Delinquent Care,
 State Training Schools, Child Welfare Services)

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 153,718	130,690	145,235	141,869
Non-personal Expense	30,720	30,718	32,325	29,264
TOTAL	184,438	161,408	177,560	171,133

PERSONNEL:

Number of				
Full time	8.5	8.	8.1	8
Part time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Federal Reimbursement: \$212,331
 State Reimbursement: 50,979
 Collection Incentive: 51,115
 TOTAL: \$314,425

PROGRAM:

CHILD SUPPORT ENFORCEMENT

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Solid Waste

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$			
Non-personal Expense	380,880.	1,997,058.	1,978,805.	2,195,008.
TOTAL	380,880.	1,997,058.	1,978,805.	2,195,008.

PERSONNEL:

Number of				
Full time	0	0	0	0
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

Fees levied against real property \$1,978,875.

PROGRAM:

In 1991, in cooperation with towns and villages, the Legislature developed and implemented a countywide recycling and garbage collection program. Activities included development of bid specifications, numerous town and village meetings, implementation of billing and collection procedures, and a public information program. Program administered by the Chief Administrative Officer, in cooperation with the County Planner, the Clerk of the Legislature, and the County Treasurer. The program provides weekly garbage and recycling collection for 12,800 residential and commercial properties in Orleans County under a contract with C.I.D.

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT TOURISM

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992 ADJUSTED	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
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EXPENDITURES:

Personal	\$ 31,630	-0-	-0-	-0-
Non-personal Expense	77,727	60,187	59,430	58,925
TOTAL	109,357	60,187	59,430	58,925

PERSONNEL:

Number of				
Full time	1	0	0	0
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

I LOVE NEW YORK MATCHING FUNDS PROGRAM \$27,024

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Veterans Service Agency

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
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EXPENDITURES:

Personal	\$ <u>53,286.08</u>	<u>40,987.00</u>	<u>39,041.00</u>	<u>43,323.00</u>
Non-personal Expense	<u>16,906.24</u>	<u>14,902.80</u>	<u>14,432.38</u>	<u>16,176.00</u>
TOTAL	<u>70,192.32</u>	<u>55,889.80</u>	<u>53,473.38</u>	<u>59,849.00</u>

PERSONNEL:

Number of				
Full time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Part time	<u></u>	<u></u>	<u></u>	<u></u>
Seasonal	<u></u>	<u></u>	<u></u>	<u></u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1992

ACTIVITY SUMMARY

DEPARTMENT Weights and Measures

	ACTUAL EXPENSES 1991	FISCAL BUDGET 1992	ACTUAL EXPENSES 1992	FISCAL BUDGET 1993
EXPENDITURES:				
Personal	\$ 16638	14493	15554	14215
Non-personal Expense	3046	4658	3534	5525
TOTAL	19684	20825	20749	19880

PERSONNEL:

Number of				
Full time	1	1	1	1
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1992 (please list source):

\$ 2063 received for Petroleum Quality Program from NYS (1992)

\$ 4208 received for Safety Officer from self-ins.(1992)

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PROCEEDINGS
of the
Orleans County Legislature
1993

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.

Kathleen M. Ahlberg

Clerk of the Legislature

PROCEEDINGS
of the
LEGISLATURE
of
ORLEANS COUNTY
1993

Richard V. Bennett	Member at Large
George R. Bower	Member at Large
John J. McCarthy, II	Member at Large
Marcia B. Tuohey	District No. 1
Frank R. Berger	District No. 2
Theodore Swiercznski	District No. 3
Lyndon D. Billings	District No. 4

Frank R. Berger	Chairman
Lyndon D. Billings	Vice Chairman
Stanley J. Dudek	Chief Administrative Officer
Kathleen M. Ahlberg	Clerk
Donna D. Smith	Deputy Clerk
Lori A. Moore	Confidential Stenographer
Joan Kusnierczak	Confidential Stenographer

By Order
of the
Legislature

ORGANIZATION MEETING
of the
ORLEANS COUNTY LEGISLATURE
January 4, 1993

The meeting was called to order by Chairman Frank Berger at 4:30 p.m. Father Cybulski, Pastor of St. Joseph's Church in Albion opened the meeting with prayer, followed by the pledge to the flag.

The Deputy Clerk called the roll, and each Legislator responded as follows:

Legislator Richard V. Bennett	At Large
Legislator Frank R. Berger	District No. 2
Legislator Lyndon D. Billings	District No. 4
Legislator George R. Bower	At Large
Legislator John J. McCarthy II	At Large
Legislator Theodore Swiercznski	District No. 3
Legislator Marcia B. Tuohey	District No. 1

Legislator Berger asked for nominations for Temporary Chairman. Legislator Tuohey, with second by Legislator Bower, nominated Legislator Billings for the position. Legislator Bennett moved that nominations be closed. The following resolution was then adopted.

RESOLUTION NO. 1-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION TO APPOINT TEMPORARY CHAIRMAN OF THE
LEGISLATURE

RESOLVED, that Lyndon D. Billings is hereby appointed to serve as Temporary Chairman of the Legislature, to preside until a Permanent Chairman of the Legislature is selected.

Adopted. 7 ayes; 0 nays; 0 absent.

Temporary Chairman Billings called for nominations for Permanent Chairman of the Legislature. Legislator Tuohey nominated Legislator Berger, with a second by Legislator Bower. Legislator Swiercznski nominated Legislator Bennett. Temporary Chairman Billings declared nominations to be closed. A roll call vote was taken as follows:

Legislator Bennett	Bennett
Legislator Berger	Berger
Legislator Billings	Berger
Legislator Bower	Berger
Legislator McCarthy	Berger
Legislator Swiercznski	Bennett
Legislator Tuohey	Berger

Legislator Berger was elected to the position, whereupon Legislator Bennett moved to make the nominations unanimous. The following resolution was then adopted:

RESOLUTION NO. 2-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPOINTING PERMANENT CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that Legislator Frank R. Berger is hereby appointed Permanent Chairman of the Orleans County Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger opened the floor for nominations for the position of Vice-chairman of the Legislature for 1993. Legislator McCarthy nominated Legislator Billings. Legislator Bower moved to close nominations. The following resolution was then adopted:

RESOLUTION NO. 3-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPOINTING VICE CHAIRMAN OF THE LEGISLATURE

RESOLVED, that Legislator Lyndon D. Billings is hereby appointed Vice-Chairman of the Orleans County Legislature in accordance with Rule No. 2 of the Rules of Procedure as duly adopted by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger called for nominations for Clerk of the Legislature. Legislator McCarthy nominated Kathleen M. Ahlberg. This was seconded by Legislator Tuohey. Legislator McCarthy moved that nominations be closed. The following resolution was then adopted.

RESOLUTION NO. 4-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Kathleen M. Ahlberg be appointed Clerk of the Legislature to serve during the pleasure of the Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey nominated Mary B. Basinait to be appointed as Budget Officer for 1993. This was seconded by Legislator Bower. Legislator McCarthy moved that nominations be closed, with a second from Legislator Billings. The following resolution was then adopted:

RESOLUTION NO. 5-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPOINTING BUDGET OFFICER

RESOLVED, that Mary B. Basinait be, and hereby is appointed Budget Officer of this County, effective January 1, 1993 through December 31, 1993; and be it

FURTHER RESOLVED, that the Budget Officer be authorized to appoint a Deputy Budget Officer for the year 1993 at an annual salary of_____.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger recessed the meeting for the newly elected and appointed officers to take their oath of office. The meeting was reconvened at 4:40 p.m.

Legislator Tuohey presented a resolution Fixing Compensation of Legislators, with a second by Legislator McCarthy. Legislator Swiercznski asked if this resolution includes any reductions. Chairman Berger replied that it does not, but the Legislators' salary is remaining the same for the fourth year. The following resolution was then adopted:

RESOLUTION NO. 6-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 1993, the compensation of each Legislator payable by the County of Orleans shall be annual salary, with the Chairman's salary to be \$12,600.00, and each other member to receive \$8,400.00 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 twenty-six cents (\$.26) 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 twenty-six cents (\$.26) 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.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings brought up the fact that the resolution appointing the Clerk did not address the salary. The following resolutions were then adopted:

RESOLUTION NO. 7-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION SETTING STEP AND GRADE FOR CLERK OF
LEGISLATURE POSITION

RESOLVED, that this Legislature authorizes that the position of Clerk of the Legislature be placed in Grade 3, Step 5 of the Management Compensation Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 8-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION DESIGNATING NEWSPAPERS

RESOLVED, that pursuant to Section 214, Subd. 2 of the County Law, the following newspapers be designated as the official newspapers of the County of Orleans for the publication of all local laws, notices and other matters required by law to be published:

The Albion Advertiser, Inc., published in the Village of Albion, New York;

The Medina Daily Journal-Register, Inc., published in the Village of Medina, New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 9-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION DESIGNATING NEWSPAPERS

WHEREAS, the Republican members of this County Legislature have filed a certificate designating the Albion Advertiser, Inc. to publish the Concurrent Resolutions for 1993, the Tax Redemption Notices for 1993; the Official Canvas for 1992 and the Election Notices for 1993; and

WHEREAS, the Democrat members of this County Legislature have filed a certificate designating the Medina Daily Journal-Register, Inc. to publish the Concurrent Resolutions for 1993, the Tax Redemption Notices for 1993, the Official Canvas for 1992 and the Election Notices for 1993;

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature does hereby approve of such designations

and hereby designates the Albion Advertiser, Inc. and the Medina Daily Journal-Register, Inc. to publish the Concurrent Resolutions for 1993, the Tax Redemption Notices for 1993; the Official Canvass for 1992 and the Election Notices for 1993; and be it

FURTHER RESOLVED, that all official notices required by law shall be printed solid in not exceeding eight-point type, 12 ems, and any proof of publication shall be filed in the County Treasurer's and County Clerk's Offices within twenty days after the last publication, and shall be accompanied by a statement of cost of such printing and the cost of printing shall be determined pursuant to Section 70-a of the Public Officers Law as amended. The reason for this regulation is to insure uniformity and composition and cost in official publications and printing.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 10-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION SETTING SALARY FOR DEPUTY CLERK OF THE LEGISLATURE

RESOLVED, that the salary of the Deputy Clerk of the Legislature shall be placed in Grade 2, Step 5 of the Management Compensation Plan, and be it further

RESOLVED, that this Legislature authorizes the Clerk of the Legislature to fill this vacant position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 11-193

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION 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, due to the end of year schedule the last audit of 1992 vouchers will be on January 6, 1993 and the first audit of 1993 vouchers will be on January 20, 1993; and

WHEREAS, these dates do not fall during weeks of Legislature meetings;

NOW, 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, Job Development Agency, Self-Insurance Fund, and Highway accounts without the benefit of a prior resolution, upon completion of the January 6, 1993 and January 20, 1993 audits.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy presented, with explanation, a resolution extending positions in the Mental Health Department. He explained that the resolution was submitted in a timely fashion for the December 23, 1992 meeting, but did not get on the agenda, therefore, he would like this resolution addressed at today's meeting. Legislator Billings said this meeting is for organizational purposes only. The County Attorney suggested also having this resolution on the next regular agenda. the following resolution was then adopted:

RESOLUTION NO. 12-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION EXTENDING TWO PART-TIME STAFF SOCIAL WORKER POSITIONS IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, Resolution No. 444-892 created -One (1) Part-time Staff Social Worker Position at Grade 18, Step 6, and One (1) Part-time Staff Social Worker Position at Grade 18, Step 1; with said positions to end December 31, 1992; and

WHEREAS, the need for these positions continues during the maternity leave of one of the incumbents; and

WHEREAS, this extension is being done in accordance with the current contract with the County Employees Unit, Orleans County Local No. 837, Civil Service Employees Association, Inc., Local 1000, AFSCME AFL-CIO, and with a savings to the County in fringe benefits;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby extend the two aforementioned Part-time Staff Social Worker positions created by

Resolution No. 444-892; said extension is retroactive to January 1, 1993, and shall terminate March 31, 1993.

Adopted. 5 ayes; 2 nays; Legislators Billings and Swiercznski.

During discussion, it was agreed to change the time of the 1993 Conference Sessions to 1:30 p.m.

Legislator Tuohey moved for an Executive Session to discuss a personnel matter. This was seconded by Legislator Billings. Carried.

The meeting was adjourned at 5:05 p.m.

LEGISLATURE MEETING January 13, 1993

The Chairman called the meeting to order at 5:10 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Report from Ernst and Young, letters of acknowledgement from Assemblyman Nesbitt, Assemblyman Hawley, Senator Daly, and Assemblyman Hoffman regarding resolution protesting Governor's proposal of use of dedicated funds, letter from Lawrence Schultz, Esq., regarding radio bid award, letter from Town of Ridgeway regarding Planning Board appointments, letter of resignation from HSA from David Schubel, resolution adopted by Orange County regarding mandate and tax relief committee, letter of resignation from Conditional Release Commission from Dean Holland, letters of appointment from Joseph Cardone, annual report for 1991 from NYS Energy Office, Statement from NYSAC for 1993 dues, notice of NYSAC & NYSSCLA Conference, letters protesting elimination of County Historian position.

Reports of Standing Committees: Legislator Bower reported attendance at Town Board meetings, negotiations, and Historian meeting.

Legislator Billings attended his regular meetings.

Legislator McCarthy reported attendance at his regular meetings.

Legislator Swiercznski attended a water quality meeting, along with his regular meetings.

Legislator Bennett attended his regular meetings.

He asked if we can make an effort to offer the McKenna Landfill to Waste Management. Legislator Bennett also suggested using a small portion of the sales tax for IDA to establish a program to increase buying in Orleans County.

Legislator Tuohy reported attendance at her regular meetings, along with a 800 Mhz Radio meeting on January 6, Clarendon Town Board on January 12 and a Safety Meeting on January 13.

Chairman Berger attended the Ridgeway Organizational Meeting on January 5. He mentioned that they will now meet on the third Thursday. He attended the 800 Mhz Radio meeting on January 6, met with Highway and Probation Departments on January 7, Historian meeting on January 8, attended a reception for Assemblyman Hawley in Batavia and a Water Quality meeting on January 11, and Village of Lyndonville meeting that evening; also a Soil and Water meeting on January 2 and an Interagency Collaboration meeting; also attended a Safety Meeting on January 13.

Chairman Berger mentioned the Supervisors and Legislators meeting on January 19 at 7:00 p.m.

Chairman Berger read a letter which appointed Richard Clark as Civil Defense Director, which also includes the assigned duties of Fire Coordinator for Orleans County.

The following resolutions were presented:

RESOLUTION NO. 13-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PURCHASE OF REPLACEMENT
COMPUTER FOR THE DEPARTMENT OF SOLID WASTE

BE IT RESOLVED, that the Chief Administrative Officer is hereby authorized to purchase a computer from the Solid Waste Account; said purchase to be made from the County computer bid.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 14-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION TO AMEND ARTICLES AND SECTIONS OF ORLEANS

COUNTY EMPLOYEE ASSISTANCE PROGRAM COMMITTEE BY-LAWS

WHEREAS, the Orleans County Legislature maintains the authority to approve the by-laws of the Employee Assistance Program (EAP) Committee; and

WHEREAS, the Orleans County EAP Committee wishes to align its budget and program plans with the timing of the annual budget submission process of all other County Departments;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize to amend Article II, Section (8) of the By-laws of the Employee Assistance Program Committee, as follows:

To develop, organize, and provide other programs for the benefit of the County employees as time and finances permit. All such programs subject to Legislature approval upon submission of Service Plan and Annual Budget in September.

and be it

FURTHER RESOLVED, that Article VIII, Section (1) be amended to read as follows:

The President shall preside at all Committee meetings, shall appoint all Standing and Special Committees and the Chairman thereof. The President shall be a member ex-officio of all Standing and Special Committees. With the assistance of the Vice-president, the President will be responsible for the completion of the annual Service Plan for submission to the committee at the August meeting. Following approval by the Committee, the Plan will be submitted to the County Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 15-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING EMPLOYEE ASSISTANCE PROGRAM
BUDGET AND PLAN FOR THE YEAR 1993

WHEREAS, this Legislature has authorized the Employee Assistance Program (EAP) Committee to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, this Legislature requires the EAP

Committee to submit for approval a plan of operations together with a proposed budget for the year 1993 (listed below);

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the Orleans County Employee Assistance Program budget and plan of operations for the year 1993.

ORLEANS COUNTY
EMPLOYEE ASSISTANCE PROGRAM BUDGET & PROGRAM PLAN
FOR THE YEAR 1993

REVENUES:

Commissions/Deposits 1993 (estimates \$4,000.00	
Take Off pounds Sensibly (\$20.00/wk x-	
40 weeks)	<u>800.00</u>
Total Revenues	\$4,800.00

PROGRAM EXPENDITURES:

GCASA Contract	\$1,575.00
Miscellaneous Programs	\$3,225.00
-Darien Lake Picnic (partially	
subsidized)	
-Bills/Bison Excursion (partially	
subsidized)	
-Take Off Pounds Sensibly (TOPS)	
-CPR Instruction (partially subsidized)	
-Employee of the Month Program	
-Defensive Driving Course	
-R.A.R.E.S. Membership	
-Miscellaneous Program Expenses	
-Supplies	
Total Expenditures	\$ 4800.00

Adopted. 7 ayes; 0 nays; 0 absent

Before presenting the following resolution, Legislator McCarthy said if the positions are not paying their way at the end of seven months, they will be terminated.

RESOLUTION NO. 16-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION CREATING TWO PART-TIME ACCOUNT-CLERK TYPIST
POSITIONS IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Legislature through approval of the 1993 County budget has approved allocations for two (2) part-time Account-clerk Typist positions in the County Mental Health Department; and

WHEREAS, the income generated by the employees in these two positions will more than offset the costs for said part-time positions; and

WHEREAS, this is being done in accordance with the current contract with the County Employees Unit, Orleans County Local No. 837, Civil Service Employees, Inc., Local 1000, AFSCME AFL-CIO; and

WHEREAS, the employees in these positions will work seventeen (17) hours each week and only receive benefits for these positions as required by law;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby create two part-time Account-clerk Typist positions in the Mental Health Department, for a duration of seven months, and authorizes the Mental Health Director to fill the newly created positions.

Adopted. 5 ayes; 2 nays; Legislators Bennett and Billings; 0 absent.

RESOLUTION NO. 17-193

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING SHERIFF'S DEPARTMENT TO UTILIZE HIGHWAY DEPARTMENT VEHICLE

BE IT RESOLVED, that the Sheriff's Department is hereby authorized to utilize the Highway Department vehicle formerly assigned to the Highway Superintendent and be it further

RESOLVED, that the Sheriff's Department shall be responsible for all maintenance and insurance costs, and be it further

RESOLVED, that the title of said vehicle will remain with the County Highway Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 18-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION CREATING AND ABOLISHING POSITIONS IN
HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of a full-time Maintenance Worker, Grade 1, Step 1 on the Highway salary schedule, in the Orleans County Highway Department, effective January 1, 1993, and be it further

RESOLVED, that this Legislature authorizes the abolishing of a full-time Laborer position in the Orleans County Highway Department, effective January 1, 1993, previously paid at \$5.00 per hour.

Adopted. 5 ayes; 2 nays; Legislators Bennett and Billings; 0 absent.

RESOLUTION NO. 19-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION REGARDING POSITIONS IN BUILDINGS AND
GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to abolish the Part-Time Assistant Buildings and Grounds Superintendent position in the Buildings and Grounds Department, effective January 1, 1993, and be it further

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to fill the vacant Full-Time Assistant Buildings and Grounds Superintendent position in the Buildings and Grounds Department, at Grade 2, Step 1 on the Management Salary Schedule, effective January 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 20-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION ADOPTING 1993 NYSAC LEGISLATIVE PROGRAM

RESOLVED, that this Legislature adopts the 1993 NYSAC Legislative Program, as approved by NYSAC's

Board of Directors, and be it further

RESOLVED, that a certified copy of this resolution will be sent to the Executive Director of NYSAC.

Adopted. 5 ayes; 2 nays, Legislators Bennett and McCarthy; 0 absent.

RESOLUTION NO. 21-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION OPPOSING NEW YORK RACING ASSOCIATION INC.'s PROPOSAL TO ELIMINATE NEW YORK COUNTIES AND NEW YORK CITY FROM THE OPERATION OF OFF-TRACK BETTING

RESOLVED, that this Legislature opposes NYRA's proposal to eliminate New York counties and New York City from the operation of off-track betting with a resultant loss of \$90 million in revenue to NYSAC members, and be it further

RESOLVED, that a copy of this resolution be sent to the Executive Director of NYSAC, the New York Racing Association, Inc. and OTB.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 22-193

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN PUBLIC DEFENDER'S OFFICE

WHEREAS, the Public Defender wishes to fill the positions of First and Second Assistant Public Defender with qualified, experienced, attorneys; and

WHEREAS, the need to expeditiously fill these two positions with qualified, experienced attorneys is paramount to the effective running of the Office of Public Defender; now, therefore, be it

RESOLVED, that this Legislature authorizes the Public Defender of Orleans County to fill the vacant positions of First and Second Assistants at the Grade 2, Step 4 and Grade 1, Step 4 levels, respectively, on the Management Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 23-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPOINTING TEMPORARY ACTING DIRECTOR OF OFFICE FOR THE AGING

RESOLVED, that Grace Denniston is hereby appointed as Temporary Acting Director of the Office for the Aging, with compensation for said appointment to be in accordance with the "Compensation Upon Temporary Appointment" section of the Management Compensation Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 24-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 1993 RE 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 EMPLOYERS 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 27th day of January, 1993 at 4:20 p.m. at the Legislature Chambers, Court House Square, Albion, New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 25-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION EXTENDING TWO PART-TIME STAFF SOCIAL WORKER POSITIONS IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, Resolution No. 444-892 created one (1) Part-time Staff Social Worker position at Grade 18, Step 6, and one (1) Part-time Staff Social Worker position at Grade 18, Step 1; with said positions to end December 31, 1992; and

WHEREAS, the need for these positions continues during the maternity leave of one of the incumbents; and

WHEREAS, this extension is being done in accordance with the current contract with the County Employees Unit, Orleans County Local No. 837, Civil Service Employees Association, Inc., Local 10000, AFSCME AFL-CIO, and with a savings to the County in fringe benefits; now therefore, be it

RESOLVED, that this Legislature does hereby extend the two aforementioned Part-time Staff Social Worker positions created by Resolution No. 444-892; said extension is retroactive to January 1, 1993, and shall terminate March 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 26-193

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION SETTING SALARY FOR DEPUTY BUDGET OFFICER

RESOLVED, that this Legislature sets the salary of the Deputy Budget Officer at \$1,553.00 for 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 27-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING FILLING OF VACANCY IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the Highway Superintendent to fill the vacant part-time, permanent Typist position in the Highway Department, at a rate of \$7.73 per hour; said position having been budgeted for 1993.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 28-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Orleans County Nursing Home:

Institutional Aide - P/T
LPN - F/T
Head Cook - F/T

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 29-193

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN PROBATION DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of vacant positions in the Probation Department as follows:

Probation Officer position, Grade 13 on the CSEA Salary Schedule.

Probation Supervisor position, Grade 16 on the CSEA Salary Schedule (to be filled by a current Probation Officer).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 30-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING ANNUAL AGREEMENTS BETWEEN OFFICE FOR THE AGING AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the County Office for the Aging 1993 service agreements as follows:

Contract with Orleans Community Action Committee, Inc., providing transportation services to persons over age 60 for the calendar year 1993, at a cost of \$32,500 with \$27,040 reimbursement;

Contract with Ronald Kettle to do RJ31X installations when needed for Lifeline for calendar year 1993 without any cost to the County.

Contract with Oak Orchard Legal Services, Inc. providing for legal advice and representation to persons over age 60 for the calendar year 1993 at a cost of \$4725 with \$3969 reimbursement.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Bennett withdrew a resolution regarding the setting up of budget monies in the Sheriff's Department 1992 budget. This was withdrawn because it is not necessary for this to be done by resolution. The following resolutions were then presented:

RESOLUTION NO. 31-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS SUPERINTENDENT TO CONTRACT FOR SERVICES RE COURTHOUSE RENOVATIONS

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to contract for services for plastering of the Courtroom and balcony, such services to be paid for out of the Buildings and Grounds Capital Reserve Acquisition and Repair Account, not to exceed a cost of \$8,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 32-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION CREATING RADIO COMMUNICATION PROJECT MANAGEMENT COMMITTEE

RESOLVED, that this Legislature does hereby create

a Radio Communications Project Management Committee to oversee the construction and installation of the 800 Mhz radio system and be it further

RESOLVED, that the following shall be members of the committee:

Chairman of Legislature - Frank Berger
Chairman of Finance Committee - Marcia Tuohey
Chairman of Public Safety - Richard Bennett
Chairman of Highway Committee - Ted Swiercznski
Sheriff - David Green
Civil Defense Director - Richard Clark
Highway Superintendent - Donald Cooley
Chief Administrative Officer - Stanley Dudek

and be it further

RESOLVED, that the Assistant Administrator to the Highway Superintendent, David Albanese, will be responsible for the "day to day" administration of the project, and be it further

RESOLVED, that the work of this committee will be considered complete and the committee abolished upon the final acceptance of the project by the County.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 33-193

By Legislator Swiercznski, who moved the adoption.

Seconded By Legislator Bower

RESOLUTION AUTHORIZING THE SUPERINTENDENT OF HIGHWAYS TO SOLICIT BIDS FOR THE REMOVAL OF THE RADIO TOWER LOCATED AT THE EMERGENCY MANAGEMENT CENTER

RESOLVED, that the Superintendent of Highways is hereby authorized to prepare specifications and receive sealed bids for the removal of the surplus radio tower located at the Emergency Management Center.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 34-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ACCEPTING DOHERTY COMMUNICATION CORP. PROPOSAL FOR TECHNICAL ASSISTANCE SERVICES FOR THE INSTALLATION OF THE 800 Mhz RADIO SYSTEM

RESOLVED, that this Legislature does hereby accept the proposal submitted by Doherty Communication Corp. for technical assistance services for the 800 Mhz radio communications project, at a cost not to exceed \$14,296.00, and be it further

RESOLVED, that the Chairman of this Legislature is authorized to sign the aforementioned agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 35-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING SURVEY AND ABSTRACT OF TITLE OF THE EMERGENCY MANAGEMENT OFFICE PROPERTY LOCATED ON COUNTY HOUSE ROAD

RESOLVED, that this Legislature does hereby authorize the Superintendent of Highways to obtain a property survey and abstract of title of the Emergency Management Office location in preparation for the construction of the new 800 Mhz radio tower, such survey not to exceed a cost of \$1100.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 36-193

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING UPGRADES

RESOLVED, that this Legislature authorizes the following upgrades, all of which have been budgeted for 1993:

First Assistant District Attorney - Grade 4, Step 3 on the Management Compensation Salary Schedule

Buildings and Grounds Superintendent - Grade 4, Step 1 on the Management Compensation Salary Schedule

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 37-193

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PURCHASE OF SHERIFF'S CARS

RESOLVED, that this Legislature does hereby authorize the purchase of four marked patrol cars for use by the Orleans County Sheriff's Department, to be purchased from Warnock Fleet & Leasing, East Hanover, N.J. , at a total cost of \$53,792.00, which includes trade-in, and is the New York State Contract price.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution which set the salary for the secretary to the Assistant District Attorney. The following resolutions were then presented:

RESOLUTION NO. 38-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION SETTING UP BUDGET MONIES IN 1993 OFFICE FOR THE AGING ACCOUNTS

WHEREAS, Niagara Mohawk Power Corporation awarded \$4,000.00 to the Office for the Aging in 1991; and

WHEREAS, the award was not fully expended in 1991 or 1992, now therefore, be it

RESOLVED, that the Orleans County Treasurer is hereby authorized to set up budget monies in the amount of \$3,570.60 from the 1992 Fund Balance to the 1993 Office for the Aging budget account A6772.418

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 39-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY OFFICE FOR THE AGING AND FIRST PRESBYTERIAN CHURCH OF ALBION

RESOLVED, that this Legislature does hereby approve the agreement between the Office for the Aging and the First Presbyterian Church of Albion, providing for home delivered meal services through the NYS Supplemental Nutrition Assistance Program and

providing for congregate meals and home delivered meals through the Federal C-1 and C-2 programs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 40-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION 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 County Attorney at an annual cost of \$11,695.00; said amount to be paid in equal monthly installments of \$974.58, upon the submission of a county voucher at the end of each month.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 41-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND SETTING UP NEW BUDGET MONIES FOR SPECIAL COUNSEL AND ENGINEERING CONSULTANT CONCERNING MCKENNA LANDFILL

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$8,638.63 from Solid Waste Capital Reserve Appropriation H9901 to General Fund Revenue A5031 for budget year 1992; and be it further

RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies as follows:

Revenues

A5031 Interfund Transfers \$8,638.63

Appropriations

A1930 Judgments & Claims \$8,638.63

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 42-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Staff Social Worker at the Department of Mental Health has tendered her resignation effective 1/22/93, and

WHEREAS, the need to fill this position is necessary for the efficient operation of the Orleans County Department of Mental Health.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes the Director of Mental Health to fill the vacant Staff Social Worker position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 43-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH DEPARTMENT

WHEREAS, as of 1/8/93, a typist position will be vacant, and

WHEREAS, this is being done in accordance with the current contract with the County Employees Unit, Orleans County Local #837, Civil Service Employees Association, Inc., Local 1000, AFSCME AFL-CIO and,

WHEREAS, the need to fill this position is necessary for the efficient operation of the Orleans County Department of Mental Health.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Director of the Mental Health Department to fill a typist position Grade 3 on a temporary basis through no later than July 20, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 44-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO FILL THE POSITION OF ASSISTANT SOCIAL WORKER

WHEREAS, the Assistant Social Worker position is being vacated by an employee transfer to another position, and

WHEREAS, the need to fill this position is necessary for the efficient operation of the Orleans County Department of Mental Health.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes the Director of Mental Health to fill the Assistant Social Worker position in the Orleans County Department of Mental Health.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 45-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING POSITION CHANGES AT ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the abolishment of one full-time Food Service Helper position, Grade 1, Step 1 and one full-time Baker position, Grade 2, step 11; and be it further

RESOLVED, that this Legislature authorizes the creation of two part-time Food Service Helper positions at Grade 1, Step 1.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 46-193

By Legislator Bower, who moved the adoption

Seconded by Legislator Swiercznski

RESOLUTION APPROVING POSITION CHANGES IN THE NURSING DEPARTMENT OF THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the abolishment of the Assistant Director of Nursing (1st) position at the Orleans County Nursing Home, Grade 4, step 8 on the Management Compensation Plan Salary Schedule, and hereby creates one Administrative Assistant position, Grade 2, Step 1 on the Management Compensation Plan Salary Schedule, and be it further

RESOLVED, that the Administrator of the Nursing

Home is hereby authorized to fill the vacant Administrative Assistant position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 47-193

By Legislator Bower, who moved the adoption

Seconded by Legislator Billings

RESOLUTION AUTHORIZING CONTRACT WITH DELOITTE & TOUCHE FOR THE ANNUAL AUDIT OF THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the County Nursing Home Administrator to contract with Deloitte & Touche of Rochester to execute the annual audit for the Orleans County Nursing Home, at a cost of \$11,550.00.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 48-193

By Legislator Bower, who moved the adoption

Seconded by Legislator Swiercznski

RESOLUTION APPROVING A CONTRACT BETWEEN COUNTY NURSING HOME AND JO ANN BLOWERS-FERRARA, NURSE PRACTITIONER

RESOLVED, that this Legislature does hereby authorize the County Nursing Home Administrator to contract with Jo Ann Blowers-Ferrara, Nurse Practitioner, and in the process Mrs. Ferrara will become a member of the medical staff.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution approving a leave of absence at the Orleans County Nursing Home. The following resolutions were then presented:

RESOLUTION NO. 49-193

By Legislator Bower, who moved the adoption

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING FILLING OF VACANCY AND SETTING OF SALARY AT THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the Director of the Orleans County Nursing Home to fill the vacant Director of Nursing position,

and to set the salary at Grade 5, Step 5, of the Management Compensation Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 50-193

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING TRANSFER OF MONIES IN SHERIFF'S DEPARTMENT 1992 BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the transfer of the following budget monies in the 1992 Sheriff's Department budget accounts:

FROM:

A3189 Special Drug Investigation Account	\$4,073.23
--	------------

TO

A3110.100 Sheriff's Dept. Personal Services	\$4,073.23
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Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy presented a resolution accepting an award from New York State Department of Health for \$5,000.00 to promote tobacco free awareness week. This was seconded by Legislator Bower. During discussion of the resolution, Legislator Bower said this grant is to encourage people not to smoke, while at the same time the County is offering space to the employees to smoke. He said the two do not go together and he feels that to accept this grant would be encouraging the State to waste more of the taxpayers money. Legislator Billings felt that a resolution should be sent to the State Assembly to recommend that this type of funding be ceased. Chairman Berger remarked that this type of money does not go back to the taxpayers if it is not used by this County; it will go to another County. Andy Lucyszyn, who was present at the meeting, said this is not State money; it is a private endowment which makes this money available to the State to use as it sees fit. Legislator Tuohey commented that we accept grants that are matching funds. This will not cost anything so why not take it. At this time, Chairman Berger called the question and the following resolutions were presented:

RESOLUTION NO. 51-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION ACCEPTING AWARD FROM NEW YORK STATE DEPARTMENT OF HEALTH FOR \$5,000.00 TO PROMOTE TOBACCO FREE AWARENESS WEEK

RESOLVED, that this Legislature does hereby approve the acceptance, by the County Health Department, of an award in the amount of \$5,000.00, from the New York State Department of Health, for the development of a community tobacco control initiative, "Tobacco Free Awareness Week", during January, 1993; and be it

FURTHER RESOLVED, that \$5,000.00 be added to Appropriation Account A4010.418 and Revenue Account A3401.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings, Bower; 0 absent.

RESOLUTION NO. 52-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Youth Care Coordinator position in the Department of Social Services effective January 18, 1993

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 53-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING MAXIMUM DAY CARE CENTER RATES FOR THE PERIOD JANUARY 1, 1993 - DECEMBER 31, 1993 TO BE USED BY THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following maximum day care rates to be utilized by the Department of Social Services in approving Day Care agreements with all Day Care Center

Providers which provide care to children under the Orleans County DSS Day Care programs:

Infants	\$85.00/week	
8 weeks to 18 months		\$17.00/day
Toddlers	\$85.00/week	
18 months to 3 years		\$17.00/day
Preschool	\$80.00/week	
3 years to 5 years		\$16.00/day
School Age		\$75.00/week
5 years to 10 years		\$15.00/day
School Age		\$72.00/week
10 years to 13 years		\$14.40/day
School Age		\$35.00/week
Before & After School		\$ 7.00/day

and be it

FURTHER RESOLVED, that this schedule be effective January 1, 1993 - December 31, 1993; and be it

FURTHER RESOLVED, that no Day Care Center programs may be approved by DSS which exceed this schedule without approval of the Orleans County Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 54-193

By Legislator Bower, who moved the adoption.

Seconded By Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES AND DEPARTMENT OF DATA PROCESSING

RESOLVED, that this Legislature does hereby approve the agreement between Orleans County Department of Social Services and the Orleans County Data Processing Department, Albion, New York to provide computer programming, maintenance and consultation services; to be effective January 1, 1993 through December 31, 1993 at a cost of \$9,000. County cost is \$2,250.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 55-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING CONTINUATION OF THE CLUSTER HOME PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the continuation of the Cluster Home Program effective January 1, 1993 through December 31, 1993; such program to be subject to review at six-month intervals.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings moved to waive the rules to add a resolution honoring Assemblyman R. Stephen Hawley on the occasion of his retirement. Upon vote, since the resolution was not an emergency, the motion was defeated, with Legislators Bennett, Bower, Swierczanski and Tuohey voting nay. The resolution will be presented at the next Legislature Meeting.

Legislator McCarthy, with a second by Legislator Bower, moved to adjourn the meeting. Meeting adjourned at 6:25 p.m.

LEGISLATURE MEETING
January 27, 1993

The meeting was called to order at 4:30 p.m.

The Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Notice of February Youth Board meeting, along with minutes of January meeting, resolution adopted by Tioga County to petition the state to establish a charge for Medicaid clients, resolution adopted by Sullivan County regarding state legislated programs requiring local tax levy participation, letter from the Chairman of the Schuyler County Legislature thanking the Orleans County Legislature for their resolution honoring the four lost members of the Schuyler County Department of Social Services, letter from Gertrude Czerwinski requesting that Historian position be reinstated, and letter from Edwin Crawford, Executive Director of NYSAC, acknowledging receipt of our resolution number 596-1292 regarding dedicated funds.

Reports of Standing Committees: Legislator McCarthy attended a meeting with Mental Health and Community Action. Jim Scharping, from Community Action, said

they are in the preliminary stages of looking at taking over for the Eastman Coach Lines. Legislator McCarthy said that the ensign school building that has been purchased by Community Action will be ready for occupancy shortly.

Legislator Billings attended his regular meetings, including a PIC meeting on January 26. He indicated that he also has spoken with Mr. Scharping regarding the bus transportation.

Legislator Bower reported attendance at his regular meetings.

Legislator Swiercznski reported attendance at his regular meetings, including Highway, Nursing Home and Social Services.

Legislator Bennett attended his regular meetings.

Legislator Tuohey said she, along with Legislators Berger and McCarthy, met with the County Clerk. Legislator Tuohey also attended a Mental Health meeting, Supervisors meeting on January 19, special Legislature meeting on January 20. Legislator Tuohey said she went to the open house for the Rainbow Preschool at the old Arnold Gregory Hospital building. She said it is a nice facility. Legislator Tuohey also attended a Self-Insurance meeting, the Medina Village Board meeting, and participated in the inspection of the Highway facility.

Chairman Berger spoke about the generator at the Emergency Management Office. He said when it was installed the contractor said to put in a 3/4" line and that is why it has burned out a few times. It actually requires a 1 1/2" pipe. Chairman Berger met with the County Clerk, Town of Yates, Canal Task Force on January 15, RC and D meeting, Soil and Water meeting. January 16 he emceed the Ridgeway Fire Company Awards Banquet, attended the Fire Chiefs meeting in East Shelby on January 18 and a zoning meeting in Shelby on the 19th; January 20 Chairman Berger attended the special Legislature meeting; met with Franklin Tower on January 23. Chairman Berger also attended the Winter Conference in Albany for the Legion. On January 25 Chairman Berger attended a Step III hearing with the Sheriff's union, as well as a Self-Insurance meeting that evening. On January 26 he attended a Step III hearing with CSEA.

Legislator McCarthy introduced a resolution authorizing payment to Health Systems Agency of Western New York. This was seconded by Legislator Tuohey. Legislator Swiercznski moved to table this resolution until a later date.

The following resolutions were presented:

RESOLUTION NO. 56-193

By Legislator Bower, who moved the adoption.

Seconded By Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacant positions in the Orleans County Nursing Home:

LPN - Permanent - P/T - Grade 8, Step 1 - 2
Institutional Aide - Permanent - P/T - Grade 2,
Step 1 - 4

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 57-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 1993 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 1993 was introduced at a regular meeting of the Orleans County Legislature held on January 13, 1993, and a public hearing was held on January 27, 1993 at which time all interested persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 1 OF THE YEAR 1993

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, 1993:

<u>Employee</u>	<u>Proposed Salary</u>	<u>Longevity Bonus</u>	<u>Total</u>
County Clerk	37,732		37,732
Sheriff	45,841	***650.00	46,491
Highway Superintendent	43,358	***650.00	44,008
Director of Personnel	34,711		34,711
County Attorney	37,732		37,732
Real Property Tax Director	22,871		22,871
Election Commissioner-2	6,342		6,342
County Treasurer	45,841	***650.00	46,491

*** Indicates 20-25 yr. of service. This longevity bonus shall be paid in the payroll next 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.

Adopted. 5 ayes; 1 nay, Legislator Bennett, 1 abstention, Legislator Bower.

RESOLUTION NO. 58-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPOINTING DIRECTOR OF WEIGHTS AND MEASURES I

WHEREAS, Craig Lape has passed his Civil Service exam and has been certified as eligible for a permanent appointment, and

WHEREAS, Craig Lape has been performing satisfactorily in this position in a provisional capacity since April of 1991, now, therefore, be it

RESOLVED, that Craig D. Lape is hereby appointed Director of Weights and Measures I, effective January 27, 1993, subject to a 26-week probationary period.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution approving an agreement with Orleans Community Action. Legislator Billings moved to amend the resolution to provide for four installment payments, rather than two. The motion was seconded by Legislator Bower. Legislator Bennett said Community Action needs the money in two installments to help with cash flow. When put to a vote, the amendment failed, with Legislators Berger and Billings voting for the amendment and Legislators Bennett, Bower, McCarthy, Swiercznski and Tuohey against it. The following resolutions were then presented:

RESOLUTION NO. 59-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT WITH ORLEANS COMMUNITY ACTION COMMITTEE, INC.

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and Orleans Community Action Committee, Inc for the provision of services by Community Action to the County of Orleans for the 1993 calendar year, at a cost of \$26,562.00; first installment to be paid in February of 1993 and second installment in July of 1993, to be paid out of appropriation account 6326.418.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 60-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF ORLEANS COUNTY

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the Cornell Cooperative Extension of Orleans County, which authorizes the payment of the sum of \$185,723 for the calendar year 1993, to Cooperative Extension; such payments to be made by the County in quarterly payments of \$46,430.75.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 61-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PURCHASE IN BUILDINGS AND
GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to purchase supplies needed to do the repair work on the generator at the Civil Defense Center; such purchases to be paid for out of account A9950.520 - Buildings and Grounds Reserve Account, at an approximate cost of \$1400.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 62-193

By Legislator Billings, who moved the adoption.

Unanimous Second

RESOLUTION HONORING ASSEMBLYMAN R. STEPHEN HAWLEY

WHEREAS, Assemblyman R. Stephen Hawley has served for ten terms on the New York State Assembly serving faithfully as the representative for the 137th District, which includes Orleans County, and

WHEREAS, Assemblyman Hawley has been instrumental in having the decision to close the New York State School for the Blind in Batavia reversed, and in having a bill approved by the Governor to have a State Veterans Nursing Home located on the Veterans Hospital grounds in Batavia; and also worked to keep the New York State Armory in Medina open until the people of Medina took it over; these being a very few of the many accomplishments completed by Assemblyman Hawley, and

WHEREAS, Assemblyman R. Stephen Hawley has retired after serving the 137th District for almost twenty years, be it

RESOLVED, that this Legislature offer our sincere thanks and appreciation for all the time and effort Assemblyman Hawley has given to the people of this area, and our congratulations on his retirement.

Unanimously Adopted.

RESOLUTION NO. 63-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF COUNTY DUES TO VARIOUS ORGANIZATIONS

RESOLVED, that this Legislature hereby authorizes the payment of 1993 dues to the following organizations:

1. New York State Association of Counties, 150 State St., Albany, N.Y. \$ 2,900.00
2. Orleans County Past & Present Supervisors and Legislators Association 25.00
3. Intercounty Association of WNY 50.00

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution authorizing the filling of a vacancy in the Clerk of the Legislature Office. This was seconded by Legislator Bennett. Legislator Billings moved to amend the resolution to remove the words "step one". Seconded by Legislator Bower. Upon vote the motion to amend was passed, with 6 ayes; and 1 nay, Legislator Swiercznski. The following resolutions were then presented:

RESOLUTION NO. 64-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING FILLING OF VACANCY IN CLERK OF LEGISLATURE OFFICE

RESOLVED, that this Legislature authorizes the Clerk of the Legislature to fill the vacant Confidential Stenographer position in the office of the Clerk of the Legislature, position being Grade 1 on the Management Compensation Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 65-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION CHANGING NAME OF CIVIL DEFENSE CENTER

RESOLVED, that this Legislature does hereby authorize the name change of the Orleans County Civil Defense Center to the Emergency Management Office, due to the conflict of the times as to the meaning of the words "civil defense".

Adopted. 5 ayes; 2 nays, Legislators Bower and Swiercznski

RESOLUTION NO. 66-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION INCREASING EMERGENCY MANAGEMENT OFFICE BUDGET ACCOUNT

RESOLVED, that this Legislature does hereby authorize the addition of \$3500.00 to account 3640.260, Emergency Management Office Other Equipment, to be used for the purpose of purchasing six bottle storage tanks, including installation, for the County air supply station; this amount is to be taken from Fund Balance, due to a budgeting error.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 67-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING COUNTY PARTICIPATION IN FEDERAL EMERGENCY MANAGEMENT ASSISTANCE PROGRAM AND APPROVING AGREEMENT

RESOLVED, that this Legislature does hereby authorize anticipation in the Federal Emergency Management Assistance (FEMA) Program, and approves the Local Emergency Management Assistance Participation agreement for Orleans County; said agreement to be in effect October 1, 1992 through September 30, 1993 and allows for eligible FEMA expenditures to be reimbursed to the County on a quarterly basis, for an approximate total of \$12,729.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 68-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING SALARY INCREASES IN EMERGENCY
MANAGEMENT OFFICE BUDGET

RESOLVED, that this Legislature authorizes an annual salary increase of \$25.00 for each of the three Deputy Fire Coordinators and each of the three Fire Investigators, for a total increase of \$150.00, as approved in the 1993 budget.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 69-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING HIGHWAY SUPERINTENDENT TO
ADVERTISE FOR BIDS FOR SALE OF HIGHWAY EQUIPMENT

RESOLVED, that this Legislature does hereby authorize the Superintendent of Highways to advertise for bids for the sale of the following Highway equipment:

1. 1982 Bulldozer with Ripper
2. 1981 Pick-up Truck
3. 1973 6wh Dump Truck
4. 1975 10wh Haul Truck
5. 10 ft. Truck Body and Hoist.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 70-193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING HIGHWAY SUPERINTENDENT TO
ADVERTISE FOR BIDS

RESOLVED, that this Legislature does hereby authorize the Superintendent of Highways to advertise for bids for the following highway equipment:

1. 165 HP Bulldozer
2. 10wh Haul Truck
3. 35ton Lowbed Trailer

4. 2nd Pick-up Truck

and be it further

RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution authorizing the Data Processing Department to establish a computer training lab in the office vacated by the District Attorney. Legislator Tuohey tabled this resolution. The following resolutions were then presented:

RESOLUTION NO. 71-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION 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 \$5,632.96 as its share of the 1993 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 Paul L. Howard, Executive 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 \$220,000.00; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution authorizing acceptance of NYS Division for Youth Special Delinquency Prevention Grant to implement an intensive family therapy program for potential PINS and J.D. youth. Legislator Bennett motioned to amend the resolution to state that when the funding dissolves, so does the program. Legislator Bower said he will go along with saying the program will be reviewed. All voted in favor of the amendment. The following resolutions were then presented:

RESOLUTION NO. 72-193

By Legislator Bower, who moved the adoption.
Seconded by Legislator Billings

RESOLUTION AUTHORIZING ACCEPTANCE OF NYS DIVISION FOR YOUTH SPECIAL DELINQUENCY PREVENTION GRANT TO IMPLEMENT AN INTENSIVE FAMILY THERAPY PROGRAM FOR POTENTIAL PINS AND J.D. YOUTH

WHEREAS, the NYS Division for Youth (DFY) would like to assist the County in implementing a pilot program that may reduce the cost of institutional placement of youth, and

WHEREAS, DFY has indicated that \$20,000 is available in Special Delinquency Funding to support an Intensive Family Therapy Program, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Youth Bureau to accept this funding from the NYS Division for Youth in the amount of \$20,000 for calendar year 1993; said program to be reviewed when the funding is dissolved, with the option of a second year of funding in 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 73-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING YOUTH BUREAU BUDGET ADJUSTMENT

RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies to be used for the implementation of the Intensive Family Therapy Program in Youth Bureau accounts as follows:

Revenues

A3820 State Aid \$20,000.00

Appropriations

A7310.418 DFY Programs \$20,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 74-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY TO OPERATE THE ORLEANS COUNTY YOUTH BUREAU/BOARD

RESOLVED, that this Legislature does hereby approve an agreement with Genesee County for the operation of the Orleans County Youth Bureau; with Orleans County's share (40% of the actual annual operating cost of the Genesee-Orleans Youth Bureau) for 1993 being \$38,574, payable in monthly installments of \$3,214, with the exception of the monthly installment for December, which will be an adjusted payment, based on a reconciliation of expenditures.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 75-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING APPOINTMENTS TO YOUTH BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the Youth Board:

<u>NAME</u>	<u>REPRESENTATION</u>	<u>TERM ENDING</u>
Cindy Lonnen 14121 West Ave.	School	12/31/93

Albion, N.Y.

Tom Persia	At-Large	12/31/94
5158 Upper Holley Rd.		
Holley, N.Y.		

Gail Culver	At-Large	12/31/95
12305 Fletcher-Chapel Rd.		
Medina, N.Y. 14103		

Nadine Paduchak	Juvenile	12/31/94
1412 Center Rd.	Justice	
Kendall, N.Y.		

Wendy Kirby	Juvenile	12/31/94
3440 Densmore Rd.	Justice	
Albion, N.Y.		

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 76-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION TO EXTEND TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby extend the Temporary Typist position in the Department of Social Services, with said position to be reviewed in three months.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 77-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION TO FILL VACANT POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the following vacant positions:

1. Youth Care Worker
2. Community Services Worker

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution approving agreements with various agencies for the Department of Social Services. Legislator Bower moved to amend the resolution to delete agreement with the Office for the Aging, and have this portion of the resolution on the February 10 agenda as a separate resolution. All in favor. The following resolutions were then presented:

RESOLUTION NO. 78-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) Orleans Community Action Committee, Inc., Albion, NY to provide non-emergency medical transportation services to Medicaid patients; to be effective January 1, 1993 through December 31, 1993 at costs set forth in the agreement. County cost is 25% of the total cost.
- (2) Orleans County Highway Department, Albion, NY for the administrative supervision of Work Experience Crew Leader; effective January 1, 1993 through December 31, 1993 at a cost of \$17,300. County cost is \$6,920.
- (3) St. Joseph's Villa, Rochester, NY for provision of foster care services; to be effective January 1, 1993 through December 31, 1993 at a cost of \$100,000. County cost is \$34,000.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 79-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING SOFTWARE MAINTENANCE AGREEMENT
BETWEEN THE MENTAL HEALTH DEPARTMENT AND VECTOR
SYSTEMS

WHEREAS, the proposed Software Maintenance Agreement with Vector Systems, 4991 Wyffels Road, Canandaigua, NY 14424 offers support services for the prnPLUS Software Program currently in use at the Mental Health Department in the following ways:

1. New features added to prnPLUS;
2. Program enhancements forced by regulatory changes;
3. On-line support via telephone and Carbon Copy;
4. Emergency fixes in the event of program error; and

WHEREAS, it is necessary to have said agreement with Vector Systems in order to assure the Department of continued effective management of its prnPLUS Software Billing Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement with Vector Systems; said agreement to be in effect during the 1993 calendar year at an annual cost of \$1,000.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 80-193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FRANK M. ROJEK CPA of ROJEK, PAWLAK AND COMPANY TO COMPLETE THE REQUIRED NYS DEPARTMENT OF MENTAL HYGIENE CONSOLIDATED FISCAL REPORT

WHEREAS, the New York State Office of Mental Health requires that a New York State Department of Mental Hygiene Consolidated Fiscal Report (CFR) be furnished by the Department of Mental Health; and

WHEREAS, this report must be audited and certified by an Independent Certified Public Accountant; and

WHEREAS, the Orleans County Department of Mental Health requested quotes from four (4) independent firms, receiving quotes from two (2) firms,

NOW, THEREFORE, BE IT RESOLVED, that the agreement to complete, audit, and certify the Consolidated Fiscal Report be awarded to Rojek, Pawlak and Company Certified Public Accountants, at a cost not to exceed \$5,900.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution authorizing appointments to the Fish and Wildlife Board. He said he would table the resolution due to the fact that Mr. Pask, one of the appointees, has not yet returned from a trip out of town.

Legislator Tuohey introduced a resolution amending the County procurement policy. This was seconded by Legislator Bennett. During discussion, Mr. Dudek said this would quite significantly change the purchasing process. He asked if the intent of the Legislature is to look at all purchases over \$3,000.00. Legislator Billings said it would be good for the Legislators to look at these purchases. Legislator Tuohey moved to table the resolution; seconded by Legislator Swiercznski. Upon vote, the motion to table the resolution failed, with Legislators Bennett, Swiercznski and Tuohey in favor of the motion and Legislators Berger, Billings, Bower and McCarthy voting against the motion. The following resolutions were then presented:

RESOLUTION NO. 81-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AMENDING THE COUNTY PROCUREMENT POLICY

RESOLVED, that this Legislature approves the amending of the County's Procurement Policy as follows:

1. Add after the third paragraph of item 8:

Any contract or agreement forwarded to the County Attorney for his review must be accompanied by a transmittal sheet, signed or initialed by the appropriate department head, indicating that they have reviewed and agree with the terms and conditions of the contract or agreement, noting any concerns and exceptions.

2. The following paragraph replaces paragraph 4 of item 8 in the County Procurement Policy:

Purchase orders totaling less than \$500.00 may be released to the vendor by the ordering department, except for printing. Orders of \$500.00 or more, but less than \$3,000.00, or

which are for printing, shall require the approval of the Chief Administrative Officer, and certification from the Treasurer that funds are available before being released. Orders of \$3,000.00 or more shall require approval of the County Legislature prior to being released to vendors.

3. Section 8c: Change \$200.00 to \$500.00.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Swiercznski, Tuohey.

Legislator Bower introduced a resolution setting up accounts for the Department of History. This was seconded by Legislator Swiercznski. Legislator Tuohey moved to amend the resolution to be effective February 1, 1993, rather than January 1, 1993. This was seconded by Legislator Bennett. Upon vote, the amendment was passed, with Legislators McCarthy and Swiercznski voting against it. The following resolutions were then presented:

RESOLUTION NO. 82-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION SETTING UP ACCOUNTS FOR THE DEPARTMENT OF HISTORY

RESOLVED, that this Legislature authorizes a transfer of \$6,462.00 from account A1990.418, Contingent Fund, effective 2/1/93, setting up accounts as follows:

7510:	.100	Personal Services	\$4,696.00
	.411	Office Supplies	150.00
	.421	Telephone	500.00
	.431	Insurance	40.00
	.441	Printing	100.00
	.461	Postage	50.00
		Total	\$5,536.00

and be it further

RESOLVED, that the Historian shall work an average of 13 hours per week, 7 of which must be regularly scheduled in office hours, and be it further

RESOLVED, that employee benefits in the 1993 budget, be increased as follows:

9010.628	Retirement	\$ 56.00
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9020.620	Medicaid	\$ 68.00
9030.630	Social Sec.	292.00
9040.633	Workmens Comp	445.00
9050.636	Unemployment	<u>65.00</u>
		\$926.00

and be it further

RESOLVED, that effective 2/1/93 the hourly rate for this position shall be \$6.92.

Adopted. 5 ayes; 1 nay, Legislator McCarthy; 1 abstention, Legislator Tuohey.

RESOLUTION NO. 83-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY PLANNING BOARD

Resolved, that this Legislature does hereby approve the following appointments to the County Planning Board, with terms to expire December 31, 1995:

<u>Name</u>	<u>Representative of</u>
Patsy Colella 117 Reynolds Street Albion, NY 14411	Village of Albion
Jerome Wilson 353 West Bank Street Albion, NY 14411	Village of Albion (Alternate)
Paul Gray 1734 Norway Road Kendall, NY 14476	Town of Kendall
David Moore 16760 Lakeshore Road Kendall, NY 14476	Town of Kendall (Alternate)
Frank Mauragis 230 Erin Road Medina, NY 14103	Village of Medina
Mark Watts 11051 West Center St Medina, NY 14103	Village of Medina (Alternate)

Junior Meland Town of Ridgeway
3254 North Gravel Road
Medina, NY 14103

Charles Pettit Town of Ridgeway
3677 Bates Road (Alternate)
Medina, NY 14103

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 84-193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION SETTING UP ACCOUNTS FOR 800 Mhz RADIO PROJECT

RESOLVED, that this Legislature does hereby authorize the Orleans County Treasurer to transfer the sum of \$10,000 from Contingency Account, A1990, to 800 Mhz Radio System, Account A1650.418; and be it further

RESOLVED, that Account A1990 will be reimbursed when permanent financing is established.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings introduced a resolution concerning the closure of OSL landfill site. This was seconded by Legislator Swiercznski. Legislator Tuohey commented that Don Brace, Supervisor of the Town of Albion, and Woodrow Baker were present at this afternoon's Conference Session when this was discussed and they read this resolution. The following resolutions were presented:

RESOLUTION NO. 85-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION CONCERNING CLOSURE OF OSL LANDFILL

WHEREAS, this Legislature has sought the permanent closure of the Orleans Sanitary Landfill, Inc. site, and

WHEREAS, it appears that Orleans Sanitary Landfill, Inc. and Chapter 11 Trustee Craig A Slater, Esq., have obtained the approval of the New York State

Department of environmental Conservation of a Closure Plan for the complete closure of the OSL site, and further appears that the Town of Albion has entered into a Consent Agreement with Orleans Sanitary Landfill, Inc. and the Chapter 11 Trustee, and

WHEREAS, there has been no opportunity for public participation in the evaluation process of the Closure Plan, and

WHEREAS, this Legislature has deep concerns on behalf of the citizens of Orleans county for the environmental issues involving the OSL site and the impacts of the Closure Plan as approved by the New York State Department of Environmental Conservation and the Town of Albion,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby directs the Orleans County Attorney to advise the New York State Department of Environmental Conservation and the Town of Albion of the great displeasure of this Legislature at the lack of opportunity for public participation in the evaluation process of the Closure Plan by the two entities, and be it further

RESOLVED, that this Legislature calls upon the New York State Department of Environmental Conservation to strictly monitor the activities at the OSL site and to provide monthly accountings to the public of tonnage and progress toward the permanent closure of the site, and be it further

RESOLVED, that this Legislature opposes and will oppose any future attempts to modify the Closure Plan which would result in any additional importation of waste into the County of Orleans, and be it further

RESOLVED, that this Legislature does hereby ratify and reaffirm its Resolution No. 468-992 whereby this Legislature opposes the creation of any new landfills in Orleans County and the expansion of any current landfills in Orleans County, unless said creation/expansion is in compliance with the GLOW Solid Waste plan and/or Orleans County Local Law No. 2 of 1991.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 86-193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION APPROVING RETAINER AGREEMENT FOR LEGAL SERVICES TO BE RENDERED TO THE ORLEANS COUNTY SELF-INSURANCE PLAN

WHEREAS, Section 65 of the Workers Compensation Law authorizes engagement of counsel to a County Self-Insurance plan, be it

RESOLVED, that this Legislature authorizes the execution of a retainer agreement between the Orleans County Self-Insurance Plan and Webster and Schubel, Attorneys, for a term of three (3) months commencing January 1, 1993, and ending March 31, 1993, for the sum of \$1,142.00 per month for each month during the three months, which said retainer agreement may be terminated by the County at any time upon written notice.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower indicated that the resolution to amend the Health Department Environmental Health Fee Schedule, that had been tabled at the January 13 meeting is to remain tabled.

Legislator Bower removed a resolution from the table which petitions New York State to establish a state charge for medicaid clients including administrative costs chargeable thereto. The resolution was presented and adopted as follows:

RESOLUTION NO. 87-193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION PETITIONING NEW YORK STATE TO ESTABLISH A STATE CHARGE FOR MEDICAID CLIENTS INCLUDING ADMINISTRATIVE COSTS CHARGEABLE THERETO

WHEREAS, New York State presently pays the non-federal costs of financial assistance clients who have resided in New York for less than one year, and

WHEREAS, New York State's full range medical assistance program attracts the medically needy to the State, now therefore, be it

RESOLVED, that the Orleans County Legislature hereby petition the New York State Legislature and the Governor's Office to enact legislation that would provide for State Charge status for Medical Assistance costs in the same manner as cash assistance, and be it further

RESOLVED, that administrative costs associated with both programs be likewise funded as State Charges, and be it further

RESOLVED, that the Clerk of this Legislature forward certified copies of this resolution to the Governor's Office, Orleans County representatives to the New York State Legislature, Intercounty Association of Western New York, and New York State Association of Counties.

Adopted. 7 ayes; 0 nay; 0 absent.

Legislator Bower said he would like to thank the employees for their donations towards buying a stereo for the Nursing Home; there is also currently a fund for purchasing a wide screen TV for the Nursing Home.

Legislator Tuohey asked about representatives from the Legislature attending the Team Meeting. There was brief discussion regarding this, but no decision was made.

Ms. Gaylord, a member of the public who attended the meeting, said she was appalled at the figure being allocated to Community Action. She said she realizes the need for increasing the sales tax and she is in favor of that. Chairman Berger explained that the county is not the only source of funding for this agency; they are also state and federally funded. He also said that there are agencies that we are required to fund and Community Action is not one of them.

Legislator Bennett motioned to adjourn the meeting. Seconded by Legislator Billings.

Meeting adjourned at 5:30 p.m.

LEGISLATURE MEETING
February 10, 1993

The Chairman called the meeting to order at 4:40 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letter from NYSAC acknowledging receipt of our resolution number 20-193, minutes from November 1992 meeting of OTB, annual report of the Treasurer of the Soil and Water Conservation District, letter from Delia Robinson regarding the Orleans County Historian

position, letter of acknowledgment from Assemblyman Nesbitt regarding our resolution number 139-392, invitation from James Elmore for Legislators to attend March 8, 1993 Human Services Council meeting.

Report of Standing Committees: Legislator Tuohey reported attendance at her regular meetings, Barre Town Board meeting, auditing, and Director of Office for the Aging interviews.

Legislator Bennett attended his regular meetings.

Legislator Swiercznski attended his usual meetings, including Highway and Nursing Home. He also took part in the Director of the Office for the Aging interviews on February 10. Legislator Swiercznski spoke about the rising costs of welfare. He suggested that he and Legislator Bower write a letter to our Congressmen and Senators regarding this. Legislator Tuohey commented that the State reviews the income of the recipients only once every three months.

Legislator McCarthy reported attendance at his usual meetings. He said he and Legislator Tuohey met with Frank Zona this morning to discuss the upcoming computer training lab.

Legislator Billings attended his regular meetings; also sat in on Legislators McCarthy and Tuohey's meetings.

Legislator Bower reported attendance at his regular meetings; including several meetings with the Nursing Home; also attended the Albion Town Board meeting. Legislator Bower said a letter has been received from the County Historian regarding his working hours and the hours have been agreed on. Chairman Berger commented that the suggestion that Town Historians voluntarily help staff the County Historian's office was made by the group of Historians that attended a past Conference Session.

Chairman Berger attended the Legislature/School Districts meeting, GLOW meeting on January 28, Interagency Collaboration on January 28, came in on January 29 to sign a Historian's article, February 2 Chairman Berger was at the Legislature Office, Dublin Road Dump hearing on February 4; also attended a meeting in Lyndonville on February 8 and Soil and Water on February 9. On February 10, Chairman Berger took part in the Director of Office for the Aging interviews and attended the Safety Meeting.

Legislator Swiercznski withdrew a resolution authorizing preparation of bond resolution for construction of a fuel farm.

The following resolutions were then presented:

RESOLUTION NO. 88-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, Highway Department and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 10023 through 10221 be paid, and that the Clerk of the Legislature, Superintendent of Highways, the Director of Job Development Agency and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 89-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENTS TO INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK

RESOLVED, that this Legislature does hereby approve the following appointments to the Inter-County Association of Western New York:

Legislator Frank Berger

Legislator George Bower

Chief Administrative Officer Stanley Dudek

and be it further

RESOLVED, that a copy of this resolution be sent to Intercounty Association of Western New York.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 90-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENTS TO THE MEDICAL SCHOLARSHIP BOARD

RESOLVED, that this Legislature does hereby appoint the following members to the Medical Scholarship Committee:

<u>NAME</u>	<u>REPRESENTS</u>	<u>TERM EXPIRES</u>
Walter Becker 600 Park Avenue Medina, N.Y. 14103	Medina Memorial Hospital	12/31/95
Eileen Kosieracki, M.D. 240 S. Main St. Albion, N.Y. 14411		12/31/95

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 91-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Orleans County Nursing Home:

Food Service Helper - P/T - Permanent - 2

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 92-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING FINAL PAYMENT OF CAPITAL PROJECT CLAIM TO IVERSEN CONSTRUCTION FOR JAIL RECONSTRUCTION PROJECT

WHEREAS, the floor tile work required in the Jail Reconstruction Project has now been satisfactorily completed, be it

RESOLVED, that this Legislature authorizes that \$4,000.00 be paid to Iversen Construction Corporation, as final payment for this project; such payment to be made from Capital Project account H3150.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution which would amend resolution number 19-193. Seconded by Legislator Bower. Legislator Billings moved to amend the resolution to strike the words "step 2". This was seconded by Legislator Bennett. In voting on the amendment, Legislators Bennett, Billings and Bower voted for it; with Legislators Berger, McCarthy, Swiercznski and Tuohey voting against the amendment, causing it to fail. The following resolutions were then adopted:

RESOLUTION NO. 93-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AMENDING RESOLUTION NO. 19-193

RESOLVED, that this Legislature authorizes the amending of Resolution No. 19-193 as follows:

Paragraph 2 :

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to fill the vacant Full-Time Assistant Buildings and Grounds Superintendent position in the Buildings and Grounds Department, at Grade 2, Step 2 on the Management Salary Schedule, effective January 1, 1993.

This is instead of Grade 2, Step 1 on the Management Salary Schedule.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Billings; 0 absent.

RESOLUTION NO. 94-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION SETTING SALARY FOR PART-TIME CLERK IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the setting of the salary for the part-time Clerk in the Orleans County Highway Department at \$6.00 per hour.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 95-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND GENESEE ORLEANS HOMEMAKERS, INC.

RESOLVED, that this Legislature does hereby approve the Orleans County Office for the Aging service contract with Genesee Orleans Homemakers, Inc., which provides for housekeeper, personal care aide services, and supervision to persons over age 60 for the period of January 1, 1993 through December 31, 1993; and be it further

RESOLVED, that said contract shall set the fee for service at \$8.23 per hour for housekeeper aides and \$9.40 per hour for personal care aides at a total cost of \$70,010, with \$63,009 reimbursement to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution which would approve an agreement between Social Services and Office for the Aging. Seconded by Legislator Swiercznski. Legislator Bennett said this is a new program. He asked why it is needed. Legislator Tuohey tabled the resolution. The following resolutions were then adopted:

RESOLUTION NO. 96-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator

RESOLUTION AUTHORIZING NEW YORK STATE DISABILITY BENEFITS LAW COVERAGE FOR CERTAIN PART-TIME C.S.E.A. EMPLOYEES

WHEREAS, the C.S.E.A. agreement requires the County to provide State Disability benefits to certain part-time employees, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize New York State Disability Benefits Law coverage for C.S.E.A. employees who regularly work more than half the hours of a full-time employee in the same title.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution approving an appointment to the HSA Board of Directors. This was seconded by Legislator Billings. Chairman Berger said that the Legislature appreciates the past service given to this Board by David Schubel, who has now resigned. The following resolutions were then adopted:

RESOLUTION NO. 97-293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING APPOINTMENT TO HSA BOARD OF DIRECTORS

RESOLVED, that this Legislature does hereby approve the appointment of Carl W. Tuohey to the HSA of Western New York Board of Directors, replacing David Schubel who has resigned; said term to run through March 31, 1996.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution to approve an agreement with John Panek for Exchange of Property. Seconded by Legislator Bower. During discussion, Legislator Swiercznski moved to amend the resolution to add the words "contingent upon FAA approval and a signed agreement with EF Johnson." Legislator Billings said he would like to go on record as saying that he is not against this resolution but he thinks it is being done prematurely. The following resolutions were then adopted:

RESOLUTION NO. 98-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT WITH JOHN PANEK FOR EXCHANGE OF PROPERTY

RESOLVED, that this Legislature authorizes an agreement between the County of Orleans and John Panek for the exchange of property not needed by the County located in the eastern portion of the property occupied by the Emergency Management Office, for property currently owned by John Panek, which is located southwest of the Emergency Management Center, with the understanding that all costs associated in this exchange are to be absorbed by the County, and be it further

RESOLVED, that this agreement will be contingent upon FAA approval and a signed agreement with EF Johnson.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent

RESOLUTION NO. 99-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING DESTRUCTION OF COUNTY BUILDINGS

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to arrange for the destruction of the house and barn located on the property at the Emergency Management Center.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 100-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING AND SETTING DATE OF PUBLIC HEARING REGARDING EXEMPTION FOR PERSONS OVER 65 YEARS OF AGE

RESOLVED, that a Public Hearing to consider raising the income eligibility from \$10,500.00 to \$12,500.00 for persons over sixty-five (65) years of age who meet the qualifications for a fifty percent (50%) exemption of the assessed valuation on real property as set forth in Section 467 of the Real Property Tax Law and as subsequently amended by this Legislature be held at the Legislature Chambers, Court House Square, Albion, New York on February 24, 1993 at 4:25 p.m., and that notice of the Hearing be published

in the two (2) official newspapers.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 101-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING AGREEMENTS BETWEEN THE COUNTY AND THE FOUR LIBRARIES WITHIN THE COUNTY

RESOLVED, that this Legislature does hereby approve the agreements between the County and the various libraries within the County, for the calendar year 1993, in the amounts as listed below; said amounts budgeted for 1993:

Swan Library, Albion, New York	\$10,654.85
Lee Whedon Memorial Library Medina, New York	\$ 9,100.83
Community Free Library Holley New York	\$ 6,133.48
Yates Community Library Lyndonville, New York	\$ 3,180.84

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower tabled a resolution to fill a vacant Account Clerk Typist position in the Social Services Department. The following resolutions were then adopted:

RESOLUTION NO. 102-293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING UTILIZATION OF SPACE AT ONTARIO COUNTY YOUTH CARE FACILITY FOR ORLEANS COUNTY PROBATION DEPARTMENT JUVENILES

RESOLVED, that this Legislature does hereby approve the agreement between the Ontario County Youth Care Facility and the Orleans County Probation Department, allowing juveniles within the jurisdiction of Orleans County to be housed at the Ontario County Youth Care Facility commencing January 1, 1993 and terminating December 31, 1993; cost shall be \$180.00

per day per child, with an additional \$20.00 health assessment fee per child, if required.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 103-293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE-ORLEANS HOMEMAKERS, INC.

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Genesee-Orleans Homemakers, Inc. to provide Home Health Aide service to the Orleans County Health Department Home Health Agency for the calendar year 1993, with costs to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, and other third party insurances; thus, there is no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 104-293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND WESTSIDE HOME CARE AGENCY, LTD.

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Westside Home Care Agency, LTD., to provide back-up Home Health Aide services to the Orleans County Health Department Home Health Agency for the calendar year 1993, with costs to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, and other third party insurances; thus, there is no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 105-293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND FREED, MAXICK, SACHS & MURPHY, PC

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Freed, Maxicks, Sachs & Murphy, PC, for the preparation of the 1993 Medicare and Medicaid Cost Reports, as well as a mid-year review, and any other consultation deemed necessary, to determine potential reimbursement for the Home Health Agency, at a cost not to exceed \$7,500. Reimbursement through State Aid is at 40%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 106-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PURCHASE IN NURSING HOME

RESOLVED, that this Legislature authorizes the Administrator of the Orleans County Nursing Home to purchase an Air Curtain Refrigerator at a cost of \$3750.00, and a can crusher at a cost of \$430.00, for a total of \$4,180.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution to approve an agreement for attorney services between Social Services and the Office of the County Attorney. This was seconded by Legislator McCarthy. In discussion, Legislator Swiercznski questioned the amount of hours spent by the two attorneys providing the services, as compared to the amount of money paid to them. Legislator Bower moved to table the resolution. Legislator Billings seconded the motion. Resolution tabled until February 24. The following resolutions were then adopted:

RESOLUTION NO. 107-293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION TRANSFERRING CRIME VICTIM ASSISTANCE PROGRAM POSITION FROM THE SHERIFF'S DEPARTMENT TO THE DISTRICT ATTORNEY'S OFFICE

RESOLVED, that this Legislature does hereby authorize the transfer of the position responsible for the Crime Victim Assistance Program from the Sheriff's Department to the District Attorney's Office.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 108-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO ADVERTISE FOR BIDS

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home to advertise for bids for the completion of the energy conservation measure as approved in the energy grant.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 109-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING LEAVE OF ABSENCE AT NURSING HOME

RESOLVED, that this Legislature authorizes a leave of absence through May 25, 1993, for the Certified Nursing Assistant at the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution that had been tabled January 27, to amend the Health Department Environmental Health Fee Schedule. Legislator Tuohey seconded. Legislator McCarthy explained that the resolution will contain a new fee schedule, as compared to when it was originally presented. The following resolution was adopted:

RESOLUTION NO. 110-293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION TO AMEND THE ORLEANS COUNTY HEALTH

DEPARTMENT ENVIRONMENTAL HEALTH FEE SCHEDULE

WHEREAS, the Orleans County Health Department Environmental Health Fee Schedule was adopted by Resolution No. 156-484, and amended by Resolutions No. 171-486, 197-488, and 21-192; and

WHEREAS, changes in the schedule have been requested by the New York State Department of Health, in order to recoup at least 20% of the cost of the Environmental Health Programs; now therefore, be it

RESOLVED, that the Orleans County Health Department Environmental Health Fee Schedule is hereby amended as follows:

FOOD SERVICES ESTABLISHMENTS:

Permanent:

Low Risk	\$ 50.00
Medium Risk	\$ 75.00
High Risk	\$100.00
Temporary (per stand)	\$ 10.00
Seasonal	\$ 50.00
Bakeries	\$ 50.00
Vending Units	\$ 10.00
Vending Units - Mobile	\$ 25.00
Catering Operations	\$ 25.00
Frozen Dessert	\$ 25.00

TEMPORARY RESIDENCES:

Motels/Hotels:

Single Story	\$ 75.00
Two Story	\$100.00
Three or more	\$125.00

Mobile Home Parks:

5 to 50 Units	\$ 75.00
51 to 100 Units	\$100.00
101 or more Units	\$125.00

Migrant Labor Camps:

5 to 10 Occupants	\$ 50.00
10 or More Occupants	\$ 75.00

Proprietary Camps:

1 to 10 Units	\$ 75.00
11 to 100 Units	\$100.00
101 or More Units	\$125.00
Temporary	\$ 50.00

POOLS AND BEACHES:

Pools and Beaches	\$ 50.00
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PRIVATE RESIDENCES:

Plan Review (OCHD Approval)	\$150.00
Loan Approval Survey:	
Water System Only	\$ 50.00
Sewage System Only	\$ 50.00
Both Water and Sewage	\$100.00
Perc Test/Sewage System Permit	\$ 75.00
Sanitary Survey (on-site system inspection and collection of water sample)	\$ 50.00
Water Sample (Collected by resident - after 2 free	\$ 10.00
Subdivision	\$ 25.00 lot
Environmental Assessment	\$100.00

COMMERCIAL/INDUSTRIAL ESTABLISHMENTS

Annual Water System Survey	\$ 50.00
Water Sample (test Only)	\$ 10.00

and be it further

RESOLVED, that this resolution shall take effect March 1, 1993, and shall be applicable to all affected inspections and/or services rendered on or after that date.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Bower; 0 absent.

Legislator McCarthy introduced a resolution that had been tabled on January 27, authorizing payment to Health Systems Agency of Western New York. This resolution was then adopted:

RESOLUTION NO. 111-293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PAYMENT TO HEALTH SYSTEMS AGENCY OF WESTERN NEW YORK

RESOLVED, that this Legislature authorizes the payment of \$1,000.00 to Health Systems Agency of Western New York for annual dues assessment, as allocated in the 1993 county budget; such payment to be made out of budget account A4527.418.

Adopted. 4 ayes; 3 nays, Legislators Berger, Billings and Swiercznski; 0 absent.

Legislator Tuohey removed a resolution from the table, authorizing the Data Processing Department to

establish a computer training lab in the office vacated by the District Attorney. Resolution was then adopted:

RESOLUTION NO. 112-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING THE DATA PROCESSING DEPARTMENT TO ESTABLISH A COMPUTER TRAINING LAB IN THE OFFICE VACATED BY THE DISTRICT ATTORNEY

RESOLVED, that this Legislature does hereby authorize the Orleans County Data Processing Department to establish a computer training room at the Administration Building in the offices recently vacated by the Orleans County District Attorney; said training room to be used to train county employees on the use of computers and software and to be used as a resource center in matters relating to computers.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett removed a resolution from the table, which authorizes appointments to the Fish and Wildlife Board. The following resolution was then adopted:

RESOLUTION NO. 113-293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING APPOINTMENTS TO FISH & WILDLIFE BOARD

RESOLVED, that this Legislature hereby authorizes the following appointments to the Fish & Wildlife Board, said appointments to terminate December 31, 1994:

Bob Pask Landowner Representative
4578 E. Shelby Rd.
Medina, N.Y.

Herman Hicks Alternate
Maple Rd.
Albion, N.Y.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings moved to adjourn the meeting. This was seconded by Legislator Tuohey.

Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
February 24, 1993

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Notice of March 3 Youth Board meeting, along with February minutes, announcement of Youth Recognition Banquet on May 4, letter from Senator Daly regarding the intersection in front of the County Administration Building, letter from Town of Clarendon regarding Planning Board appointment, letter from Cindy Jessop of Waste Management regarding closure of the Orleans Sanitary Landfill site, copy of letter written by Carri Blake to David Griggs of Holley Schools regarding the SSI Outreach Program, and letters of acknowledgement from Governor Cuomo's office and NYSAC regarding our resolution #87-193, pertaining to State charges for Medicaid clients.

Report of Standing Committees:

Legislator Swiercznski reported attendance at his usual committee meetings, including Highway, Nursing Home, Social Services; also several special meetings. Legislator Swiercznski apologized for not having made the Supervisors & County Legislators Meeting last night.

Legislator Bennett reported attendance at regular meetings. He said that hopefully people from Wheelabrator will be at the next Supervisors and County Legislators Association meeting to discuss the landfill situation. Legislator Bennett spoke about having met with Sandy Church regarding his function as special prosecutor. It will be decided on March 4 whether a particular case will go to trial; which will have a budgetary impact. Legislator McCarthy said that in his opinion, Mr. Church will do what is right.

Legislator Tuohey attended an EAP meeting on February 11. She said EAP will be going ahead with the Employee Appreciation Picnic and paying for it out of their funds. She also attended the East Shelby Fire Department Installation Dinner on February 26. Legislator Tuohey audited on February 23. She

apologized for having missed the Supervisors and County Legislators Meeting. Legislator Tuohey said the Finance Committee met with the Social Services Committee, along with Carri Blake and Louis Monacelli regarding budgetary problems in Social Services. Legislator McCarthy reported attendance at his regular meetings. He also met with Don Metzger this morning regarding budgetary concerns. He announced that the Health Board meeting, which was cancelled due to bad weather, has been rescheduled for March 2. Legislator McCarthy said he has spoken with Jim Scharping at Community Action and things are in a good position there.

Legislator Billings attended his regular meetings. He said the appointees to the newly created Agricultural and Farmland Protection Board are going over their responsibilities.

Legislator Bower attended his regular meetings.

Chairman Berger reported attendance at the following: Executive Board meeting of Genesee Finger Lakes, also Town of Yates, on Feb 11, 4H Awards Dinner and Annual Meeting on February 13, Legislature office on February 15, Ridgeway Town meeting on February 16, Legislature office on February 17. Chairman Berger also checked on the repairs being made at the Courthouse. He said it looks very good. He also attended an 800 Mhz meeting on February 17, Intercounty on the 18th. Chairman Berger announced that Orleans County will host the March 18 Intercounty meeting. Chairman Berger also attended an RC & D meeting on February 19. On February 22, Chairman Berger attended a Chamber of Commerce meeting, Legislature office on February 23rd; also stopped at the Ag Farmland Protection office; then attended a rotary meeting in Lockport, where the Chairman of the Niagara County Legislature was the speaker; also a legislative planning meeting.

During the open discussion portion of the meeting, Chairman Berger announced that the deadline for the submission of resolutions by departments to the Clerk of the Legislature will be moved up from the Thursday prior to the Legislature meeting, at 12:00, to Wednesday at 5:00. A resolution will be prepared for the next meeting to authorize a change in the rules of procedure.

Chairman Berger also spoke about Route 18 on Johnson Creek; a concern regarding fire. Legislator Bennett suggested that Dick Clark look into this. Chairman Berger said that representatives from EF Johnson will be at the Legislature Office on March 1 at 10:00 a.m. for the signing of the contract.

Chairman Berger asked if any Legislator would be attending the Human Services Council Meeting on March 8. Legislator Bennett will attend.

The following resolutions were adopted:

RESOLUTION NO. 114-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancy in the Orleans County Nursing Home:

Administrative Secretary - Grade 8.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 115-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 10234 through 10417 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 116-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF ALBION

RESOLVED, that this Legislature sell and convey unto estate of Curtis Lyman, c/o Lyman & Lyman, 51 North Main Street, Albion, New York 14411, for the sum of \$2,812.70, Parcel No. 8, Tax Map No. 73.6-6-53 of the premises contained in the 1992 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated January 22, 1993 and recorded in the Orleans County Clerk's Office in Liber 494 of Deeds at Page 80, being formerly assessed to George Irvine (Curtis L. Lyman), bounded and described as follows: In the Town of Albion, Orleans County, New York, being known as 114 Platt St., 41.25 x 82.50'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 117-293

By Legislator McCarthy, who moved the adoption.

Unanimous Second

RESOLUTION PROCLAIMING MARCH 23, 1993 AS AMERICAN DIABETES ALERT DAY

WHEREAS, diabetes is a chronic, metabolic disorder for which there is no cure, and the nation's third leading cause of death; and

WHEREAS, this disease now afflicts more than fourteen million Americans and 90,000 Western New Yorkers, 50% of whom are undetected; and

WHEREAS, the American Diabetes Alert is a public awareness campaign to alert the community to the danger of undiagnosed diabetes; and

WHEREAS, diabetes is one of the worst diseases of our time, involving serious complications such as blindness, heart disease, kidney disease, stroke and amputations; and

WHEREAS, diabetes strikes disproportionately hard at minorities, including African Americans, Hispanics, and Native Americans; and

WHEREAS, the American Diabetes Association is the nation's leading organization concerned with finding prevention and a cure for diabetes and improving the lives of all affected by diabetes; and

WHEREAS, the Western New York Chapter of the

American Diabetes Association provides detection services, information and support, and education to people with diabetes, health professionals, and the general public; now, therefore, be it

RESOLVED, that this Legislature does hereby proclaim March 23, 1993 as American Diabetes Alert Day.

Adopted Unanimously.

RESOLUTION NO. 118-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE ORLEANS COUNTY TREASURER TO MAKE PAYMENTS TO ALBION FIRST PRESBYTERIAN CHURCH FOR NUTRITION PROGRAM

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to make payments to the Albion First Presbyterian Church as follows:

Advance voucher for the State SNAP and Federal III-C-1 and III-C-2 may be paid on or before the first working day of each advance period (stated on voucher) and shall be documented by State voucher forms submitted to the County Treasurer prior to payment.

Reimbursement vouchers for the Federal Title III-C-1 and III-C-2 programs may be paid upon receipt by the County Treasurer of the State Reimbursement voucher.

Reimbursement vouchers for the USDA program may be paid upon receipt by the County Treasurer of the USDA payment.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 119-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION TRANSFERRING FUNDS FROM FUND BALANCE TO CENTRAL TYPEWRITER REPAIR ACCOUNT

WHEREAS, funds in the amount of \$3,968.70 from the 1992 Central Typewriter Repair Account have reverted to the County's Fund Balance; and

WHEREAS, said funds are needed to repair equipment for the various County departments, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$3,968.70 from Fund Balance to 1993 Central Typewriter Repair Account A1615.465.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 120-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION 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 Conservation District, Albion, New York, for the provision of services by "Soil and Water" for the calendar year 1993, at a cost of \$25,157.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 121-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE BUILDINGS AND GROUNDS DEPARTMENT AND DAVID W. STEVENSON

RESOLVED, that this Legislature authorizes the agreement between the Orleans County Buildings and Grounds Department and David W. Stevenson for contractual services to be provided by David Stevenson which will cover building codes work and assisting with preparing year end financial reports; such services will be provided at a cost of \$13.63 per hour, not to exceed \$2,000.00 per year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 122-293

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CHANGING MEDICAL COVERAGE PROVIDER

WHEREAS, an opportunity exists to change medical insurance providers while maintaining comparable coverages and reducing costs, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the change in medical insurance providers from Blue Shield to Blue Cross, effective April 1, 1993, such coverage to provide for the following groups:

Management employees
Highway employees
C.S.E.A. employees

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 123-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO SOLICIT BIDS FOR DUMPSTER SERVICE, COPIERS AND LONG-DISTANCE TELEPHONE SERVICE

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to solicit bids for dumpster services for various county properties, copiers as proposed for various county departments, and long distance telephone services for Orleans County offices.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 124-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION SUPPORTING A PHASED-IN STATE TAKEOVER OF THE MEDICAID PROGRAM

WHEREAS, New York is one of the few states in the country which mandates that counties and the City of New York (localities) pay a local Medicaid share, which now costs localities \$3.3 billion a year with a growth factor of 14% per annum; and

WHEREAS, this Medicaid mandate requires localities to dedicate an increasingly larger portion of their local taxes for the State Medicaid program thereby

imposing a back breaking burden on local taxpayers; and

WHEREAS, it is imperative that localities obtain immediate relief from this unbridled growth in the Medicaid program by enactment of effective Medicaid cost-containment; and

WHEREAS, local Medicaid relief must include the immediate acceleration, statutory expansion, and State assumption of the Managed Care program; and

WHEREAS, local Medicaid relief must also include the State assumption of the administrative cost of the Medicaid program; and

WHEREAS, local Medicaid relief must also include a State takeover of the Medicaid program; and

WHEREAS, each phase of a State takeover of the local Medicaid program should include a hold harmless clause to ensure that each locality benefits from the State takeover plan; and

WHEREAS, counties no longer have the fiscal resources to support the local Medicaid share by reliance on continual property tax increases and sales tax increases, and a State takeover of Medicaid would enable counties to administer other necessary local programs in an equitable and productive fashion; and

WHEREAS, the New York State Association of Counties has made Medicaid takeover its NUMBER ONE MANDATE RELIEF PRIORITY FOR 1993 and is advocating that Medicaid takeover be enacted into law concurrent with the adoption of the 1993-94 State budget; and

WHEREAS, Orleans County now wishes to express its support for State Medicaid takeover in accordance with the above recitals and such State takeover be enacted into law on or before March 31, 1993; now, therefore, be it

RESOLVED, that Orleans County supports a phased-in State takeover of the Medicaid program which shall include as a minimum:

- (1) enactment of structural Medicaid cost-containment
- (2) assumption of local Medicaid managed care
- (3) responsibility for all Medicaid administrative costs
- (4) incur all growth in the Medicaid program by

1997

- (5) all additional Medicaid takeover relief agreed to by the Governor, Senate and Assembly;

and, now, therefore, be it

RESOLVED, that copies of this resolution be submitted to Governor Mario M. Cuomo, Senate Majority Leader Ralph J. Marino, Assembly Speaker Saul Weprin, and all members of the New York State Legislature, New York State Association of Counties, Intercounty Association of Western New York, and all other persons, organizations and agencies deemed necessary and proper.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 125-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION 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 May 1, 1993 at 10:00 a.m. in the Court Room of the Orleans County Courthouse, Court House Square, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION
ORLEANS COUNTY TAX PROPERTY AUCTION
ORLEANS COUNTY COURTHOUSE
ALBION, NEW YORK
MAY 1, 1993
10:00 A.M.

This is the sale at public auction of various parcels of real property which have been conveyed to 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:

1. All sales are made subject to confirmation and approval thereof by the Orleans County Legislature, which confirmation and approval will

be requested at a special meeting of the said Legislature to be held directly following the auction. The resolution of confirmation will be immediately available at the close of said meeting.

2. At least 25% of the final bid for each parcel shall be paid to the Clerk of these proceedings prior to the start of the special Legislature meeting above stated. Payment shall be in cash or by a good check upon a New York State financial institution.
3. The balance of the successful and accepted bid for each parcel shall be paid in cash or by certified check to the Orleans County Treasurer, Central Hall, 34 East Park Street, Albion, New York, 14411, no later than Friday, May 28, 1993 between 9:00 a.m. and 5:00 p.m. unless extended by the Legislature.
4. The County of Orleans is not required to send any notice to the purchaser or purchasers, and if the purchaser or purchasers neglect to pay the balance due and call at the Orleans County Treasurer's Office at the above stated time the successful bid shall at 5:00 p.m. on Friday, May 28, 1993, be deemed conclusively to be abandoned, the deposit retained by the County as liquidation damages and the parcel in question disposed of in such manner as the County determines without notice to or benefit to the defaulting purchaser.
5. Upon payment of the balance, as above provided, the County of Orleans will deliver a standard form quitclaim tax deed which shall describe the parcel in the same manner as in the In Rem Foreclosure deed to the County and which shall quitclaim all of the right, title and interest of the County of Orleans in and to the said parcel. The said deed shall name as grantee the successful confirmed bidder and shall state the amount of the successful confirmed bid. The County of Orleans will execute no warranties concerning the parcel or the title thereto and will not deliver or be responsible for abstracts, title searches, surveys, maps or other documents concerning the parcel whatsoever.
6. The deed shall contain a condition and covenant that Orleans 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 said Orleans County arising from such sale or conveyance or any proceedings leading thereto.

7. All parcels are sold subject to the 1993 Town and County tax and the relieved 1992-93 school tax. The amount of such unpaid tax shall be announced by the auctioneer prior to the auction of each parcel. The unpaid taxes must be paid prior to May 28, 1993 to avoid further penalty, and prior to the filing of the deed.
8. The purchaser upon payment of the final bid and the unpaid taxes shall also deliver to the Treasurer a check for all recording fees due to the County Clerk for filing the deed. Such fees will be \$47.00 on each purchase, plus an additional \$2.00 for every \$500.00 or part thereof when the purchase price is \$500.00 or more. For example, if final bid is \$10,000.00, recording fee is \$47.00 plus \$2.00 x (20) or \$87.00.
9. The successful and confirmed purchaser shall take the parcel "as is" upon delivery of the above stated deed, in such condition as the same exists at that date and subject to all alleged possessory or other claims and all covenants, easements and restrictions of record.
10. The various parcels have been available for view by any and all interested parties prior to this sale. No adjournment in bidding shall be allowed for further viewing of any parcel.
11. The various parcels shall be offered from the list of parcels previously available in such order and manner as the auctioneer shall deem proper.
12. The Legislature reserves the right to set minimum opening bids on any or all parcels to be auctioned at any time prior to the auction.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution appointing an auctioneer for in rem property auction. After this was seconded by Legislator McCarthy, Legislator Bennett questioned why three quotations have to be obtained for other items, but not for the auctioneer. The following resolutions were then adopted:

RESOLUTION NO. 126-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPOINTING AUCTIONEER FOR IN REM PROPERTY

AUCTION

RESOLVED, that Alferd Bontrager Real Estate, 13238 Broadway, Alden, New York is hereby selected as auctioneer for the in rem property auction scheduled for Saturday, May 1, 1993 at 10:00 a.m. in the County Court House, Albion, New York; with all the duties of the auctioneer including those outlined in the County policy and including placing the auction advertisements and conducting the auction; and be it

FURTHER RESOLVED, that compensation for said auctioneer services shall be 5% per of the amount of auction sales as finally accepted and confirmed by the Orleans County Legislature.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 127-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING FILLING OF VACANCY IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to fill the vacant Building Maintenance Worker position, which is Grade 9 on the CSEA salary schedule.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Swiercznski tabled a resolution authorizing an agreement with Erdman Anthony & Associates for the design of a new fuel facility. The following resolutions were then adopted:

RESOLUTION NO. 128-293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING TRANSPORTATION AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND ORLEANS COMMUNITY ACTION COMMITTEE

RESOLVED, that the agreement between the Department of Mental Health and Orleans Community Action Committee, providing transportation services for Friendship House clients, is hereby approved by this Legislature. The agreement is to be in effect from January 1, 1993 through December 31, 1993 at the following rates:

\$ 7.00 - For each one-way ambulatory passenger trip within Orleans County \$14.00 for each round trip:

\$12.50 - For each one-way non-ambulatory passenger trip within one zone*; \$25.00 round trip.

\$15.00 - For each one-way non-ambulatory passenger trip traveling through two or more zones*; \$30.00 round trip.

* A zone is co-terminal within the township in Orleans County, except that the towns of Albion and Gaines are considered one zone.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 129-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING FORMATION OF AND APPOINTMENTS TO AGRICULTURAL AND FARMLAND PROTECTION BOARD

RESOLVED, that this Legislature authorizes the establishment of the Agricultural and Farmland Protection Board, which will replace the Agricultural Advisory Board, and be it further

RESOLVED, that this Legislature approves the following appointments to the Agricultural and Farmland Protection Board, with all terms ending December 31, 1993:

NAME

REPRESENTS

Don Payne
3827 Marshall Rd.
Medina, NY 14103

Farmers

Dawn Keppler
Forrestal Farm
4765 S. Gravel Rd.
Medina, NY 14103

Farmers

Franklin Broadwell
Broadwell Farms
2055 Oak Orchard River Rd.
Waterport, NY 14571

Farmers

Steve Wolf
5110 S. Holley Rd.
Holley, NY 14470

Farmers

Ralph Brown, Alternate
1285 Oak Orchard River Rd.
Waterport, NY 14571

Farmers

Wayne Harrington
Box 204
Albion, NY 14411

Agribusiness

Pierson Root
Preservation
12595 W. Lee Rd.
Albion, NY 14411

Agland

Orren Roberts
10662 Freeman Rd.
Medina, NY 14103

Soil and Water

Elaine Wendt
Extension
Orleans Cooperative Extension
30 S. Main St.
Albion, NY 14411

Cooperative

Robert Harrold
Orleans County Real Property
Albion, NY 14411

Real Property Tax

Lyndon Billings
Orleans County Legislature
Albion, NY 14411

Legislature

Wayne Hale
Orleans County Planning
Albion, NY 14411

Planning

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 130-293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PURCHASE IN JAIL

RESOLVED, that this Legislature authorizes the purchase of a Xerox 5312 copier at a cost of \$1698.00, which includes start-up supplies and a 36-month warranty; said copier to be exempt from the bidding process as the copier in the jail has broken and a replacement is needed immediately; said purchase to be made out of account 3150.220 - Jail, Office Equipment.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 131-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION REQUESTING THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO HELP AMEND REGULATIONS REGARDING THE PROHIBITING OF LANDFILLS ALONG THE CANAL SYSTEM

WHEREAS, the unique beauty of areas in the immediate vicinities of canals cause those areas to have great potential for tourism; and

WHEREAS, grants are being offered to communities along the path of the Canal to help enrich their ports to make them more accessible to promote tourism; which would bring added revenue to those areas, and

WHEREAS, the possibility of bringing benefits to our communities or to other municipalities across the state should not be jeopardized, now, therefore, be it

RESOLVED, that this Legislature requests that the New York State Department of Environmental Conservation take into consideration the proximity of the Erie Canal when allowing landfills, or expansions thereof, to be sited and be it further

RESOLVED, that this Legislature requests that the Department of Environmental Conservation help amend the Part 360 regulations, to prohibit any landfills or expansion of landfills along the Canal system within one mile on either side.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

Legislator Swiercznski introduced a resolution authorizing a purchase in the Buildings and Grounds Department. Seconded by Legislator Bennett. Legislator Bennett said he would like to see shutters on the courtroom windows, rather than drapes. Legislator Tuohy said the drapes help with the acoustics. The following resolutions were then adopted:

RESOLUTION NO. 132-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PURCHASE IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to purchase drapes for the Courtroom at a cost of \$5,500.00 to be purchased from Thompson's Home Furnishings, Albion, N.Y., out of the Buildings and Grounds Capital Reserve Acquisition and Repair Account.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 133-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAINTING OF COURTROOM AND PAYMENT OF CLAIM

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to contract with Panek Coatings of Albion, N.Y., at a cost of \$6,700.00 for the painting of the Courtroom; said work to be paid for out of the Buildings and Grounds Capital Reserve Acquisition and Repair Account, and be it further

RESOLVED, that this Legislature authorizes a payment of \$2,500.00 to be made to Robert Brown of Gasport, N.Y., which is partial payment for the plastering work completed in the Orleans County courtroom; to be paid out of the Buildings and Grounds Capital Reserve Acquisition and Repair Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 134-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPOINTING DIRECTOR OF OFFICE FOR THE AGING

RESOLVED, that this Legislature appoints Grace Denniston to the position of Director of Office for the Aging, effective February 24, 1993, at a salary of \$26,284.00, which is Grade 4, Step 1 on the Management Compensation Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 135-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND
GROUNDS CAPITAL RESERVE ACCOUNT

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to make payments from the Buildings and Grounds Capital Reserve Account, for repairs made to the generator at the Emergency Management Center, as follows:

Palco, Inc.	\$ 72.23
Bower Plumbing	\$ <u>974.00</u>
	\$1046.23

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 136-293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING SUM OF \$16,000.00 TO BE
DETERMINED AS TO BE RECEIVED BY THE 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 State 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 a reasonable and necessary allowance for such expenses; and

WHEREAS, the necessary expenses for the purpose of Article II, Section 262 of the Tax Law have drastically risen over the allowance set in Resolution No. 75-289 of 1989; now, therefore, be it

RESOLVED, by the Orleans County Legislature that the sum of \$16,000.00 per annum be, and the same hereby is, determined as a 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 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.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings introduced a resolution approving a hauler permit application for CID refuse. Seconded by Legislator Bower. Legislator Swiercznski questioned whether or not others coming into the landfill would also need this permit. The following resolutions were then adopted:

RESOLUTION NO. 137-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING HAULER PERMIT APPLICATION FOR CID REFUSE

WHEREAS, the County's source separation law requires waste haulers to apply for an annual permit from the County, and

WHEREAS, CID's application has been reviewed and is complete;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature approves CID's application and authorizes signing and issuance of the renewal permit.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 138-293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING ORLEANS COUNTY SHERIFF, COMMISSIONER OF SOCIAL SERVICES AND DIRECTOR OF MENTAL HEALTH TO ESTABLISH A SECURITY AGREEMENT FOR ADMINISTRATION BUILDING

WHEREAS, this Legislature desires to provide a secure environment for County employees working in, and providing services for, Social Services and Mental Health, now, therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Sheriff, Commissioner of Social Services and Director of Mental Health to draw up a contractual agreement which will provide for security

at the Orleans County Administration Building; said agreement to be presented to the Legislature at the March 10, 1993 Legislature meeting.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution authorizing a salary increase for the Director of Weights and Measures. Seconded by Legislator Bower. Legislator Tuohey moved to amend the resolution to change the step from 6 to 5. Legislator Bennett seconded the motion. He said if we are going to make the Director our "garbage cop" we should leave it at step 6. Legislator McCarthy felt that with Mr. Lape's increased responsibilities, including the testing of gasoline, the position is worth the additional step. In voting on the amendment, Legislators Bennett, Tuohey and Berger were for it, Legislators McCarthy, Billings, Bower and Swiercznski against. The amendment failed. The following resolutions were then adopted:

RESOLUTION NO. 139-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING SALARY INCREASE FOR DIRECTOR OF WEIGHTS AND MEASURES

RESOLVED, that this Legislature authorizes a salary increase for Craig Lape, the Director of Weights and Measures, from Grade 2, Step 3 on the Management Compensation Salary Schedule, to Grade 2, Step 6 on the Management Compensation Salary Schedule, increasing the salary from \$19,902.00 to \$21,634.00; an increase of \$1732.00, and be it further

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer the sum of \$1732.00 from Contingency Account A1990.418 to Weights and Measures Personal Services Account 6610.100 to cover this salary increase.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 140-293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO SIGN AN AGREEMENT WITH E.F. JOHNSON

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign an agreement wit E.F. Johnson for the construction of an 800 Mhz radio system, with the understanding that said agreement can be terminated by the County if the County does not receive the appropriate licenses and approvals from the FCC and the FAA.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 141-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING APPOINTMENT TO ORLEANS COUNTY SOIL AND WATER CONSERVATION

RESOLVED, that this Legislature does hereby approve the following appointment to the Orleans County Soil and Water Conservation District Board:

<u>Name</u>	<u>Represents</u>	<u>Term Expires</u>
Orren Roberts	At Large	12/31/95

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 142-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION ABOLISHING/CREATING POSITION AT ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby abolish one full time Food Service Worker position and create one (1) part time Food Service Worker position in the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 143-293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT

WHEREAS, there have been expenses involved in the

Special Investigation Account A3189 for the Orleans County Sheriff's Department; and

WHEREAS, unexpended funds from this account were deposited in a Special Reserve Account as of 12/31/92;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up \$3,064.07 in the Special Investigation Account against the special Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 144-293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION SETTING UP NEW BUDGET MONIES IN E911 PUBLIC COMMUNICATIONS SYSTEMS BUDGET ACCOUNTS

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up \$50,000.00 in the 1993 E911 Public Communications Systems Account A3020.418 against the E911 Reserve Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 145-293

By Legislator Bennett, who moved adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE CONTINUATION OF THE WORK ORDER PROGRAM AND TWO TEMPORARY PART-TIME CREW LEADER POSITIONS FOR SAID PROGRAM

RESOLVED, that this Legislature does hereby approve and authorize the continuation of the Orleans County Work Order Program as established by Resolution No. 432-892; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the continuation of the two (2) temporary part-time Crew Leader positions at the approved County hourly rate; and be it

FURTHER RESOLVED, that said Orleans County Work Order Program shall be reviewed at the end of this year, prior to December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution to create

and fill a civilian dispatcher position in the Sheriff's Department. Seconded by Legislator McCarthy. Legislator Billings tabled the resolution. The following resolutions were then adopted:

RESOLUTION NO. 146-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT BETWEEN SOCIAL SERVICES AND OFFICE FOR THE AGING

RESOLVED, that this Legislature approves the agreement between Orleans County Department of Social Services and the Orleans County Office for the Aging for the provision of PERS (Personal Emergency Response Services), effective January 1, 1993 through December 31, 1993 at a cost of \$50 for installation charge and a \$31 monthly service charge per recipient, county cost being 25%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 147-293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION TO FILL ACCOUNT CLERK TYPIST POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill a vacant Account Clerk Typist position.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution approving an agreement for attorney services between Social Services and the Office of the County Attorney.

Legislator Swiercznski, with a second by Legislator McCarthy moved to adjourn the meeting. Meeting adjourned at 5:40 p.m.

SPECIAL LEGISLATURE MEETING
MARCH 1, 1993

The meeting was called to order by the Chairman at 1:20 p.m.

Legislators Bennett, Berger, Swiercznski. and Tuohey were in attendance. David Schubel, County Attorney, was also present.

The following resolution was adopted:

RESOLUTION NO. 148-393

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AMENDING RESOLUTION NO. 377-890 OF THE YEAR 1990, AS SUBSEQUENTLY AMENDED, AUTHORIZING REAL PROPERTY TAX EXEMPTION TO PERSONS OVER 65

RESOLVED, that Resolution No. 377-890, adopted by the Orleans County Legislature on August 8, 1990, as amended by subsequent resolutions, granting real property tax exemption to persons over 65 years of age, be amended, to change the income eligibility from Ten Thousand Five Hundred Dollars (\$10,500.00) to Twelve Thousand Five Hundred Dollars (\$12,500.00).

Adopted. 4 ayes; Legislators Berger, Bennett, Swiercznski and Tuohey; 0 nays; 3 absent; Legislators Billings, Bower and McCarthy.

Legislator Bennett moved to adjourn the meeting; seconded by Legislator Swiercznski.

Meeting adjourned at 1:30 p.m.

LEGISLATURE MEETING

March 10, 1993

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letter from Patricia Wood thanking the Legislature for allowing her time at the February 10 Conference Session, notice of public information session being held by FMC regarding the Dublin Road disposal site, minutes of EMS meeting, and letter of acknowledgement from Assemblyman Nesbitt regarding our resolution #87-193 which addresses a state charge for medicaid clients.

Report of Standing Committees: Legislator Bower reported attendance at the Detroit Sporting Show, in addition to attendance at normal meetings.

Legislator McCarthy attended his normal meetings. He also participated in the distribution of surplus foods.

Legislator Swiercznski said he had several meetings with Buildings and Grounds regarding the courtroom renovations; also met with Highway, Nursing Home and Social Services. Legislator Swiercznski said that while the plasterer is working in the courtroom, Ron Tower would like to have him replaster the Grand Jury Room. All Legislators were in agreement that this be done.

Legislator Bennett mentioned the Supervisors and County Legislators meeting; asked Legislators to RSVP by Thursday. Legislator Bennett expressed a concern regarding the fact that the Courthouse was closed last Friday during a snowstorm.

Legislator Tuohey was at the Legislature Office on March 1 for the signing of the agreement with EF Johnson for the 800 Mhz radio system. She also attended the Barre Town Board Meeting on that date. March 9 Legislator Tuohey attended the Health Board meeting; NYSAC Conference in Albany March 8 - 9, Fuel Farm meeting on March 10; also met with Finance Committee and attended Safety meeting on the 10th.

Chairman Berger went to a GLOW meeting on February 25; February 26 he flew to Massachusetts with representatives from Wheelabrator to look at their former plant; March 8 he attended a CLUES meeting put on by Cooperative Extension; Legislature Office on March 1 for signing of radio agreement; also special Legislature meeting; March 3 he attended a Planning Board meeting; Genesee Transportation Council meeting on March 4; also stopped at Health Dept. on March 9 and NYSAC from March 7 - 9. Chairman Berger also attended a meeting regarding the Fuel Farm on March 10, a Finance Committee Meeting, and the Safety Meeting.

The following resolutions were presented:

RESOLUTION NO. 149-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following positions in the Orleans

County Nursing Home:

Institutional Aide
Food Service Helper - P/T - 2

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Bower presented a resolution to authorize the payment of claims against the county. Seconded by Legislator Tuohy. There was discussion regarding mileage entitlement for employees. Chairman Berger instructed the Chief Administrative Officer to put a policy in writing. The following resolutions were then adopted:

RESOLUTION NO. 150-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 10432 through 10602 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 151-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF'S DEPARTMENT AND THE ONEIDA COUNTY SHERIFF'S DEPARTMENT FOR SECURITY SERVICES

RESOLVED, that this Legislature does hereby authorize the agreement between the Orleans County Sheriff's Department and the Oneida County Sheriff's Department for security services at the Central New York Psychiatric Center at Marcy for mentally ill inmates. This agreement is in effect from January 1,

1993 through December 31, 1993, with the understanding that this agreement may be renewed by the mutual consent of both parties for additional one year periods. Cost of said agreement is \$110.00 per day per inmate.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 152-393

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION ESTABLISHING GRADE FOR COUNTY TREASURER POSITION

RESOLVED, that this Legislature sets the grade and step for County Treasurer at Grade 5, Step 1 on the Management Compensation Salary Schedule, for 1994; this refers to County Treasurer position only; not to include Budget Officer.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 153-393

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CHANGE IN RULES OF PROCEDURE

RESOLVED, that this Legislature authorizes the following changes in the Rules of Procedure:

Section 17, under "Agenda"

All items to be placed on the agenda must be received by the Clerk of the Legislature not later than 5:00 p.m. on the Wednesday preceding the regular meeting.

Section 5:

Conference sessions of the Legislature shall be held at 1:30 p.m. in the afternoon on the days the Legislature meets for regular meetings.

Under "Conference Session":

Items to appear on the Conference Session agenda shall be given to the Chief Administrative Officer by 5:00 p.m. on Wednesday preceding the Conference Session.

Adopted. 7 ayes; 0 nays; 0 absent

Legislator Billings presented a resolution opposing

the disbanding of DEC's Division of Mineral Resources. After a second by Legislator McCarthy, there was brief discussion. The resolution was voted on and defeated, as follows:

RESOLUTION NO. 153A-293

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION OPPOSING DISBANDING OF DEPARTMENT OF ENVIRONMENTAL CONSERVATION'S DIVISION OF MINERAL RESOURCES,

WHEREAS, the proposed disbanding of the Department of Environmental Conservation's Division of Mineral Resources will result in New York State's irretrievable loss of technical and regulatory expertise, which has demonstrated effectiveness in supporting a clean and environmentally sensitive oil and gas drilling and production program in New York, and

WHEREAS, without regulation and enforcement, environmentally unsound and polluting practices would quickly become the normal operating procedure, and abandoning responsibility for oversight of transfers, shut-ins, and plugging will quickly result in degrading of streams and lands, and

WHEREAS, it would be far more preferable to make the DMR self-supporting, rather than dismantle it, and far more preferable for the dismantling to be reprieved until the DMR could offset its costs with fees, now therefore, be it

RESOLVED, that this Legislature expresses its opposition to the dismantling of the Department of Environmental Conservation's Division of Mineral Resources, and be it further

RESOLVED, that certified copies of this resolution be sent to Senator Daly, Assemblywoman Hoffman and Assemblyman Nesbitt.

Defeated. 2 ayes; Legislators Berger and McCarthy, 5 nays; Legislators Bennett, Billings, Bower, Swiercznski and Tuohey; 0 absent.

The following resolutions were then adopted:

RESOLUTION NO. 154-393

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PURCHASE OF PICKUP FOR ORLEANS
COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the Superintendent of Highways to purchase one (1) 1993 4x2 pickup truck from Dave Ball Chevrolet, 1288 W. Genesee St., Syracuse, NY under the State Bid Contract for \$13,223.53, as per specifications which have been approved by the Chief Administrative Officer

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 155-393

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO
ADVERTISE FOR BIDS FOR MATERIALS AND SUPPLIES

RESOLVED, that pursuant to Section 103 of the General Municipal Law, the County Superintendent of Highways and the Highway Committee of this Legislature, be, and hereby are, authorized to advertise for bids for materials and supplies costing in excess of \$10,000.00 to be purchased between May 1, 1993 and April 30, 1994 by the County Highway Department, and be it further

RESOLVED, that there be included in each purchase agreement, a provision whereby purchases may be made under such an agreement by any political subdivision or district in the County; and be it further

RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and Orleans County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 156-393

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY
IN TOWN OF BARRE

RESOLVED, that this Legislature sell and convey unto Eugene A. DePoty, 2825 Murdock Rd., Medina, N.Y. 14103, for the sum of \$4173.22, Parcel No. 19, Tax Map

No. 93.00-1-41 of the premises contained in the 1992 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans dated January 22, 1993, and filed in the Orleans County Clerk's Office in Liber 494 of Deeds at Page 80, being formerly assessed to Eugene E. DePoty bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as 4506 Eagle Harbor Road West, 200.00 x 138.00'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 157-393

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND GROUNDS CAPITAL RESERVE ACQUISITION AND REPAIR ACCOUNT

RESOLVED, that this Legislature authorizes a payment of \$4,000.00 to be made to Robert Brown of Gasport, N.Y., which is partial payment for plastering work performed in the courtroom.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION 158-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the following vacant positions:

1. Support Investigator
2. Chauffeur

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 159-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION SETTING UP BUDGET MONIES IN SHERIFF'S

DEPARTMENT

WHEREAS, the Sheriff's Department has received \$1,868.10 as their share of proceeds from a seizure, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up budget monies as follows:

Revenue Account A2625 Appropriation Account A3189

\$1,868.10

\$1,868.10

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 160-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT WITH THE T.R.I. FOR THE INTENSIVE FAMILY THERAPY PROGRAM

WHEREAS, a grant has been accepted from the NYS Division for Youth for the purpose of reducing the cost of institutional placement, and

WHEREAS, the T.R.I. Program has demonstrated expertise in providing Intensive Family Therapy, and

WHEREAS, the Youth Bureau, Probation and Social Services are in agreement that T.R.I. should operate the program, now, therefore, be it

RESOLVED, that this Legislature does hereby agree to enter into an agreement with T.R.I Group for the operation of the Intensive Family Therapy program at an annual cost of \$20,000.00 for 1993. This amount will be offset totally in revenue from the NYS Division for Youth.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 161-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING ADDENDUM TO GENESEE-ORLEANS HOMEMAKER CONTRACT WITH OFFICE FOR THE AGING

WHEREAS, the Office for the Aging EISEP (Expanded In-home services for the Elderly Program) cannot pay

higher than Medicaid rates for home care; and

WHEREAS, the 1992 rates were just recently released to the local Office for the Aging by the State Office for the Aging, now therefore, be it

RESOLVED, that this Legislature does hereby approve the Office for the Aging contract addendum for January 1, 1993 - December 31, 1993 authorizing payment for services at \$8.11 per hour for Personal Care Aide Level I and \$9.63 per hour for Personal Care Aide Level 2.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower presented a resolution which would create and abolish positions in the Office for the Aging. Seconded by Legislator Bennett. Legislator Tuohey tabled the resolution.

Legislator Bower presented a resolution which would abolish a position in the Office for the Aging; seconded by Legislator Swiercznski. Legislator Bower then tabled the resolution.

Legislator Bower presented a resolution authorizing the filling of a vacancy in the Office for the Aging; second by Legislator Bennett. Legislator Tuohey tabled the resolution.

The following resolutions were then adopted:

RESOLUTION NO. 162-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING DIRECTOR OF OFFICE FOR THE AGING TO SUBMIT APPLICATION FOR DISEASE PREVENTION-HEALTH PROMOTION FUNDS

WHEREAS, the New York State Office for the Aging, through the Federal Older Americans Act Title III-F, has made funds available to develop and implement disease prevention and health promotion activities, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Office for the Aging to apply for \$17,292.00 in 90% reimbursable funds, with the other 10% being provided in-kind by professional providers within the County, to provide activities and programs that promote disease prevention and good health.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 163-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION OPPOSING GOVERNOR CUOMO'S PROPOSED 1993-1994 BUDGET, PARTICULARLY AS IT RELATES TO THOSE BILLS AFFECTING PROBATION

WHEREAS, the Governor's budget proposal calls for the Repeal of Executive Law 246, thereby dissolving the state/local partnership for Probation permitting further reduction in State reimbursement to Probation for 1993-1994 and eliminating same in 1994-1995, and

WHEREAS, this budget provision, if adopted, would have a very serious adverse effect on the ability of the Orleans County Probation Department to provide for community safety, now, therefore, be it

RESOLVED, that this Legislature does hereby oppose those provisions in the Governor's Budget contained in the four budget bills affecting Probation (Senate Bills 833, 847, 848, 862; Assembly Bills 1433, 1447, 1448, 1462), and be it further

RESOLVED, that a copy of this resolution be forwarded to Senator John Daly, Assemblyman Charles Nesbitt and Assemblywoman Betty Hoffman, and the New York State Council of Probation Administrators.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution which would authorize the Sportsmens Club of St. Mary's to be coded seasonal and to receive a rebate, regarding recycling and garbage services. This was seconded by Legislator McCarthy. During discussion of the resolution, it was said that this will set a precedent and other organizations will want to be coded seasonal also. Legislator Bennett suggested that the Chief Administrative Officer do some looking into this. Legislator Bennett tabled the resolution.

Legislator Bennett introduced a resolution authorizing a transfer of budget monies in the Probation Department. Seconded by Legislator Billings. Legislator Tuohey said the accounts involved have to be straightened out. Legislator Tuohey tabled the resolution.

Legislator Bennett withdrew a resolution authorizing the creation and filling of a position in the Sheriff's Department.

The following resolutions were then adopted:

RESOLUTION NO. 164-393

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION ABOLISHING/CREATING POSITIONS IN THE
ORLEANS COUNTY MENTAL HEALTH DEPARTMENT AND
AUTHORIZING FILLING OF VACANT POSITION

WHEREAS, the Orleans County Mental Health Department desires to replace two Part-time Staff Social Worker positions, at Grade 18, with one full-time Staff Social Worker, Grade 18; and

WHEREAS, this move is necessitated by the return of a Civil Service employee from leave status; and

WHEREAS, this is being done in accordance with the current contract with the County Employees Unit, Orleans County Local No. 837, CSEA, Inc., Local 1000 AFSCME AFL-CIO; AND

WHEREAS, the continuity of services for the clients will be maintained, now, therefore, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to abolish two part-time Staff Social Worker positions, Grade 18, and to create one full-time Staff Social Worker position, Grade 18, and authorizes the Director of Mental Health to fill the vacant position at Grade 18, Step 6, effective March 29, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 165-393

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING THE 1993 AGREEMENT BETWEEN THE
STATE OF NEW YORK OFFICE OF ALCOHOLISM AND SUBSTANCE
ABUSE SERVICES AND THE ORLEANS COUNTY DEPARTMENT OF
MENTAL HEALTH.

WHEREAS, the State of New York Office of Alcoholism and Substance Abuse Services is empowered to enter into this agreement with the Orleans County Department of Mental Health for the operation of substance abuse services and,

WHEREAS, the Orleans County Department of Mental Health wishes to enter into this agreement with the State of New York Office of Alcoholism and Substance Abuse Services and,

WHEREAS, the term of this agreement will cover the period of January 1, 1993 through December 31, 1993 in the maximum reimbursable amount of \$211,616.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement between the State of New York office of Alcoholism and Substance Abuse Services and the Orleans County Department of Mental Health for the calendar year 1993; County cost to be \$18,000.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 166-393

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENT OF EMPLOYEE ASSISTANCE PROGRAM COMMITTEE MEMBERS

WHEREAS, this Legislature desires to appoint members of the EAP Committee in conformance with the EAP By-Laws, Article III, previously approved by the County Legislature; and

WHEREAS, the current terms of committee members do not allow for the staggering of four (4) new appointees each year as required by the EAP Committee By-Laws.

NOW, THEREFORE, BE IT RESOLVED, that the following members, with corresponding term expiration dates be appointed to the Orleans County EAP Committee:

<u>Name</u>	<u>Term Expiration</u>	<u>Representing</u>
Dean Holland	12/93	Probation
Joanne Welch	12/93	CSEA-DSS
Jeanne Scharping	12/93	Highway
Liz Westlund	12/93	Nursing Home
Donald Metzger	12/94	Mental Health
Eva Smith	12/94	CSEA - Nursing

		Home
Dennis Drought	12/94	AFSCME
Nadine Paduchak (non-voting)	12/94	Legal

Adopted. 7 ayes; 0 nays; 0 absent.

Resolution No. 167-393

By Legislator McCarthy who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE FILLING OF VACANCIES IN THE
DEPARTMENT OF MENTAL HEALTH

WHEREAS, the current incumbent Staff Social Worker Grade 18 has tendered her resignation effective 3/26/93; and

WHEREAS, the need to expeditiously fill this position is paramount to the effective running of the Clinic Treatment operation; and

WHEREAS, Debbie Burke-Gravetter is currently a (Part-time) Staff Social Worker with the Department of Mental Health; and

WHEREAS, the Director of Mental Health wishes to appoint Debbie Burke-Gravetter to the full-time staff social worker Grade 18 position being vacated.

NOW, THEREFORE BE IT RESOLVED, that this Legislature authorizes the Director of Mental Health to fill the vacant Staff Social Worker position beginning at Grade 18 Step 1 at an annual salary of \$24,840.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 168-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING SECURITY AGREEMENT FOR COUNTY
ADMINISTRATION BUILDING

WHEREAS, this Legislature desires to provide a secure environment for County employees working in and providing services at the County Administration Building complex;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Commissioner of Social Services to enter into the purchase of a service agreement with the County Sheriff for deputy services to be stationed at the County Administration Building at an annual cost of \$26,329 which shall be reimbursed at 75% State funding; said agreement to be effective through December 31, 1993, and to be approved by the Orleans County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 169-393

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENTS TO ORLEANS COUNTY PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to fill vacancies on the County Planning Board for the remainder of unexpired terms:

<u>Name</u>	<u>Representing</u>	<u>Through</u>
Herman J. Lorenz 15590 Power Line Rd. Holley, NY 14470	Clarendon	12/31/93
Dennis Peak 4606 Upper Holley Rd. Holley, NY 14470	Clarendon (Alternate)	12/31/93
Shawn Michaloski 67 South Main St. Holley, NY 14470	Holley	12/31/94

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution authorizing a purchase in the Treasurer's Office.

Legislator Swiercznski withdrew a resolution authorizing an agreement with Erdman Anthony and Associates for the design of a new fuel facility.

The following resolutions were then adopted:

RESOLUTION NO. 170-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION TO CREATE AND FILL A CIVILIAN DISPATCHER
POSITION IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that upon the continued recommendation of the Civil Service Director, this Legislature does hereby authorize the Sheriff to create and fill a Civilian Dispatcher position in the Orleans County Sheriff's Department at an annual salary of \$20,010.00, and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer the sum of \$10,010.00 from the Contingent Fund A1990-418, to Sheriff's Department budget account A3110.100 Personal Services, and \$10,000.00 from 3110.101, Sheriff's Overtime, to 3110.100, Sheriff's Personal Services.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey moved to waive the rules to add a resolution regarding sales tax; seconded by Legislator Bennett. All agreed. Legislator Tuohey presented the resolution. A roll call vote was taken:

Legislator Tuohey	Aye
Legislator Bennett	Aye
Legislator Berger	Aye
Legislator Billings	Aye
Legislator Bower	Aye
Legislator McCarthy	Aye
Legislator Swiercznski	Aye

The following resolution was adopted:

RESOLUTION NO. 171-393

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION REQUESTING THE ENACTMENT OF A SPECIAL LAW
AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO
IMPOSE A TEMPORARY SALES AND USE TAX

WHEREAS, an additional one percent sales tax is expected to generate \$900,000 in revenues to Orleans County for the 1993 fiscal year, and

WHEREAS, an additional one percent sales tax is necessary to fund the fiscal 1993 Orleans County budget, and

WHEREAS, Orleans County needs to retain all of the

revenues from the additional one percent for County purposes, and

WHEREAS, the enactment of a special law amending the tax law, in relation to sales and use taxes to be imposed in the County of Orleans, is in the best interests of the County of Orleans,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of S2642 and A4270, entitled "An Act to Amend the Tax Law, in Relation to Sales and Use Taxes to be Imposed in the County of Orleans."

Adopted. 7 ayes; 0 nays; 0 absent.

The County Attorney said a local law will be required to enact this.

Legislator Billings moved to adjourn the meeting; second by Legislator Tuohey. Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
March 24, 1993

The Chairman called the meeting to order at 4:45 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letter from CID regarding young boy with terminal cancer who wishes to receive business cards, letter from State Director of Policy Management regarding funding for transportation programs, letter from Senator Marino acknowledging receipt of our resolution regarding State takeover of Medicaid, resolution adopted by Town of Yates which raised income eligibility for Real Property Tax exemption, letter from HSA regretting not being able to seat Carl Tuohey, as he would be classified as a provider and the seat is for a consumer, resolution adopted by Putnam County regarding State charge status for medical assistance costs, resolution adopted by Tioga County regarding right of self-government in the manner of effecting State legislated programs, Notice of March Planning Board meeting and February minutes, acknowledgment from State for receipt and filing of the County of Orleans Declaration of Emergency, letter from Assemblywoman Hoffman acknowledging receipt of our resolution which opposes Governor Cuomo's budget, also expressed a strong need for prison perks reform, letter from Assemblywoman Hoffman acknowledging receipt of our resolution in support of a phased in

State takeover of Medicaid, copy of letter written by Frank Berger to Charles Moynihan of DOT regarding Route 18 over Johnson Creek; objected to the fact that there is no provision for pedestrians, Notice of March 31 Youth Board meeting, also minutes of March 3 meeting.

After the presentation of communications, Dave Schubel, County Attorney, mentioned that Assemblywoman Hoffman has written a letter indicating her support of Orleans County's position on the landfill. Chairman Berger said Assemblywoman Hoffman has also written a letter indicating that she will contact Senator Daly regarding funding for an elevator in the County Clerk's Building.

Standing Committee Reports: Legislator Bower attended the Town of Yates meeting, in addition to his regular committee meetings.

Legislator Billings attended Planning, Safety and IDA meetings. He indicated that interviews will be conducted on March 25 for a new IDA Director.

Legislator McCarthy met with his regular department heads.

Legislator Swiercznski attended his regular meetings.

Legislator Bennett attended his usual meetings.

Legislator Tuohey attended a Mental Health meeting on March 13; Team Meeting on March 11, Radio Committee Meeting on March 15. Legislator Tuohey stopped at the Health Department; she said a taxpayer is having trouble with leaching from Lapp Express; the old building. Legislator Tuohey contacted Assemblywoman Hoffman regarding this; who will contact DEC. Legislator Tuohey attended the Supervisors Meeting; a meeting at the Nursing Home on March 17, Intercounty on March 18. She commented that the speaker at Intercounty was very interesting; this was about sales tax. Legislator Tuohey also attended Assemblywoman Hoffman's informational meeting in Barre; also met with Grace Denniston March 24.

Chairman Berger attended the Genesee Finger Lakes Regional Planning Council Executive Board meeting the morning of March 11, also the regular Genesee Finger Lakes Regional Planning Council meeting in Rochester that same morning. March 15 Chairman Berger attended the Radio Task Force meeting, and the Fire Chiefs Meeting in Holley that evening. He attended a Power Seminar at the Apple Grove on March 16; also a Step III hearing at the Legislature Office, March 16 Chairman Berger attended the Town of Ridgeway meeting;

Soil and Water meeting on March 17. Chairman Berger attended a meeting at the Legislature Office on March 17 regarding the pole barn at the CD Center; also that afternoon met with architects regarding Nursing Home, attended Intercounty on March 18; which was hosted by Orleans County. Chairman Berger mentioned the discussion at Intercounty regarding sales tax. Elaine Wendt also spoke. On March 20 Chairman Berger attended Leadership Training at GCC; Assemblyman Nesbitt's Town Meeting in Gaines the morning of March 20; also attended Assemblywoman Hoffman's discussion group.

Chairman Berger presented a Proclamation designating May 2 - 8 as "Motorcycle Awareness Week" to Ken Postle who represents ABATE.

The following resolutions were then presented:

RESOLUTION NO. 172-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING PURCHASE IN NURSING HOME

RESOLVED, that this Legislature authorizes the purchase of a tilt fry pan, at a cost of \$4,852.00, to be purchased from Buffalo Hotel Supply, for use in the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 173-393

By Legislator McCarthy, who moved the adoption.

Unanimous Second

RESOLUTION DESIGNATING MAY 2 - 8, 1993 AS "MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY"

WHEREAS, the A.B.A.T.E. Organization of Orleans County (American Bikers Aimed Towards Education) has requested the week of May 2 - 8, 1993 to be designated as "Motorcycle Awareness Week in Orleans County"; and

WHEREAS, this Organization plans to present a campaign during that week to make young people and adults more aware of the need for motorcycle safety as well as educating the public in the proper use of motorcycles; now, therefore, be it

RESOLVED, that this Legislature does hereby

designate the week of May 2 - 8, 1993 to be designated as

MOTORCYCLE AWARENESS WEEK IN ORLEANS COUNTY

Unanimously Adopted.

RESOLUTION NO. 174-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION APPROVING AGREEMENT BETWEEN SHERIFF AND NIAGARA COUNTY FOR FORENSIC SERVICES

RESOLVED, that this Legislature does hereby approve the agreement with the County of Niagara which provides forensic services to the Orleans County Sheriff's Department; said agreement to be in effect during the calendar year 1993 at an annual cost of \$6,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 175-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant Food Service Helper position, Grade 1, in the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 176-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 10623 through 10791 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 177-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION CREATING A POSITION IN THE OFFICE FOR THE AGING AND AUTHORIZING FILLING OF THAT POSITION

WHEREAS, the volume of general typing and data entry is such that a part-time typist is needed in the Office for the Aging, and

WHEREAS, the Grade 3, Step 1 Typist for 17 hours per week would be 88% reimburseable, therefore be it

RESOLVED that this Legislature does create the half time position of Typist in the Office for the Aging and be it further

RESOLVED, that the Director of the Office for the Aging is hereby authorized to fill said position immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution authorizing the renewal of a contract for energy management services at the Mental Health Building. He then tabled the resolution due to lack of a fact sheet. The following resolutions were then adopted:

RESOLUTION NO. 178-393

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENTS FROM BUILDINGS AND GROUNDS CAPITAL RESERVE ACQUISITION AND REPAIR ACCOUNT

RESOLVED, that this Legislature authorizes

payments of \$6700.00 to be made to Panek Coatings of Albion, N.Y., for painting of the courtroom, and \$1400.00 to Robert Brown of Gasport, N.Y., for plastering work in the courtroom; both to be paid from the Buildings and Grounds Capital Reserve Acquisition and Repair Account

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 179-393

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS SUPERINTENDENT TO CONTRACT FOR ADDITIONAL PLASTERING SERVICES

WHEREAS, the Buildings and Grounds Superintendent has previously been authorized to contract with Robert Brown for the plastering in the Courtroom, at a cost not to exceed \$8,000.00, and

WHEREAS, it is desirable to have additional plastering work done in Courtroom A, at an additional cost of \$300.00, now therefore, be it

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to contract with Robert Brown for these additional services, at a cost not to exceed \$300.00

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution authorizing the Buildings and Grounds Superintendent to contract for additional painting services at a cost of \$400.00. It was mentioned that the resolution had been replaced with one that designated a cost of \$700.00. Legislator Swiercznski said he would sponser the resolution in its original form, which was \$400.00. The following resolution was then adopted:

RESOLUTION NO. 180-393

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS SUPERINTENDENT TO CONTRACT FOR ADDITIONAL PAINTING SERVICES

WHEREAS, the Buildings and Grounds Superintendent had been previously authorized to contract with Panek Coatings for painting of the Courtroom, at a cost of \$6700.00, and

WHEREAS, it is desirable to have additional painting done on the ceiling in the Courtroom, now, therefore, be it

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to contract with Panek Coatings for these additional services, at a cost of \$400.00.

Adopted. 5 ayes; 2 nays; Legislators Bennett and Bower.

Legislator Swiercznski withdrew a resolution authorizing the purchase of 800 Mhz radio equipment for the Highway Department. The following resolutions were then adopted:

RESOLUTION NO. 181-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the Orleans County Sheriff to fill the vacant fulltime Correction Officer position, Grade 3, in the Sheriff's Department at an annual salary of \$20,010.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution authorizing the purchase of 800 Mhz radio equipment for the Sheriff's Department. He said he would like this subject discussed at the April 14 Conference Session.

Legislator Bennett also withdrew a resolution authorizing the purchase of radio equipment for the Animal Control Officer. The following resolutions were then adopted:

RESOLUTION NO. 182-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Caseworker position, Grade 11 on the CSEA salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 183-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING BANK ACCOUNT WITH FLEET BANK FOR ORLEANS COUNTY SUPPORT COLLECTION UNIT

RESOLVED, that an account be opened in the name of the Orleans County Support Collection Unit with the Fleet Bank and that the funds of Orleans County Support Collection Unit shall be signed by the following officer or officers of the Orleans County Support Collection Unit and in the manner stated.

Commissioner of Social Services, or
Director of Income Maintenance

and be it further

RESOLVED, that said Bank is hereby authorized to pay such checks and other instruments for the payment of money and also to receive the same for deposit to the credit of, or in payment from any holder (including checks drawn to cash or bearer or to the individual order of the officer signing the same) when so signed without inquiry of any kind, whether payable to or tendered for deposit to the credit of, or in payment of the obligation of any officer of the Orleans County Support Collection Unit or otherwise.

and be it further

RESOLVED, that the Administrator of the Orleans County Support Collection Unit is authorized and directed to assent to and sign and deliver to said Bank a memorandum of terms of deposit and to certify and deliver to the Bank a copy of these resolutions and specimen signatures of the officer of this Organization hereby authorized to sign.

and be it further

RESOLVED, that said Bank be and it hereby is authorized to rely on these resolutions and shall be protected in so doing until such time as these resolutions shall be amended, altered or rescinded by subsequent resolutions of the members/or governing body of this Association Organization, duly adopted and certified and delivered to said Bank, and in case any conflicting claims shall be made, said Bank is hereby authorized to refuse payment of any funds until indemnity or other requirement requested by it shall be furnished.

I FURTHER CERTIFY that the following are the titles and genuine signatures of the officers of the said Association Organization now elected and acting as such and so authorized to sign.

SIGNATURE AND TITLE

/s/ Carol T. Blake
Carol T. Blake, Commissioner

/s/ Elizabeth Westlund
Elizabeth Westlund, Director of Income Maintenance

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 184-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercnski

RESOLUTION APPROVING ADDENDUMS/AGREEMENTS WITH VARIOUS AGENCIES FOR THE DEPARTMENT OF SOCIAL SERVICES

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

- (1) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, Niagara Falls, NY for provision of home health care services to eligible Title XIX recipients; to be effective January 1, 1993 through December 31, 1993 at a cost of \$9.72 per hour per recipient. County cost is \$2.43 per hour per recipient.

- (2) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, Niagara Falls, NY for provision of home health care services to eligible Title XX recipients; to be effective January 1, 1993 through December 31, 1993 at a cost of \$9.72 per hour per recipient. County cost is \$2.43 per hour per recipient.
- (3) U.S. Ethicare Corporation d/b/a Staff Builders Health Care Services, Niagara Falls, NY for provision of nursing supervision of personal care aides to eligible Title XIX recipients; to be effective January 1, 1993 through December 31, 1993 at a cost of \$9.72 per hour per recipient. County cost is \$2.43 per hour per recipient.
- (4) Genesee-Orleans Homemakers, Batavia, NY for provision of home health care services to eligible Title XIX recipients; to be effective January 1, 1993 through December 31, 1993 at a cost of \$9.40 per hour per recipient. County cost is \$2.35 per hour per recipient.
- (5) Genesee-Orleans Homemakers, Batavia, NY for provision of home health care services to eligible Title XX recipients; to be effective January 1, 1993 through December 31, 1993 at a cost of \$9.40 per hour per recipient. County cost is \$2.35 per hour per recipient.
- (6) Gustavus Adolphus Children's Home, Jamestown, NY for provision of foster care services; to be effective July 1, 1992 through June 30, 1993 at a cost of \$47,038 per child per year. County cost is \$15,993 per child per year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 185-393

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND SETTING UP NEW BUDGET MONIES FOR SPECIAL COUNSEL AND ENGINEERING CONSULTANT CONCERNING MCKENNA LANDFILL AND RELATED SOLID WASTE ISSUES

RESOLVED, that this Legislature does hereby

authorize the County Treasurer to transfer the sum of \$14,142.04 from Solid Waste Capital Reserve to General Fund Revenue A5031; for budget year 1993, and be it further

RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies as follows:

Revenues

A5031 Interfund Transfers \$14,142.04

Appropriations

A1930 Judgments & Claims \$14,142.04

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 186-393

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND VILLAGE OF ALBION

WHEREAS, the County of Orleans periodically requires the services of a duly qualified Code Enforcement Officer for the issuance of permits and the enforcement of the New York State Fire and Building Code and other relevant statutory duties, and

WHEREAS, the Village of Albion has in its employ a duly qualified Code Enforcement Officer, and

WHEREAS, the County of Orleans is desirous of periodically employing the services of the Code Enforcement Officer of the Village of Albion, now, therefore, be it

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Village of Albion for the provision of Code Enforcement Officer services to the County, such services to be provided as many hours per week as necessary; to be paid by the County at the hourly rate of \$18.06, including benefits, which the Village pays the Code Enforcement Officer; this agreement effective January 15, 1993 through December 31, 1993, to continue beyond completion date until terminated by either party.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Swiercznski withdrew a resolution

authorizing the Superintendent of Buildings and Grounds to prepare specifications and solicit bids for a pole barn. The following resolutions were then adopted:

RESOLUTION NO. 187-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING CREATION AND ABOLISHMENT OF POSITIONS AT NURSING HOME

RESOLVED, that this Legislature approves the abolishment of one Cook's position, Grade 2 on the CSEA salary schedule, and the creation of one Food Service Helper position, Grade 1, on the CSEA salary schedule, and be it further

RESOLVED, that this Legislature authorizes the filling of the vacant Food Service Helper position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 188-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION ACCEPTING BID FOR ENERGY CONSERVATION PROJECT

RESOLVED, that this Legislature authorizes the Administrator of the Orleans County Nursing Home to accept the low bid for the Energy Conservation Project from Suburban Electric of Albion, N.Y., at a cost of \$20,600.00; with County cost to be \$10,300.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings withdrew a resolution approving the purchase of 800 Mhz radio equipment for the Emergency Management staff. The following resolutions were then adopted:

RESOLUTION NO. 189-393

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION ACCEPTING AWARD FROM NEW YORK STATE
DEPARTMENT OF HEALTH FOR BREAST HEALTH PARTNERSHIP
PROJECT

RESOLVED, that this Legislature does hereby approve the acceptance, by the County Health Department, of an award in the amount of \$5,000.00, from the New York State Department of Health, for the development of a Breast Health Partnership Project; and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to set up new budget monies as follows:

Revenues

A3401 State Aid \$5,000.00

Appropriations

A4010.418 Public Health
"Other" \$5,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 190-393

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING RENEWAL OF ORLEANS COUNTY
AGRICULTURAL DISTRICT NO. 3 (ALSO KNOWN AS WEST
KENDALL AGRICULTURAL DISTRICT) AS FINAL ACTION AFTER
EIGHT YEAR REVIEW

WHEREAS, Orleans County Agricultural District No. 3 was revised and adopted as a plan by the County Legislature on October 14, 1992; and

WHEREAS, the Department of Agriculture and Markets accepted the plan without further modification and recertified the District on March 10, 1993; and

WHEREAS, the County Legislature can take final action in renewing the District, as provided in Article 25AA, Section 303, Paragraph 6, of Agriculture and Markets Law;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Agricultural District #3 (also known as the West Kendall Agricultural District) containing portions of the Town of Kendall, be approved for another eight years with modifications as follows:

1. Include tax parcels 11.00-1-19.114, 31.00-1-6.1, 31.00-1-6.1, 31.00-1-24.111, 31.00-1-25, 31.00-2-27, 31.00-2-28, 31.00-2-29, 31.00-2-30, 31.00-2-60.1, and 31.00-2-62 as requested by the owners during the thirty-day public comment period.

2. Include the following tax parcels requested by landowners as a result of the public hearing: 31.00-1-8, 31.00-1-9, 31.00-2-57, 42.00-1-35, 42.00-1-36, 42.00-1-37, 42.00-1-38, 42.00-1-42 by John and Wendy Smith; 31.00-1-18, 42.00-1-2, 42.00-1-34 by Daniel and Marietta Schuth; 9.00-1-40 by Edna Waterstreet.

and be it

FURTHER RESOLVED, that the revised map be filed with the Orleans County Clerk, the Town of Kendall, and the Commissioner of Agricultural and Markets, and that the aforementioned be notified of the effective date of this District.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 191-393

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF 30-DAY COMMENT PERIOD FOR 8TH YEAR REVIEW OF ORLEANS AGRICULTURAL DISTRICT NO. 9 ENCOMPASSING PORTIONS OF THE TOWNS OF CARLTON, GAINES, AND RIDGEWAY

RESOLVED, that this Legislature does hereby authorize the publication of the Notice of 30-Day Comment Period for the 8th year review of Orleans Agricultural District No. 9 encompassing portions of the Towns of Carlton, Gaines, and Ridgeway.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 192-393

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION ESTABLISHING COUNTY AS LEAD AGENCY RE: 800 MEGAHERTZ RADIO TOWER; DETERMINATION OF SIGNIFICANCE; ISSUING NEGATIVE DECLARATION

WHEREAS, Orleans County is undertaking the construction of an 800 megahertz radio tower;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby designates Orleans County as Lead Agency for the purposes of fulfilling the requirements of the State Environmental Quality Review Act (SEQRA) with regard to this action; and be it

FURTHER RESOLVED, that the County, as Lead Agency, hereby acknowledges receipt of all information reasonably necessary to make a determination of significance; and be it

FURTHER RESOLVED, that the County, as Lead Agency, hereby determines that the proposed 800 megahertz radio tower is an Unlisted Action for purposes of SEQRA; and be it

FURTHER RESOLVED, that this County Legislature, upon consideration, review and analysis of all pertinent information, hereby determines that the proposed action will have no significant adverse environmental impacts; and be it

FURTHER RESOLVED, that as a consequence of such determination, the County Legislature hereby issues a Negative Declaration to be filed in accordance with the requirements of SEQRA.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution creating and abolishing positions in the Office for the Aging. The following resolutions were then adopted:

RESOLUTION NO. 193-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ABOLISHING POSITION IN OFFICE FOR THE AGING

WHEREAS, the duties of the position of Aging Services Specialist will be combined with those of the Assistant Director, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the position of Aging Services Specialist in the Office for the Aging to be abolished.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 194-393

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiecznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN OFFICE FOR THE AGING

RESOLVED, that this Legislature authorizes the Director of Office for the Aging to fill the vacant Assistant Director position in the Office for the Aging, at Grade 2, step 1 on the Management Compensation Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution which would authorize the Sportsmens Club of St. Mary's to be coded seasonal and to receive a rebate. He said Mr. Dudek has done some research on this and all other properties with the coding that the Sportsmens Club has been given do use the service all year. Mr. Dudek referred this question to the County Attorney, who replied that he would not recommend adopting the resolution. The resolution was voted on and defeated, as follows:

RESOLUTION NO. 195-393

By Legislator Bennett, who moved the adoption .

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING SPORTSMENS CLUB OF ST. MARY'S TO BE CODED SEASONAL AND TO RECEIVE A REBATE

WHEREAS, this Legislature has received a written request from the Sportsmens' Archery Club of St. Mary's Inc. in regards to garbage pickup, and

WHEREAS, upon investigation this Legislature understands the property is for seasonal use, now, therefore, be it

RESOLVED, that this property should be coded as seasonal, allowing one-half of the yearly fee to be paid for this property, and a rebate issued for 1993, if a full 12-month payment has been made.

DEFEATED. 3 ayes; Legislators Bennett, Bower and Swiercznski, 4 nays; Legislators Berger Billings, McCarthy and Tuohey.

The following resolutions were then adopted:

RESOLUTION NO. 196-393

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES
IN PROBATION DEPARTMENT FROM PROBATION RESERVE

RESOLVED, that this Legislature authorizes the
orleans County Treasurer to set up new budget monies
in the Probation Department as follows:

Transfer From: Transfer to:

Probation Reserve Appropriation 3140.220

\$1782.00 1782.00

and be it further

RESOLVED, that these monies are to be used for the
purchase of a computer and printer, as originally
approved by resolution No. 625-1292.

Adopted. 7 ayes; 0 nays; 0 absent.

The County Attorney referred to informational
resolutions regarding sales tax. He said nothing can
be done by this body until this is acted on by the
state. These resolutions would have to be adopted
before May. If the sales tax increase is passed by
the state, the resolutions will be on the April 14
agenda; otherwise April 28.

Legislator Billings moved to adjourn; seconded by
Legislator Tuohey. Carried. Adjourned at 5:30 p.m.

LEGISLATURE MEETING
April 14, 1993

The meeting was called to order at 4:30 p.m. After
the pledge to the flag, the Deputy Clerk called roll
and all Legislators, with the exception of Legislator
Tuohey, were present.

The Deputy Clerk presented the following
communications: several letters from Assemblyman
Nesbitt acknowledging receipt of our resolutions

regarding the Dedicated Highway Fund, Phased-in Medicaid Program, Opposing Governor's bill regarding Probation, and regarding installation of an elevator in the County Clerk's building; a letter from Charles E. Moynihan, Regional Design Engineer, DOT, Rochester regarding the inclusion of a temporary pedestrian structure during construction of Johnson Creek bridge.

A letter received from Cindy Jessop, Waste Management, listing the service area priority list; a letter from the Corps of Engineers regarding Emergency Assistance for Lake Ontario Erosion; minutes of the January OTB minutes; a postcard from the Richard Bennett family on their trip to the Smokey Mountains, Tennessee; letter from The Victim's Assistance program declaring week of April 25 - May 1, 1993 as National Crime Victims Rights Week with a candlelight vigil on the evening of April 29th; Intercounty Association of Western New York meeting notice on April 22nd at 8:30 a.m. - Genesee County; notice of NYS Supervisors and County Legislators Assoc. Summer Conference June 13-16th; notice of Supervisors & County Legislators Association meeting on April 20th; notice of a meeting presented by NIOGA at Swan Library on May 20th at 7:00 p.m.

The Youth Recognition Banquet, May 4, 1993 at 6:00 p.m. at the Village Inn; notice of County Finance School May 2-5, 1993 in Syracuse; letter requesting permission to use the Courthouse grounds for the Albion Strawberry Festival on June 11th and 12th; a copy of a letter from Town of Yates requesting the State DOT to resurface Route 18; a notice from the Orleans County Nutrition Program celebrating 15 years of Meals-On-Wheels service May 10th - 13th.

Report of Standing Committees: Legislator McCarthy attended the Community Services Board meeting; department head meeting; met with the County Treasurer; Finance Committee and Community Action.

Legislators Billings and Bower attended their regular departmental meetings.

Legislator Swiercznski attended the meetings of the Highway, Social Services, and Nursing Home departments. Noted that COVA was not included in the radio system equipment and is concerned that this is a very important organization that should be included in this system.

Legislator Bennett attended the Soil and Water meeting noting the concern about the replacement of Gerald Scharping with a full time technician. There is a continuing need to update the phone system at the County Office Building; very difficult to get through or to get an outside line.

Chairman Berger was at the Legislature office March 26; Highway Department; March 30th PIC meeting at Genesee-Wyoming BOCES, March 31st meeting with Congressman LaFalce at Kendall about the Lake Ontario lakefront properties; April 1st went with Mr. Clark to look at Route 63 flooding; Nursing Home power outage; Legislature office April 5th, Nursing Home without water (Village of Albion water advisory); stopped in the Probation office, and County Attorney's office; April 6th - Mental Health, Nursing Home about water situation - the three fire companies of Albion, Barre, and Fancher-Hulberton had tankers in; April 8th Town of Yates meeting; April 12th, Highway equipment meeting; meeting with Judge Punch on detention homes, Legislature office and Village of Lyndonville meeting; April 13th meeting with Mr. McCarthy, Mr. Dudek, Dave Schubel to discuss bonding; Legislature office for labor relations, Soil & Water meeting in the evening; April 14th, Legislature office, Planning department on source separation with Mr. Dudek, Mr. Bennett, and Mr. Hale.

The following resolutions were presented:

RESOLUTION NO. 197-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 10802 through 11047 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 198-493

By Legislator McCarthy, who moved the adoption.

Seconded By Legislator Billings.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY
IN TOWN OF CARLTON

RESOLVED that this Legislature sell and convey unto Fred and Linda Ciccoline, 15343 Lakeshore Road, Kent, N.Y. 14477 for the sum of \$9,626.76 Parcel No. 42, Tax Map No. 8.10-1-28 of the premises contained in the 1992 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 494 of Deeds at Page 81, being formerly assessed to Fred and Linda Ciccoline bounded and described as follows: In the Town of Carlton, Orleans County, New York, being known as L10, T16, R1, 80.00 x230.00', 15139 Jones Beach Drive, Lot 30; 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Bower, on presenting the next resolution, stated that 28 employees, from most of the departments, took advantage of the unpaid leave for a total of 99.5 days saving the county money and business went on as usual.

RESOLUTION NO. 199-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING MAXIMUM OF FIFTEEN DAYS UNPAID
LEAVE FOR COUNTY EMPLOYEES WITH CERTAIN RESTRICTIONS

WHEREAS, this Legislature is considering ways to further reduce County expenditures for the remainder of 1993; and

WHEREAS, the proposal has been made that the Legislature allow County employees to take unpaid leave, for up to a maximum of fifteen days, without losing the ability to continue to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and

WHEREAS, said leave is to be granted at the discretion of the department head;

NOW, THEREFORE, BE IT RESOLVED, that this

Legislature does hereby authorize a maximum of fifteen days unpaid leave for County employees, without said employees losing their ability to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and be it further

RESOLVED, that this authorization for unpaid leave shall terminate December 31, 1993.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 200-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS SUPERINTENDENT TO CONTRACT FOR ADDITIONAL PLASTERING SERVICES

WHEREAS, the Buildings and Grounds Superintendent has previously been authorized to contract with Robert Brown for the plastering in the Courtroom, at a cost not to exceed \$8,300.00, and

WHEREAS, it is desirable to have additional plastering work done in Courtroom A at an additional cost of \$400.00, now, therefore, be it

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to contract with Robert Brown for these additional services, at a cost not to exceed \$400.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 201-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING SETTING UP OF BUDGET MONIES IN SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff's Department has received \$1510.50 in insurance recovery monies, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies as follows:

Revenue Acct.A2680 Appropriation Acct. 3110.446

\$1,510.50

\$1,510.50

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 202-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator

RESOLUTION APPROVING AGREEMENT BETWEEN WEIGHTS AND MEASURES AND NYS DEPARTMENT OF AGRICULTURE AND MARKETS

WHEREAS, the Department of Weights and Measures is required to do inspection screenings and sampling of petroleum products for the State; now therefore, be it

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Department of Weights and Measures and the New York State Department of Agriculture and Markets, which provides for 100% reimbursement to the County by the State for the inspection screenings and samplings of petroleum products carried out by the County for the State of New York; said agreement to be in effect commencing April 1, 1993 through March 31, 1996, at no cost to the County.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator McCarthy referred to the next resolution as being a "very critical item" and that if there is another accident (leak) it will be more expensive than the first leak.

RESOLUTION NO. 203-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator

RESOLUTION AUTHORIZING AGREEMENT WITH ERDMAN ANTHONY AND ASSOCIATES, INC. FOR THE DESIGN OF A NEW FUEL FACILITY

RESOLVED, that this Legislature authorizes the Orleans County Highway Department to contract with Erdman Anthony and Associates, Inc. to design and prepare bid specifications for the replacement of the county fuel facility located on West Academy Street, at a cost not to exceed \$14,100.00, and be it further

RESOLVED, that the Orleans County Highway Superintendent is hereby authorized to solicit bids for construction once the specifications are complete.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 204-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING ADDENDUM TO AGREEMENT WITH VILLAGE OF ALBION

WHEREAS, an agreement has been approved by this Legislature which authorizes services to be rendered to the County of Orleans by the Code Enforcement Officer employed by the Village of Albion at a rate of \$18.06 per hour, which is the rate currently paid by the Village, and

WHEREAS, the hourly rate paid by the Village to the Code Enforcement Officer will be increasing as of June 1, 1993, now, therefore, be it

RESOLVED, that this Legislature authorizes an addendum to this agreement, allowing the hourly rate which the County will pay for Code Enforcement services to be increased as of June 1, 1993.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

During discussion of the following resolution, Legislator Billings mentioned not to list the step in each vacancy resolution.

RESOLUTION NO. 205-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator

RESOLUTION AMENDING RESOLUTION NO. 194-393

WHEREAS, resolution number 194-393, which was adopted on March 24, 1993 authorizes the filling of the vacant Assistant Director position in the Office for the Aging Department, at Grade 2, Step 1, and

WHEREAS, this position will be filled with a current employee who would fall into Step 7 when

following the Compensation Upon Promotion formula in the Management Compensation Plan, now, therefore, be it

RESOLVED, that this Legislature amends resolution number 194-393 to authorize the filling of the vacant Assistant Director position at Grade 2, Step 7 of the Management Compensation Salary Schedule, effective March 24, 1993.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 206-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING AMENDMENT TO GLOW COMMITTEE INTERMUNICIPAL AGREEMENT

WHEREAS, the GLOW Region Solid Waste Management Committee's Intermunicipal Agreement provides for the Genesee County Treasurer to be the Fiscal Officer responsible for the investment and disbursement of funds, and

WHEREAS, the Genesee County Treasurer has advised GLOW that effective May 1, 1993, his office will no longer be able to handle the disbursement of GLOW funds, and

WHEREAS, no other County Treasurer is willing to take on the Fiscal Officer responsibilities, and

WHEREAS, it is necessary to amend the Intermunicipal Agreement to allow the GLOW Committee to handle the disbursement of funds, now, therefore, be it

RESOLVED, that the Orleans County Legislature does hereby agree to amend the GLOW Region Solid Waste Management Committee's Intermunicipal Agreement to give the GLOW Committee the authority to disburse funds.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 207-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION DIRECTING REINSTATEMENT OF FUNDING TO
WORKER'S COMPENSATION FUND

WHEREAS, Orleans County has experienced budget difficulties due to state mandates and state regulations, and

WHEREAS, it has been confirmed that the State of New York transferred \$190 million dollars in 1982 and from 1986 to 1990 another 1.1 billion dollars was transferred from the State Insurance Fund to New York State's general fund, and

WHEREAS, these transfers have cost the fund an estimated additional \$700 million dollars in lost investment earnings, and

WHEREAS, all local businesses and municipalities are being forced to pay increased cost in Worker's Compensation premiums because of these transfers of monies that could have been used to minimize increases in premium payments or to maximum benefits to injured workers, or both; and

WHEREAS, Orleans County's budgeted amounts for Workers's Compensation premiums have increased over 300% in 10 years; now therefore, be it

RESOLVED, that the Orleans County Legislature officially direct and demand that our State Representatives, the State Legislature and the Governor immediately restore these misappropriated funds; and be it further

RESOLVED, that this resolution be submitted to Governor Mario M. Cuomo and our representatives of the New York State Legislature.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 208-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING
HOME

RESOLVED, that this Legislature authorizes the filling of three (3) vacant part-time Institutional Aide positions at grade 2 in the Orleans County Nursing Home.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 209-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND WESTSIDE HOME CARE AGENCY LTD.

WHEREAS, it is not always possible to fill orders for home care with only one contract, and

WHEREAS, Westside Home Care Agency Inc. is able to serve clients on the east side of the County, now, therefore, be it

RESOLVED, that this Legislature approves the agreement between Orleans County Office for the Aging and Westside Home Care Agency Ltd, for services to be provided at the same rate as the County is currently paying Genesee Orleans Homemakers.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 210-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING CONTINUATION OF FUNDING FOR PERMANENT OUTREACH POSITION IN OFFICE FOR THE AGING

WHEREAS, the Office for the Aging has reorganized and prioritized personnel, and

WHEREAS, a management position has been abolished to free funding for needed outreach, now therefore, be it

RESOLVED, that this Legislature authorizes the continued funding of a Permanent Outreach position at no additional county cost.

Adopted. 5 ayes; 1 nay, Legislator Billings; 1 absent, Legislator Tuohey.

RESOLUTION NO. 211-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS WITHIN OFFICE
FOR THE AGING ACCOUNTS

WHEREAS, there is an excess of funds in the personal services portion of the Office for the Aging budget, due to personnel changes, and

WHEREAS, the Office for the Aging is in need of a computer and related equipment, be it

RESOLVED, that this Legislature authorizes the transfer of funds within the Office for the Aging budget accounts as follows:

Appropriation 6772.100	Appropriation
6772.200	
<u>Aging Personal Services</u>	<u>Aging Equipment</u>
\$3,679.00	\$3,679.00

Adopted. 5 ayes; 1 nay, Legislator Billings; 1 absent, Legislator Tuohey.

RESOLUTION NO. 212-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN OFFICE
FOR THE AGING

RESOLVED, that this Legislature authorizes the purchase of a computer and related equipment for the Office for the Aging, not to exceed a cost of \$3,679.00.

Adopted. 5 ayes; 1 nay, Legislator Billings; 1 absent, Legislator Tuohey.

RESOLUTION NO. 213-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTY
IN TOWN OF YATES

RESOLVED that this Legislature sell and convey unto Henry J. Snidoch, 7448 Logan Road, Canandaigua,

N.Y. 14424 for the sum of \$5,906.11, Parcel No. 125, Tax Map No. 4.11-2-7 of the premises contained in the 1991 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 483 of Deeds at Page 80, being formerly assessed to Henry J. Snidoch bounded and described as follows: In the Town of Yates, Orleans County, New York, being known as L2, T15, R3, 150.00 x 287.00', East Lake Road, Lane 46; 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 214-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING PURCHASE IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of uniform pants, shirts and sweaters at a cost of \$2939.25 out of Sheriff's budget 3110.418 and \$3429.70 out of jail budget 3150.418.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 215-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING AGREEMENT FOR ATTORNEY SERVICES BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND THE OFFICE OF THE COUNTY ATTORNEY

RESOLVED, that this Legislature hereby approves the execution of an agreement for Attorney Services between the Orleans County Department of Social Services and the Orleans County Attorney to supply the services of two (2) part-time attorneys and other attorneys services for the annual sum of \$76,807.00, payable in equal monthly installments of \$6,400.58 beginning January 1, 1993.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator McCarthy with second by Legislator Billings

moved to table a resolution entitled TO DECLARE THE MONTH OF MAY AS MENTAL HEALTH MONTH IN ORLEANS COUNTY.

RESOLUTION NO. 216-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION APPROVING RETAINER AGREEMENT BETWEEN COUNTY OF ORLEANS AND PATRICIA M. KENNEDY, ESQ. FOR REVISION OF LOCAL LAW NO. 2 OF THE YEAR 1991

BE IT RESOLVED, that this Legislature approved a Retainer Agreement with Patricia M. Kennedy, Esq., for services to be rendered in drafting certain revisions of Local Law No. 2 of the Year 1991, at a cost not to exceed \$3,720.00 for services and \$380.00 for disbursements.

Adopted. 4 ayes; 2 nays, Legislators Bennett and McCarthy; 1 absent, Legislator Tuohey.

RESOLUTION NO. 217-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION ABOLISHING AND CREATING POSITIONS IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby abolish one full-time Temporary Correction Officer position, and creates one full-time Correction Officer position; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Sheriff to fill the following positions in the Sheriff's Department:

1. One Full-time Correction Officer position
2. One Temporary Correction Officer position
3. Two Part-time Correction Officer positions

and be it

FURTHER RESOLVED, that all part-time and temporary employees shall be eligible only for those benefits required by law.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 218-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE ARMY CORPS OF ENGINEERS AND COUNTY OF ORLEANS FOR ADVANCE MEASURES FLOOD EMERGENCY ASSISTANCE

WHEREAS, the levels of Lake Ontario and Lake Erie have taken a dramatic rise during the winter of 1992-1993, and the resulting potential for a substantial amount of property damage has increased dramatically; and

WHEREAS, emergency flood preparation is needed to combat potential damage by flood waters; and

WHEREAS, the County has exhausted resources available to it for flood emergency preparation to the extent that in order to provide the necessary level of flood protection, it requires flood protection materials and technical assistance from the Army Corps of Engineers; and

WHEREAS, the Governor of the State of New York has requested assistance under Public Law 84-99, for counties which qualify for such assistance in accordance with the established policies of the Army Corps of Engineers,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes its Chairman to execute an Agreement with the United State Army Corps of Engineers for advance measures flood emergency assistance under the provisions of Public Law 84-99.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 219-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION APPROVING TRANSFER FROM THE COUNTY TO THE TOWN OF RIDGEWAY OF ITS INTEREST IN TROLLEY BED LOCATED ON DUNHAM FARMS TO ALLOW THE TOWN TO CONSTRUCT AND MAINTAIN SEWER LINE IN TROLLEY RIGHT OF WAY.

WHEREAS, the Town of Ridgeway is anticipating the construction of a sewer line running from the Hamlet of Knowlesville to the Village of Medina for the

disposal and treatment of sewage collected in the Knowlesville Sewer Improvement Area, and

WHEREAS, it is feasible and desirable to construct such sewer line along the old trolley-line right-of-way running from the Hamlet of Knowlesville southwesterly toward the Village of Medina, and

WHEREAS, it appears that the County of Orleans may still have some ownership interests in a portion of the said trolley line crossing the Dunham Farms, and

WHEREAS, it appears that Richard Dunham, the present owner of the Dunham Farms has granted an easement to the Town of Ridgeway for the purpose of constructing such sewer line, and

WHEREAS, a transfer from the County to the Town of Ridgeway of its interest in such trolley bed will perfect the easement and rights of the Town to construct and maintain such sewer line in the trolley right-of-way, and

WHEREAS, it appears that the deeding of such interests of the County to the Town will promote the interests of the inhabitants of the Town of Ridgeway, and particularly the residents of the Hamlet of Knowlesville,

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of this Legislature and/or the County Treasurer be and they hereby are authorized to execute the delivery to the Town of Ridgeway such deeds and other documents as are necessary, desirable or convenient to transfer to the Town of Ridgeway, the County's interest in that portion of the so-called trolley line right-of-way it now owns as described in the annexed legal description.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 220-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING APPOINTMENTS TO THE STOP DWI COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the STOP DWI Committee; terms for said appointments to expire December 31, 1993:

<u>Name</u>	<u>Representing</u>
Dan Albanese	Restaurant Owner
George Bane	Citizen
Chris Capurso	Park Ridge
Dan Marquart	Magistrates
Dean Holland	Probation
Joseph Cardone	District Attorney
David Stefaniak	Public Defender
Carol Lonnen	County Clerk
Homer Phillips	Police Agency
Tim Archer	School Representative
Dave Green	Sheriff
Frank Berger	Chairman, Legislature
Rich Bennett	Legislature
Lyndon Billings	Legislature

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 221-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADOPTING A.D.A. GRIEVANCE PROCEDURE

BE IT RESOLVED, that this Legislature does hereby adopt the A.D.A. Grievance Procedure as prepared by the Chief Administrative Officer.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 222-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION ADOPTING A.D.A. TRANSITION PLAN

WHEREAS, the Americans with Disabilities Act requires municipalities to prepare a plan to describe how and when structural changes to facilities will be made to meet requirements of the Act, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the preliminary transition plan and invite the public to submit comments and suggestions about the plan until May 15, 1993.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Billings with second by Legislator McCarthy moved to table a resolution entitled SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 2-1993 ESTABLISHING MANDATORY RECYCLING.

Legislator McCarthy expressed some concern that the next resolution for advertising the auction of county properties, does not list Buffalo and Rochester newspapers. Legislator Bennett also wants listed a reference to the prior owner of the property, this way taxpayers would be able to identify the location by previous owner's name.

RESOLUTION NO. 223-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AMENDING RESOLUTION NO. 108-386 REVISING ADVERTISING REQUIREMENTS OF SALE OF COUNTY-OWNED PROPERTY

WHEREAS, Resolution No. 108-386 sets forth the procedure for the sale of County-owned property, and

WHEREAS, this Legislature now determines that certain revisions thereto are appropriate concerning advertising requirements for the sale of County-owned property,

NOW, THEREFORE, BE IT RESOLVED, that Resolution 108-386 be amended as follows:

Section 1. Subparagraph (ii) of Section 9(a) is hereby amended so as to delete the requirement to publish in the following newspapers: Tri-County Pennysaver, Medina Pennysaver, and the Albion Advertiser.

Section 2. As amended, Subparagraph (ii) of Section 9(a) shall read as follows:

(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 (2) weeks preceding the date of the auction in the following newspapers: Democrat & Chronicle, Buffalo Evening News, Drummer, Lake Country Pennysaver, Medina Journal Register, and the Union Sun and Journal. The advertisement

shall contain the location of the property by town or village, the tax account number, the name of the previous owner of the property, and a description of the property in accordance with the deed to the County.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 224-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION APPROVING NIAGARA COUNTY COMMUNITY COLLEGE'S OPERATION OF AN LPN PROGRAM AND OTHER INSTITUTIONAL PROGRAMS IN ORLEANS COUNTY

WHEREAS, there has been a proven need for certain educational programs including Licensed Practical Nursing in Orleans County, and

WHEREAS, Niagara County Community College has in the past met those needs by providing Licensed Practical Nursing and other instructional programs for Orleans County residents, and

WHEREAS, the Licensed Practical Nursing program of Niagara County Community College is registered with the State University of New York and the New York State Education Department to be offered in Orleans County, and

WHEREAS, New York State Education Law requires that any community college which intends to offer programs outside its service area obtain service area approval with the county where the programs will be offered, and

WHEREAS, this Legislature does in fact support the ability of Niagara County Community College to continue to offer LPN training and other educational programs to meet educational needs of Orleans County residents,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve Niagara County Community College offering LPN training and other educational programs within the County of Orleans and that for purposes of this Resolution, Orleans County be deemed a service area of Niagara County Community College.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Billings, made a motion, seconded by Legislator Bower, to table the resolution AUTHORIZING THE PURCHASE OF RADIO EQUIPMENT, until it can be determined how many radios and batteries are extra.

RESOLUTION NO. 225-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING THE EXTENSION OF THE WORK EXPERIENCE CREW LEADER POSITION

BE IT RESOLVED, that this Legislature authorizes the Work Experience Crew Leader position to be extended to coincide with the expiration date of the Work Relief Program (Dec. 31, 1993 - per RES. No. 78-193), operating from the Orleans County Highway Department.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 226-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION REQUESTING THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION, IN THE DESIGN OF NEW BRIDGE OVER JOHNSON CREEK, BIN #1014710, PIN 4123.32.101, THE INCLUSION IN DESIGN PHASE THE FOLLOWING: TEMPORARY WALKWAY, PERMANENT PEDESTRIAN SIDEWALKS & PROVISION FOR UTILITY LINES (I.E. GAS OR WATER);

BE IT RESOLVED, that the Orleans County Legislature hereby requests NYS-DOT in its design phase of the new bridge over Johnson Creek, BIN #1014710, PIN 4123.32.101, include for the Public's safety a permanent pedestrian sidewalk along with provisions for the accommodations of public utility supports.

Adopted. 5 ayes; 1 nay, Legislator Billings; 1 absent, Legislator Tuohey.

RESOLUTION NO. 227-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION AWARDING BID FOR 1993 LOW-BED SEMI-TRAILER
FOR COUNTY HIGHWAY DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby award the bid for one (1) 1993 Trail King low-bed semi-trailer (TK70HDG) for the Orleans County Highway Department to Mecca-Kendall Corp., Rt. 240, PO Box 9895, Orchard Park, NY 14127-0985 in the amount of \$23,520.00; and be it

FURTHER RESOLVED, that the County Highway Department is hereby authorized to purchase said equipment.

Adopted. 6 ayes; 1 nay, Legislator Billings; 1 absent, Legislator Tuohey.

The resolution regarding bid for trac type tractor and dozer for the Highway Department was withdrawn.

RESOLUTION NO. 228-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING BID FOR 3 AXLE DUMP-CHASSIS, BODY
& HOIST FOR COUNTY HIGHWAY DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby award the bid for one (1) 3 axle dump-chassis, body & hoist for the Orleans County Highway Department to Genesee Truck Sales, 1280 Jefferson Rd., Rochester, NY 14623 in the amount of \$64,751.00; and be it

FURTHER RESOLVED, that the County Highway Department is hereby authorized to purchase said vehicle.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 229-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AWARDING BIDS FOR USED EQUIPMENT FROM THE
COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby award the bid for one (1) used 1981 Pickup to Marth Farms, 13885 West Barre Rd., Albion, NY 14411, for the price of \$715.00; and be it

FURTHER RESOLVED, that this Legislature does hereby award the bid for one (1) used 1983 2 axle dump to Lakeview Construction, 13 West Ave., Waterport, NY 14571 for the price of \$1,050.00; and be it

FURTHER RESOLVED, that the County Highway Department is hereby authorized to sell this equipment; and be it

FURTHER RESOLVED, that the County Highway Department is hereby authorized to reject all bids on the 10' dump body, 1982 Tractor Dozer and 1975 3 axle dump.

Adopted. 4 ayes; 2 nays, Legislators Bennett and McCarthy; 1 absent, Legislator Tuohy.

RESOLUTION NO. 230-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION AUTHORIZING COUNTY TREASURER TO MAKE ERRONEOUS 1992 TAXES DUE FOR STATE PROPERTY

WHEREAS, the State of New York acquired property in the Town of Albion, known as Tax Map #72.-1-10 and formerly assessed to David M. Parker. This parcel was considered fully taxable on taxable status date (or March 1, 1991); however, because the State took this property prior to the 1992 billing date; these unpaid 1992 taxes should be made erroneous;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to chargeback erroneous taxes to County of Orleans and the Town of Albion, for the total of \$706.51.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 231-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING PREPARATION OF BOND RESOLUTION FOR CONSTRUCTION AND INSTALLATION OF 800 MEGAHERTZ RADIO SYSTEM

WHEREAS, the County of Orleans is undertaking the construction and installation of an 800 Megahertz

Radio Communications System, and

WHEREAS, it is anticipated that all or part of the costs of construction and installation are to be financed by the issuance of bond anticipation notes in the amount of \$1,800,000;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Treasurer is hereby authorized to contact financial advisors and bond counsel for the County of Orleans in order to arrange for the preparation of a Bond Resolution and supporting documents which said Resolution shall be voted upon by this Legislature at a subsequent meeting.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 232-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION DELEGATING TO THE COUNTY TREASURER OF THE COUNTY OF ORLEANS, NEW YORK, THE POWER TO AUTHORIZE THE ISSUANCE OF AND TO SELL NOT EXCEEDING \$975,000 REVENUE ANTICIPATION NOTES OF THE COUNTY OF ORLEANS, NEW YORK IN ANTICIPATION OF REVENUES TO BE RECEIVED DURING THE CURRENT 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 issuance of and to sell revenue anticipation notes of the County of Orleans, New York, in an amount not to exceed \$975,000, including renewals thereof, in anticipation of revenues to be received during the current fiscal year of said County, is hereby delegated to the County Treasurer, 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 Local Finance Law.

Section 2. This resolution shall take effect immediately.

A roll call vote was taken as follows:

Legislator McCarthy	Aye
Legislator Berger	Aye
Legislator Billings	Aye
Legislator Bower	Aye
Legislator Swiercznski	Aye
Legislator Tuohey	Absent

Legislator Billings tabled the next resolution on the agenda "Resolution Creating Full Time Typist Position in Section 8 Housing Assistance Office".

RESOLUTION NO. 233-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD

WHEREAS, the Community Services Board of the Orleans County Mental Health Department has established the terms for Board Members,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the following appointments to the Community Services Board for a four year term beginning May 1, 1993 and ending April 30, 1997.

<u>NAME</u>	<u>TERM EXPIRES</u>
George Follett 334 West Academy St. Albion, NY 14411	4/30/96
Margaret Golden 1750 Kent Road Kent, NY 14477	4/30/96

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohy.

RESOLUTION NO. 234-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett.

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH, REPRESENTING THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH TO APPLY FOR A GRANT THROUGH THE EXPANDED CHILDREN SERVICES PROGRAM.

WHEREAS, proposals are currently being accepted from county offices of mental health who wish to obtain Expanded Children Services (ECS) grants for program development and enhancement; and

WHEREAS, the Orleans County Department of Mental Health wishes to apply for \$3,600. in funding for the Orleans County Children's Mental Health Initiative

with no county share obligation; and

WHEREAS, Orleans County Department of Mental Health proposes to provide education, consultation and to provide direct psychiatric services to children and adolescents utilizing this grant funding,

NOW, THEREFORE, BE IT RESOLVED, that the Legislature authorizes the Director of Mental Health, representing the Orleans County Department of Mental Health to apply for a \$3,600. grant through the Expanded Children Services Program.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 235-493

By Legislator McCarthy, who moved the adoption

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING CHANGE IN MEDICAL INSURANCE PROVIDER FOR RETIREES

BE IT RESOLVED, that this Legislature does hereby approve a change in the provider of medical benefits for retirees from Blue Shield to Blue Cross effective May 1, 1993, and be it

FURTHER RESOLVED, that benefits and coverages under the Blue Cross plan shall be similar to the current plan except that the new plan will include a Prescription Drug rider with a 20% co-pay at no additional cost to the county.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 236-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy.

RESOLUTION APPROVING RENEWAL OF CONTRACT FOR ENERGY MANAGEMENT SERVICES AT THE MENTAL HEALTH BUILDING

RESOLVED, that this Legislature does hereby approve the renewal of the service contract with Barber Colman Company for energy management at the Mental Health Building at an annual cost of \$3500.00, which includes all labor and parts for the computerized energy management system; said agreement to be effective through December 31, 1993.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Swiercznski moved to waive the rules to add the following resolution to the agenda; seconded by Legislator Bower. The following resolution was presented:

RESOLUTION NO. 237-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower.

RESOLUTION AUTHORIZING EXECUTION OF DEED AND DOCUMENTS OF TRANSFER CONCERNING EXCHANGE OF REAL PROPERTY BETWEEN ORLEANS COUNTY AND JOHN PANEK

WHEREAS, Resolution No. 98-293 authorized an agreement between the County of Orleans and John Panek for the exchange of parcels of real property, and

WHEREAS, it appears that the necessary approvals have been obtained, now, therefore, be it

RESOLVED, that this Legislature hereby authorizes its Chairman to execute the deed and other necessary documents of transfer in order to complete the transactions contemplated by the agreement between Orleans County and John Panek.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Motion by Legislator Swiercznski, with second by Legislator McCarthy, to adjourn the meeting. Motion carried.

Meeting adjourned at 5:48 p.m.

LEGISLATURE MEETING

April 28, 1993

Chairman Berger called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Resolution adopted by Town of Clarendon combining Town Clerk and Tax Collector positions, letter from Secretary to Governor acknowledging receipt of our resolution regarding State takeover of Medicaid, report from Mary Basinait on approximate cost to County if all or part of sales tax on home heating fuel is exempted, reminder that May 5 Youth Board

meeting has been cancelled; Annual Awards Banquet will be May 4, minutes of March Planning Board meeting, resolution adopted by Tioga County requesting State program for rabies vaccination of livestock in NY state, 1992 audited financial statements and report from ARC, Orleans County's annual financial report.

Report of Standing Committees: Legislator McCarthy attended meetings with Community Action, Health Board and Mental Health Committee. He spoke about a concern expressed at the Health Board meeting regarding a rabies problem.

Legislator Billings attended IDA and Planning meetings, along with other regular committee meetings.

Legislator Bower attended his regular committee meetings.

Legislator Swiercznski met with Highway, Buildings and Grounds, Nursing Home and Social Services. Legislator Swiercznski spoke about an investigation that is being done by the Health Department in the East Shelby area due to a high rate of cancer. Legislator Swiercznski feels this investigation could also be done in the Eagle Harbor area. Chairman Berger suggested that Legislator Swiercznski call Andrew Lucyszyn regarding this. Legislator McCarthy said that Mr. Lucyszyn has indicated that the tests from Shelby are at a New York State lab. He said he will check with Mr. Lucyszyn. Legislator Billings suggested that other factors besides the water could be involved. Legislator McCarthy agreed.

Legislator Bennett said he would like to commend the Health Department on the program that was presented at the Supervisors' Meeting on rabies. He also said that the State proposal to cut Probation funding is a serious problem. Legislator Bennett said Soil and Water is not able to perform all their usual services due to Mr. Scharping's retirement and lack of funds.

Legislator Tuohy met with the County Treasurer and Clerk on April 26; also met with Bruce Schmidt and Dave Albanese regarding the radio, attended Office for the Aging volunteer luncheon and Public Health meeting on April 22.

Chairman Berger attended a Water Quality meeting on April 20; also spent time at Legislature Office; Town of Ridgeway meeting that evening. He installed officers of Chamber of Commerce in Medina on April 21; Intercounty in Batavia on April 22 and that evening the Division 1 Soil and Water meeting in Lockport; April 23 attended RC&D meeting; met with union at Legislature office on April 23; attended a Step III

Grievance Hearing at Legislature Office on April 27; Village of Medina meeting on April 27; April 28 attended radio meeting; also Nursing Home project meeting.

The following resolutions were presented:

RESOLUTION NO. 238-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION IN OPPOSITION TO U.S. DUMPING OF CANADIAN SOLID WASTE

WHEREAS, solid waste disposal is a problem of great concern on a local, national and international level, and

WHEREAS, transporting an estimated 4,000 tons per day of Canadian waste into and through Western New York creates an undue burden for local government, creates a greater risk for accidents and poses the prospect of deteriorating infrastructure and highways, and

WHEREAS, the landfill space needed for this amount of Canadian waste is presenting an undue burden for Western New York communities facing a deluge of siting attempts by private dump developers seeking economical disposal sites, and

WHEREAS, Canadian programs designed to reduce the volume of garbage are losing money because revenues for waste disposal are going to cheaper U.S. landfills, and

WHEREAS, private waste companies, some of them from the U.S., appear to be outbidding government agencies for garbage contracts, now, therefore, be it

RESOLVED, that the Orleans County Legislature voices its opposition to the importation of Canadian garbage and calls for the enactment of federal laws to protect Western New York from the massive influx of Canadian garbage, and be it further

RESOLVED, that any private entity contracting with this agency for any type of solid waste service is required to fully disclose any contractual arrangement with any source or sources of Canadian waste, and fully disclose the quantity, character and origin of the waste imported from Canada, and be it further

RESOLVED, that copies of this resolution shall be

sent to all local, Federal and State officials representing Western New York, and the Chairman of the NYS Environmental Conservation Committee, Assemblyman Richard Brodsky.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey tabled a resolution authorizing the sale of county-owned property in the town of Gaines.

The following resolutions were then presented:

RESOLUTION NO. 239-493

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF YATES

RESOLVED, that this Legislature sell and convey unto Nancy Skellon, 2050 Angling Road, Lyndonville, New York 14098, for the sum of \$7,659.58, Parcel No. 124, Tax Map No. 24.00-1-30 of the premises contained in the 1991 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 483 of Deeds at Page 80, being formerly assessed to Lewis W. and Nancy Skellon, bounded and described as follows: In the Town of Yates, Orleans County, New York, being known as L8, T16, R4, 24.90 acres, 2050 Angling 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 240-493

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto John Sr. and Carol Fox, 11214 West Scott Road, Medina, New York 14103, for the sum of \$1,004.16, Parcel No. 97, Tax Map No. 68.-1-18 of the premises contained in the 1991 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 483 of Deeds at Page 79, being formerly assessed to John Sr. and Carol Fox, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L3, T15, R4, 167.00 x 125.25', Route 63 and West Scott 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 241-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING USE OF COURT HOUSE GROUNDS FOR STRAWBERRY FESTIVAL

WHEREAS, the Village of Albion and a number of civic groups are planning a Strawberry Festival to promote the Village of Albion; and

WHEREAS, the County supports the Village's efforts regarding said promotion, now, therefore, be it

RESOLVED, that the Strawberry Festival Committee is hereby authorized to use the Court House grounds and parking lot, 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 242-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND THE NYS ASSOCIATION FOR RETARDED CITIZENS - ORLEANS COUNTY CHAPTER

WHEREAS, the NYS Association for Retarded Citizens - Orleans County Chapter is fully licensed to provide services to the mentally retarded and developmentally disabled, and agrees to furnish these services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to

purchase these services from the NYS Association for Retarded Citizens - Orleans County Chapter;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1993 agreement between the Mental Health Department and the NYS Association for Retarded Citizens - Orleans County Chapter for the provision of said services to the mentally retarded and developmentally disabled; said agreement to be in effect during the 1993 calendar year at a county cost of \$48,637.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 243-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING APPOINTMENT TO GENESEE, LIVINGSTON, ORLEANS AND WYOMING PRIVATE INDUSTRY COUNCIL

WHEREAS, the Chief Elected Officials of Genesee, Livingston, Orleans and Wyoming counties have the responsibility of appointing members to the Private Industry Council; and

WHEREAS, the term for the representative for a Community Based Organization expires June 30, 1993, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the Chairman's re-appointment of James Scharping of Orleans Community Action to a 3-year term to run from July 1, 1993 through June 30, 1996, as the representative for a Community Based Organization.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 244-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorize the payment of \$5500.00 to Thompson's Home Furnishings of Albion, New York for the drapes for the main courtroom, to be paid from the Buildings and Grounds

Capital Reserve Acquisition and Repair Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 245-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 11058 through 11202 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 246-493

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING ESTABLISHING OF CAPITAL PROJECT ACCOUNT

WHEREAS, the County is preparing to borrow \$1,800,000 for the construction of a countywide communications system, now, therefore, be it

RESOLVED, that this Legislature authorizes the establishing of a Capital Project Account - Radio Communication System, for the \$1,800,000 to be borrowed, and be it further

RESOLVED, that expenses for the Radio Communication Capital Project Account should be charged to account H1650.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 247-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION TO CREATE POSITION OF PRINCIPAL SOCIAL WELFARE EXAMINER AND FILL VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, work currently being done by the Staff Development Coordinator is actually the work of a Principal Social Welfare Examiner; and

WHEREAS, the current Staff Development Coordinator wishes to remain in this type of work;

NOW, THEREFORE, BE IT RESOLVED, that the position of Principal Social Welfare Examiner be created in the Department of Social Services at Grade 16 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that said vacancy be filled by the current Staff Development Coordinator; and be it

FURTHER RESOLVED, that the Commissioner of Social Services be authorized to fill the vacancy of Staff Development Coordinator at Grade 2 of the Management Salary Schedule, which shall be 100% reimbursable from State funds.

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 248-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES SOUGHT BY THE ORLEANS COUNTY HIGHWAY DEPARTMENT;

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the year 1993-1994; and

WHEREAS, such bids have been received, opened and reviewed to determine the lowest responsible bidder for each material and commodity;

NOW, THEREFORE, BE IT RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on a separate schedule for the dollar amounts per unit shown on such schedule, subject to the approval of the County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 249-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING THE REJECTION OF ALL BIDS AND
READVERTISEMENT OF FOR BULLDOZER FOR HIGHWAY
DEPARTMENT

RESOLVED, that this Legislature does hereby
authorize the Superintendent of the County Highway
Department to reject all bids received on a 165 HP
Bulldozer; and be it further

RESOLVED, that this Legislature does hereby
authorize the Superintendent of the County Highway
Department to advertise for rebidding on a 165 HP
Bulldozer; and be it further

RESOLVED, that all bid specifications shall be
approved by the Chief Administrative Officer and
County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

At this time, Chairman Berger presented Local Law No.
3-Intro of 1993 - Banning Possession of Firearms in
Orleans County Buildings. The following resolutions
were then presented:

RESOLUTION NO. 250-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL
LAW NO. 3-1993 BANNING POSSESSION OF FIREARMS AND
OTHER DANGEROUS WEAPONS IN ORLEANS COUNTY BUILDINGS

WHEREAS, Local Law No. 3-Intro of the year 1993
was duly introduced at a regular meeting of the
Orleans County Legislature held on April 28, 1993;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby authorize a public hearing on
Local Law No. 3-Intro of the year 1993 entitled "A
Local Law Banning Possession of Firearms and Other
Dangerous Weapons in Orleans County Buildings" be
scheduled for May 12, 1993 at 4:25 p.m. in the

Legislature Chambers, County Clerk's Building, Court House Square, Albion, New York, at which time all interested persons and parties will be heard; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby authorized to publish notice of said public hearing in the official county newspapers.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 251-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING ESTABLISHMENT OF NON-SMOKING BREAKROOM FOR PROBATION DEPARTMENT

RESOLVED, that this Legislature authorizes the Buildings and Grounds department to establish a break area in the basement of Central Hall for use by Probation employees; said area to be designated as non-smoking; to be inspected regularly to determine that nearby exit areas remain accessible.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution authorizing the creation and filling of a Deputy position in the Sheriff's Department. Seconded by Legislator Bower. Legislator McCarthy made a motion to remove the words "Mental Health Building" from the resolution.

Chairman Berger suggested that Mr. Metzger write a letter to the Sheriff regarding this. Legislator Billings objected, saying the Sheriff is responsible. Lacking a second to Legislator McCarthy's motion, the resolution was presented in it's original form, as follows:

RESOLUTION NO. 252-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CREATION AND FILLING OF POSITION IN SHERIFF'S DEPARTMENT

WHEREAS, it has been determined that there is a

need for security at the County Administration Building, Mental Health Building and County Nursing Home, be it

RESOLVED, that this Legislature does hereby authorize the creation of a Deputy Sheriff position in the Orleans County Sheriff's Department at an annual salary of \$21,471.00, and be it further

RESOLVED, that this Legislature authorizes the Sheriff to fill this vacant Deputy position.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 253-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING TRANSFER OF MONIES WITHIN BUILDINGS AND GROUNDS BUDGET

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer the sum of \$3500.00 from Buildings and Grounds Other Contractual Account, 1620.418, to Buildings and Grounds Other Equipment Account, 1620.250; said transfer to be made to cover the purchase of a lawn mower on State bid.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski tabled a resolution authorizing payment to E.F. Johnson for radio equipment, as the bill is not due until the end of May.

The following resolutions were then adopted:

RESOLUTION NO. 254-493

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes a payment of \$283.92 to be made to Territory Wholesale Supply, Medina, N.Y., in payment of pressure tank and miscellaneous supplies for the generator cooling system at the Emergency Management Center; said payment to be made from the Capital Reserve Buildings and Grounds Account (Emergency Management Project.)

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 255-492

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH, TO ACCEPT A \$3,600.00 GRANT THROUGH THE EXPANDED CHILDREN SERVICES PROGRAM.

WHEREAS, the Legislature approved a resolution on April 14, 1993 allowing the Orleans County Department of Mental Health to apply for a grant of \$3,600.00 through the Expanded Children Services (ECS) to provide education, consultation and to provide direct psychiatric services to children; and

WHEREAS, the Orleans County Department of Mental Health has been advised in writing by the Expanded Children Services (ECS) program that Orleans County Mental Health has been approved for the \$3,600.00 grant.

NOW, THEREFORE BE IT RESOLVED, that this Legislature authorizes the Director of Mental Health to accept a \$3,600.00 grant from the Expanded Children Services Program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 256-493

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE COUNTY BOARD OF HEALTH (GENESEE LABORATORY BOARD OF MANAGERS)

RESOLVED, that this Legislature does hereby approve the agreement between the County Health Department and the Genesee County Board of Health (Genesee Laboratory Board of Managers) for laboratory services for the calendar year 1993; cost to be reimbursed through State Aid at 40%.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 257-493

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Donald I. Crandall, for the sum of \$3,724.47, Parcel No. 94, Tax Map No. 56.-1-35 of the premises contained in the 1991 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 483 of Deeds at Page 79, being formerly assessed to Donald and Jayne Crandall, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L33, T15, R4, 5.80 acres, 2966 Murdock 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.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution authorizing new budget monies to be set up to cover the cost of Marine Midland direct deposit account.

Legislator Tuohey tabled a resolution authorizing payment to Genesee Orleans Homemakers, Inc. She said the County Treasurer had requested that the resolution be tabled until it is determined from where it will be paid .

The following resolution was presented and DEFEATED:

RESOLUTION NO. 258-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT BY ORLEANS
COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Orleans County Department of Social Services to accept a 100% grant for \$51,172 from the New York State Department of Social Services to cover initial costs of starting an agency owned and supported therapeutic foster home.

DEFEATED 3 ayes; Legislators Berger, Bower and

McCarthy, 4 nays; Legislators Bennett, Billings, Swiercznski and Tuohey.

RESOLUTION NO. 259-493

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Cleaner position in the Orleans County Nursing Home, at Grade 2.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 260-493

By Legislator McCarthy, who moved the adoption.

Unanimous Second

RESOLUTION AUTHORIZING ORLEANS COUNTY TO DECLARE THE MONTH OF MAY AS MENTAL HEALTH MONTH IN ORLEANS COUNTY

WHEREAS, the State of New York and the Office of Mental Health have declared May as Mental Health Month in New York State; and

WHEREAS, The Orleans County Department of Mental Health wishes to recognize May as Mental Health Month by publicizing this fact in various media, articles and activities throughout Orleans County; and

WHEREAS, Public education and awareness is a responsibility of the Orleans County Department of Mental Health in order to raise community awareness about the issues surrounding the mentally challenged; and

WHEREAS, decreeing May as Mental Health Month places Orleans County's commitment behind this effort; and

WHEREAS, The Orleans County Legislature is interested in promoting mental health for the residents of Orleans County and has recognized the need for services to foster mental health.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby declare -

MAY 1993
MENTAL HEALTH MONTH
IN ORLEANS COUNTY

Adopted. 7 ayes; 0 nays; 0 absent.

At this time, Chairman Berger presented Don Metzger with a proclamation, designating May as Mental Health Month in Orleans County.

Legislator Billings introduced Local Law No. 2-Intro of 1993, entitled A Local Law Modifying Local Law No. 3-Intro of the year 1991."

The following resolutions were then presented:

RESOLUTION NO. 261-493

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 2-1993 ESTABLISHING MANDATORY RECYCLING

WHEREAS, Local Law No. 2-Intro of the year 1993 was duly introduced at a regular meeting of the Orleans County Legislature held on April 28, 1993;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a public hearing on Local Law No. 2-Intro of the year 1993 entitled "A Local Law Modifying Local Law No. 3-Intro of the year 1991" be scheduled for May 12, 1993 at 4:20 p.m. in the Legislature Chambers, County Clerk's Building, Court House Square, Albion, New York, at which time all interested persons and parties will be heard; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby authorized to publish notice of said public hearings in the official county newspapers.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 262-493

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CREATING FULL TIME TYPIST POSITION IN SECTION 8 HOUSING ASSISTANCE OFFICE

RESOLVED, that this Legislature does hereby create the position of full time typist in the Section 8 Housing Assistance Office; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Director of Planning and Development to fill said position, at no cost to the County; and be it

FURTHER RESOLVED, that this Legislature authorizes and directs the County Treasurer to set up new monies from the Housing Reserve Account into the following accounts:

A8020.100	Personal Services	\$10,031
A9010.628	State Retirement	20
A9030.630	Social Security	622
A9040.633	Worker's Comp.	445
A9050.636	Unemployment Ins.	65
A9060.650	Hospital & Medical Ins.	1,500
A9080.680	Disability	143
A9020.620	Medicare	145
	TOTAL	\$12,971

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution authorizing radio equipment purchases. Seconded by Legislator Bennett. Legislator Billings remarked that he feels more purchases are being made than necessary and he cannot support it. Legislator Bower said he has a problem with the number of radios in the Sheriff's Department. It was explained that each Deputy will be responsible for their own radio. Legislator Tuohey explained that purchases for all departments, with the exception of Highway, are what were originally planned. Highway has justified their need for additional equipment.

Chairman Berger recessed the meeting at 5:25 in order to check previously withdrawn resolutions regarding the radio purchases. Meeting reconvened at 5:35.

Jay Murray, of EF Johnson, said that when the resolution was submitted, the control station was omitted for Emergency Management, which was not a wise decision. This will be put back in. After further discussion, the following resolution was presented:

RESOLUTION NO. 263-493

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING RADIO EQUIPMENT PURCHASES

BE IT RESOLVED, that this Legislature does hereby authorize the purchase of the following radio equipment as requested by the following Departments to fill the communication needs:

Probation

5 - Portable Units (1,206.00 ea.)	\$	6,030.00
2 - Desktop chargers (71.00 ea.)		142.00
5 - Carry cases (36.05 ea.)		180.25
3 - Batteries - spare (81.00 ea.)		<u>243.00</u>
		6,595.25

Social Services

2 - Portable Units (1,206.00 ea.)	\$	2,412.00
2 - Desktop chargers (71.00 ea.)		142.00
2 - Carry cases (36.05 ea.)		72.10
2 - Batteries - spare (81.00 ea.)		<u>162.00</u>
	\$	2,788.10

Buildings & Grounds

3 - Portable Units (1,206.00 ea.)	\$	3,618.00
3 - Desktop chargers (71.00 ea.)		213.00
3 - Carry cases (36.05 ea.)		108.15
3 - Batteries - spare (81.00 ea.)		<u>243.00</u>
		4,182.15

Public Health Department

7 - Portable Units (1,206.00 ea.)	\$	8,442.00
1 - 5 Unit rack charger		386.00
7 - Carry cases (36.05 ea.)		252.35
4 - Batteries - spare (81.00 ea.)		<u>324.00</u>
	\$	9,404.35

Mental Health Department

1 - Portable Unit	\$	1,206.00
1 - Desktop charger		71.00
1 - Carrycase		36.05
1 - Battery - spare		<u>81.00</u>
	\$	1,394.05

Highway Department

2 - Control Station, Alpha (4,336.00)	\$	8,672.00
3 - Remote mounted mobiles (1,667.00)		5,001.00
35 - Dash mounted mobiles (1,276.00)		44,660.00
2 - D.T.M.F. mobile microphones (117.00)		234.00
2 - Portable radios (1,206.00)		2,412.00
3 - Portable radios w/touchpads (1,346.00)		4,038.00
4 - Control station remotes (750.00)		3,000.00
4 - Portable radio cases (36.05)		144.20
1 - 5 Unit rack charger		386.00
5 - Spare batteries (81.00)		405.00

TOTAL \$ 68,952.20

Sheriff

1 - Control Station	\$ 4,336.00
13 - Mobile Radios (1,667.00)	21,671.00
20 - Portables (1,206.00)	24,120.00
6 - Portables w/touch pads((1,346.00)	8,076.00
26 - Desk chargers (71.00)	1,846.00
6 - Batteries (81.00)	486.00
6 - Speaker microphones (60.45)	362.70
26 - Swivel Loop holders for portables (20.23)	526.00
TOTAL	\$ 61,423.70

Animal Control

1 - Mobile Radio	\$ 1,667.00
1 - Portable Radio	1,206.00
TOTAL	\$ 2,873.00

Emergency Management

1 - Control Station	\$ 4,336.00
7 - Remote Mounted Mobiles(1667.00)	11,669.00
7 - Portables w/Touch Pads(1346.00)	9,422.00
2 - Portable radios (1206.00)	2,412.00
9 - Desk-Top Chargers (71.00)	639.00
9 - Speaker Microphones (60.45)	544.05
7 - DTMF Mobile Microphones (117.00)	819.00
4 - Spare Batteries (81.00)	324.00
9 - Cases (36.05)	324.45
TOTAL	\$ 30,489.50

GRAND TOTAL	\$188,102.30
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and be it further

RESOLVED, that these purchases be made through Radio Communications Capital Project Account H1650.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Swiercznski moved to recess the meeting at 5:50 p.m., with a second by Legislator Bennett. Chairman Berger announced that the meeting will reconvene Saturday morning, May 1, at 8:00 a.m. The auction of properties will be at 10:00 a.m.

Meeting recessed at 5:50 p.m.

RECONVENED LEGISLATURE MEETING
MAY 1, 1993

The Chairman reconvened the meeting at 8:00 a.m. All Legislators were present, along with attorney Norris Webster.

Legislator Tuohey introduced resolution number 264-593, which would increase the sales tax. Seconded by Legislator McCarthy.

During discussion of this resolution, Legislator Swiercznski referred to letters that have been written regarding sharing of this tax with the schools. Chairman Berger said he has not received any letters. Legislator Tuohey said she has only seen a letter from one town. Legislator Bennett suggested that after we get our own house in order, we give consideration to donating to certain agencies that have lost funding. Chairman Berger commented that giving it to the schools would be double taxation. Legislator McCarthy feels that the schools have not tried to curtail their spending. Legislator Bower commented that when Orleans County employees receive raises equal to school district employees, he will vote to give some of this tax to the schools. Legislator Billings said the school is a separate entity; the more you jumble the taxes the less it is known what anyone has; everyone should have their own source.

After further discussion, the following resolution was adopted by roll call vote, as follows:

Legislator Tuohey	Aye
Legislator Bennett	Aye
Legislator Berger	Aye
Legislator Billings	Aye
Legislator Bower	Aye
Legislator McCarthy	Aye
Legislator Swiercznski	Aye

RESOLUTION NO. 264-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION 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, 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, and as further amended by Resolutions No. 90 and 91 of said Board, both adopted June 4, 1970, 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 August 31, 1995, there is hereby imposed and shall be paid an additional tax of one percent upon:

SECTION 2. A new subdivision (g) of section three of Resolution No. 164 as enacted in 1967, as amended, is added to read as follows:

(g) With respect to the additional tax of one percent imposed for the period commencing June 1, 1993 and ending August 31, 1995, 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 of 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, altering, 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 August 31, 1995, the tax shall be at the rate of four percent, and on and after September 1, 1995, 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 (1) of clause (B) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending August 31, 1995, the tax shall be at the rate of four percent, and on and after September 1, 1995, 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 August 31, 1995, the tax shall be at the rate of four percent, and on and after September 1, 1995, 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 are 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 specifications 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 August 31, 1995, the tax shall be at the rate of four percent, and on and after September 1, 1995, 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 August 31, 1995, the tax shall be at the rate of four percent, and on and after September 1, 1995, 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. Subdivision one of section eleven of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(1) (A) In respect to the use of property used by the purchaser in this County prior to March 1, 1968.

(B) With respect to the additional tax of one percent imposed for the period beginning June 1, 1993 and ending August 31, 1995, 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 renumbered subdivision (d), and is amended to read as follows:

(d) As used in this section the following terms shall mean or include:

(1) Net collections. The moneys collected from a tax or taxes imposed pursuant to this enactment, after deducting therefrom expenses of administration and collection and amounts refunded or to be refunded.

(2) General town taxes. Taxes levied for any town purpose, including highways, upon the entire area of a town.

(3) Full valuation of real property. The assessed valuation of real property divided by the equalization rate as determined in accordance with article eight of the real property tax law.

(4) Part-town activities. Activities of town government, including highway programs, which are

chargeable to the area of the town outside of villages, exclusive of special district purposes, unless such special district is a fire protection district coterminous with the area of a town outside of villages.

SECTION 6. A new subdivision (b) is added to section fourteen of Resolution No. 164 as enacted in 1967, as 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 August 31, 1995, are set aside for County purposes and shall be available for any County purpose.

SECTION 7. This resolution shall take effect on June 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

The Chairman recessed the meeting at 8:10 a.m.

After the auction of County-owned properties, the meeting was reconvened at 11:20 a.m. All Legislators were present, with the exception of Legislator McCarthy.

The following resolution was presented:

RESOLUTION NO. 265-592

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION 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 1, 1993; 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

ORLEANS COUNTY AUCTION
May 1, 1993

TOWN	SOLD TO	AMOUNT
Albion:		
Tax Map No. 72-3-31 Dewey Knapp Route 31 West Former Drive-In	Woodrow Baker 13979 Allen Rd. Albion, NY 14411	\$28,000.00
Tax Map No. 73.9-1-16 CDQ Partners 148 Hamilton St. 66' x 198', vacant	Orleans Habitat for Humanity PO Box 285 Medina, NY 14103	\$ 800.00
Tax Map No. 85 2-45 Mrs. Alonzo Smith 4.8 acres, landlocked Near Swamp Rd.	Lawrence N. Maglio 8483 E. Main Rd. Leroy, NY 14482	\$ 600.00
BARRE:		
Tax Map No. 128-1-15 Charles Florentino, Jr 5660 Oak Orchard Rd. 23 acres, 646' frontage 2-story brick house	Arnold N. and Stacey A. Foote 5434 Oak Orchard Rd. Elba, NY 14058	\$34,000.00
Tax Map No. 115-1-26 Bruce & Barb Crowner 5426 Burns Rd. 270' x 115' With mobile home	Craig VanAmeron PO Box 104 Clarendon, NY 14429	\$ 8,250.00
Tax Map No. 115-1-16 Norman Fulcorner 13394 Hemlock Ridge Rd. 140' x 107' fire-damaged 2-story home	Clayton & Beverly Searls 2504 Murdock Rd. Medina, NY 14103	\$ 5,500.00
Tax Map No. 96-1-49 Thelda Carleton Culver Rd	Kellon Tillers PO Box 325 Lockport, NY 14094	\$ 4,200.00

19 acres 742' frontage
Vacant land, wooded

CLARENDON

The following two parcels were sold as one unit at
\$3800.00:

Tax Map No. 98.13-1-3	David M and
Dorothy Gunter	Linda A. Gerhardt
Upper Holley Rd.	65 Loreto Rd.
163' frontage x 36'	Rochester, NY 14623 \$ 2,584.00
Vacant land	

Tax Map No. 98.13-1-4	David M. and
Dorothy Gunter	Linda A. Gerhardt
151' x 82'	65 Loreto Rd.
Vacant landlocked land	Rochester, NY 14623 \$ 1,216.00

RIDGEWAY:

Tax Map No. 69-1-58	Kareem Abdulghani
Chapel Holding Corp.	504 W. Center St.
Bates Rd.	Medina, NY 14103
43+ acres	and
horse farm w/barns,	Kellon Tillers
track	PO Box 325
	Lockport, NY \$ 27,500.00

Tax Map No. 69-1-59	Judith K. Ward
Bernard Lipka	and
3580 Bates Rd.	Tammy Coville
200' x 118'	219 Ingersoll St.
Single family house	Albion, NY 14411 \$ 19,500.00

Tax Map No. 80.45-1-25	Thomas F. Mayer
Mark Patchin	348 East Ave.
Starr St. & Railroad Ave.	Brockport, NY 14420 \$ 200.00
45' x 73' vacant lot	

SHELBY:

Tax Map No. 91-1-11	Walter C. Hird
Intracom Electronics	11412 Maple Ridge Rd.
11689 Sanderson Rd.	Medina, NY 14103 \$ 500.00
100' x 100'	
Vacant Lot	

TOTAL	\$132,850.00
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Legislator Billings moved to adjourn the meeting;
seconded by Legislator Bower. Meeting adjourned at
11:35 a.m.

LEGISLATURE MEETING

May 12, 1993

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Invitation to the 25th anniversary of the Senior Citizens Center in Medina, copy of a news release from State DOT regarding transportation related improvement projects, letter from attorney Frederick Rarick commending Joan Kusnierczak on her efficiency and professionalism regarding her work on county vouchers, report from Bob Harrold covering his accomplishments during his first year, resolution adopted by Otsego County regarding exercising the right of Self-government in the matter of effecting state legislated programs, letter from Secretary of State indicating that our resolution number 264 regarding the sales tax increase has been filed as of May 5, 1993, letter from Assemblyman Parment acknowledging receipt of our resolution opposing U.S. dumping of Canadian waste, copy of Town of Murray's application for proposed water district number 4, letter from Assemblywoman Hoffman acknowledging receipt of our resolution opposing U.S. dumping of Canadian solid waste.

Reports of Standing Committees: Legislator Bower reported attendance at regular meetings. He also attended the Youth Awards Banquet, which he said was the best run Youth Banquet that he has been to. He said we have an excellent Youth Board and it showed itself that night.

Legislator Billings attended his regular meetings.

Legislator McCarthy attended his regular meetings. He met with Andrew Lucyszyn and discussed the lead grant.

Legislator Swiercznski attended his usual committee meetings, and the county auction on May 1. Legislator Swiercznski requested a moment of silence in memory of Veeder Howard.

Legislator Bennett attended his usual committee meetings. He said he feels that the County auction went very well. He complimented Bob Harrold's work; said he feels the use of the pictures really improved the auction. He also said the auctioneer, Alferd Bontrager, was excellent.

Legislator Tuohey attended her regular meetings; also the County auction and recessed Legislature Meeting on

May 1. She attended the Town of Barre meeting on May 3, which had a large crowd, due to a "landfill rumor". May 5, Legislator Tuohey attended the Self-Insurance meeting, Finance Committee on May 10; also attended Town of Clarendon meeting. Legislator Tuohey said that the Legislators are invited to an Open House on May 25, at 7:00 p.m., at the new Clarendon Town building.

Chairman Berger reported attendance at the meeting with the schools on April 28, Victims Justice ceremony and presentation of proclamation on April 29; also GLOW meeting on April 29, and attended the Forum on Social Services Reform in Lockport. On May 1, Chairman Berger attended the recessed Legislature meeting at 8:00 a.m., then the County auction, and additional recessed Legislature meeting; May 4 attended the Youth Awards Banquet. On May 5, Chairman Berger attended the meeting attended by Nick Mazza of Livingston County who spoke to the Legislature about self-insurance. On May 6, Chairman Berger attended a meeting in Kendall with DEC and the Army Corps of Engineers regarding possible protection for homes located on the lake. May 8, Chairman Berger attended the open house at the Courthouse. He said Bill Lattin did a terrific job. On May 10 Chairman Berger attended a Village of Lyndonville meeting, Step III grievance hearing at Legislature office on May 11, and Soil & Water meeting that evening. The morning of May 12, Chairman Berger attended a radio meeting and groundbreaking ceremony.

The following resolutions were presented:

RESOLUTION NO. 266-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING APPLICATION FOR TITLE VII ELDER ABUSE PREVENTION FUNDS OF THE OLDER AMERICANS ACT OF 1965

WHEREAS, funding of Title III-G - Elder Abuse Prevention of Older Americans Act of 1965 was eliminated after being budgeted in the Office for the Aging budget;
and

WHEREAS, these funds were replaced by funding for Title VII of the Older Americans Act, which also addresses Elder Abuse Prevention, be it hereby

RESOLVED, that this Legislature approves the Office for the Aging application for Title VII funding.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 267-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CREATING TEMPORARY POSITIONS IN JOB DEVELOPMENT AGENCY

WHEREAS, the Job Development Agency has been notified of a substantial increase in funding for the Summer Youth Employment Program; and

WHEREAS, this allocation is to be used to serve additional disadvantaged county youth; and

WHEREAS, there are no county funds involved, now, therefore, be it

RESOLVED, that this Legislature does hereby create two temporary positions: one Employment and Training Counselor to start on or about May 31, 1993 and end September 3, 1993, and one Work Experience Crew Leader to oversee the work of a crew of handicapped summer youth, to begin on or about June 14, 1993 and end August 31, 1993; and be it further

RESOLVED, that this Legislature authorizes the Director of the Job Development Agency to fill these vacant positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 268-593

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AMENDING RESOLUTION NO. 546-1290 REGARDING FILLING OF VACANCY PROCEDURE

RESOLVED, that this Legislature authorizes the amending of resolution number 546-1290, as follows:

Paragraph three - add the words:

with the exception of the Nursing Home, which may fill vacant LPN and Institutional Aide positions by submitting an Employee Status Change Form to be approved first by the Chairman of the Economic Assistance and Opportunity Committee; then the

Chairman of the Legislature. in lieu of a resolution.

All other vacancies will continue to be filled by resolution.

Adopted. 7 ayes; 0 nays; 0 absent.

At this point, Chairman Berger received a message from Dick Clark that Monroe County has been turned down for an emergency loan applied for due to the March 13, 1993 blizzard. Because Orleans County is adjacent to Monroe, this will cause our application to be turned down also.

The following resolutions were then presented:

RESOLUTION NO. 269-593

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING AGREEMENTS WITH MUNICIPALITIES REGARDING 800 Mhz RADIO SYSTEM

WHEREAS, resolution no. 517-1092 authorized the Orleans County Attorney to prepare a proposal to be submitted to the municipalities regarding the 800 Mhz radio system, and

WHEREAS, terms and conditions for the proposed agreement were specified in resolution no. 269-593, and

WHEREAS, all the municipalities who will be participating in the 800 Mhz radio system have submitted signed agreements, which have been drawn up by the Orleans County Attorney, now, therefore, be it

RESOLVED, that this Legislature approves the agreements with the various municipalities for participation in the 800 Mhz radio system.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 270-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CREATING A PERMANENT WORK EXPERIENCE CREW LEADER

RESOLVED, that this Legislature does hereby create the permanent position of Work Experience Crew Leader in the Orleans County Highway Department, and be it further

RESOLVED, that this position shall be placed in grade one of the Management Compensation Plan, and be it further

RESOLVED, that the Highway Superintendent is hereby authorized to fill this position, based on the salary of grade one, step seven of the Management Compensation Plan, and be it further

RESOLVED, that neither the Work Experience Crew Leader or any of the personnel assigned to the Work Experience Crew shall perform work on County Highway Department projects more than 20% of the time, unless authorized in writing by the Chairman of the Legislature, and the Highway Committee of the Legislature; to be effective for the duration of this program.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution to approve the agreement with the Monroe County Medical Examiner's Office. He tabled the resolution until he could do more research concerning the matter.

RESOLUTION NO. 271-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant Food Service Helper position, Grade 1 on CSEA Salary Schedule, in the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 272-593

By Legislator Billings, who moved the adoption.

Unanimous Second

RESOLUTION PROCLAIMING WEEK OF MAY 23-29, 1993 AS
EMERGENCY MEDICAL SERVICES WEEK

WHEREAS, the members of emergency medical services teams devote their lives to saving the lives of others; and

WHEREAS, emergency medical services teams consist of emergency physicians and nurses, paramedics, emergency medical technicians, educators, and administrators; and

WHEREAS, the people of Orleans County benefit daily from the knowledge and skill of these trained individuals, and

WHEREAS, advances in emergency medical care increase the number of lives saved each year, and

WHEREAS, the professional organizations of providers of emergency medical services promote research to improve and adapt their skills as new methods of emergency treatment are developed, and

WHEREAS, the members of emergency medical teams encourage national standardization of training and testing of emergency medical personnel and reciprocal recognition of training and credentials by the states, and

WHEREAS, the designation of "Emergency Medical Services Week" will serve to educate the people of Orleans County about accident prevention and what to do when confronted with a medical emergency, and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services teams by designating "Emergency Medical Services Week", now, therefore, be it

RESOLVED, that we, the Orleans County Legislature of the State of New York, in recognition of this event, do hereby proclaim the week of May 23 - May 29, 1993 as

EMERGENCY MEDICAL SERVICES WEEK

and encourage the community to observe this week with appropriate programs, ceremonies and activities.

Unanimously Adopted.

Legislator Billings introduced a resolution to adopt Local Law No. 2 of 1993, which modifies Local Law No. 3 of 1991, regarding recycling, seconded by

Legislator Bennett. George Callard raised questions regarding recycling; why certain recyclables are not picked up. Chairman Berger commented that CID does dismiss employees if there are too many complaints about that particular driver.

RESOLUTION NO. 273-593

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ADOPTING LOCAL LAW NO. 2-INTRO OF THE YEAR 1993 ENTITLED "A LOCAL LAW MODIFYING LOCAL LAW NO. 3-INTRO OF THE YEAR 1991".

WHEREAS, there was introduced at a regular meeting of the Orleans County Legislature held on April 28, 1993, Local Law No. 2-Intro of the year 1993, and a public hearing was held on May 12, 1993, at which time all persons wishing to speak were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 2-Intro of the year 1993, as Orleans County Local Law No. 2 of the year 1993, which reads as follows:

SECTION 1. The last sentence of Section 1 of Local Law No. 3 of 1991 be amended so as to include "Chapter 485 of the New York Laws of the Regular Session, 1987." The last sentence shall read as follows:

This Local Law is enacted pursuant to the authority and direction of Section 120-aa of the New York General Municipal Law, Section 226-b of the New York County Law and Chapter 485 of the New York Laws of the Regular Session, 1987.

SECTION 2. Section 2.1 of Local Law No. 3 of 1991 is hereby amended to read as follows:

2.1 COUNTY RECYCLABLE MATERIALS: Shall mean and include any material designated from time to time, pursuant to Section 4.3 of this law, provided that such material is not hazardous and can be reasonably separated from the solid waste stream and held for material recycling or reuse value.

SECTION 3. Sections 2.10, 2.11 and 2.12 of Local Law No. 3 of 1991 are hereby amended and Section 2.13 is added to read as follows:

2.10 SOURCE SEPARATION: The segregation of disposable materials into RECYCLABLE MATERIALS and

non-recyclable waste at the point of generation.

2.11 TRANSFER STATION: A solid waste management facility, other than a DROP OFF CENTER, where SOLID WASTE is received for the purpose of subsequent transfer to another solid waste management facility for processing, treating, transfer or disposal.

2.12 WASTE GENERATOR: Any person or legal entity which produces waste requiring off-site disposal.

2.13 WASTE HAULER: Any person or business which is licensed by Orleans County for the purpose of collecting solid waste from WASTE GENERATORS for disposal at a permitted solid waste facility, or a municipal department or other governmental division responsible for collection or transfer of solid waste from some or all WASTE GENERATORS in the municipality for disposal at a permitted solid waste facility. A WASTE HAULER may also be a RECYCLABLES COLLECTOR.

SECTION 4. Local Law No. 3 of 1991 is hereby amended to add Section 3.1.2 to read as follows:

3.1.2 Each WASTE GENERATOR shall provide for the SOURCE SEPARATION of COUNTY RECYCLABLE MATERIALS as specified in any rule, regulation or order promulgated pursuant to Section 4.3.

SECTION 5. WASTE PERMITS.

5.1 No WASTE HAULER or RECYCLABLES COLLECTOR shall collect or transport SOLID WASTE and/or RECYCLABLES in Orleans County without obtaining a Waste Permit issued by the County, which permit shall authorize the holder to collect and transport SOLID WASTE or to collect and transport RECYCLABLES or to collect and transport both SOLID WASTE and RECYCLABLES as specified in the Waste Permit. A Waste Permit may limit the area of the County in which it shall be valid. An individual transporting solid waste and/or recyclables generated on premises occupied by such individual shall be exempt from this permit requirement.

5.2 Verified application for a Waste Permit or a renewal thereof shall be made to the County Director of Planning and Development on forms provided by the County, accompanied by a fee of One Hundred Dollars (\$100.00), except that such fee shall be waived for a town or village operating as a WASTE HAULER or TRANSFER STATION, and a Certificate of Insurance showing coverage for the operations of the applicant of at least \$500,000.00 per accident or occurrence. Such form shall contain or be accompanied by, at a minimum, the following information and items:

5.2.1 Name of applicant, street address, and mailing address of principal place of business. Explanation of ownership interest. Name and mailing addresses of managers and/or supervisors who will be in charge of operations within Orleans County.

5.2.2 Description of all collection vehicles and equipment to be used in the collection, transportation and/or disposal of SOLID WASTE and/or RECYCLABLES generated or brought within the County of Orleans.

5.2.3 Description of the proposed operation and service area within Orleans County for which a permit is sought.

5.2.4 Listing of any previous or existing enforcement actions brought by any environmental regulatory agency for violations of rules relating to solid waste and/or recyclable handling, transport or disposal.

5.2.5 A signed letter of certification of ultimate disposal sites for RECYCLABLES and/or SOLID WASTE.

5.2.6 A signed letter of certification, stating that the applicant has read and is familiar with the terms and conditions of the permit and this Local Law, that the applicant agrees to operate in accordance with such terms and conditions in the event a permit is issued, and that all information provided by the applicant is complete and factual.

5.2.7 Other information as deemed necessary by the County to make a determination of permit approval.

5.3 Upon receipt of a Waste Permit application, Orleans County shall review the application for completeness and accuracy. If a permit application is incomplete or inaccurate the County shall notify the applicant forthwith. A complete application shall then be submitted by the County Director of Planning and Development to the County Legislature. Within forty-five (45) days of receipt of a complete application the County Legislature shall take action to approve, approve with conditions, or disapprove the permit application. If no action is taken within such forty-five (45) day period, the application will be deemed approved.

5.4 Waste Permits shall expire on the next June 30 following the date of issue and shall not be

transferrable. Any Waste Permit may be revoked or suspended for a violation of any provision of this Local Law or any applicable law, rule, regulation or code applicable to Solid Waste or recyclable collection, transportation or disposal by the holder thereof.

5.5 Any Waste Permit issued pursuant to this Local Law shall be in the nature of a privilege subject to the terms and conditions set forth in this Local Law and shall not be deemed to create a property interest with respect to the Waste Permit in the holder.

5.6 All WASTE HAULERS doing business in the County of Orleans shall offer or cause to be offered to their customers, collection, transportation and disposal services for COUNTY RECYCLABLE MATERIALS to the same extent as any WASTE HAULER offers collection, transportation and disposal services for SOLID WASTE

5.7 All WASTE HAULERS, DROP OFF CENTERS and TRANSFER STATIONS shall maintain monthly records on the quantity in tons, of SOLID WASTE and types of RECYCLABLES collected and the authorized facility to which they were transported, and the number of households and businesses in which they were generated, and report such information monthly to the County Director of Planning and Development on forms to be provided by the County.

5.8 Any significant, material change in collection, transport, transfer or disposal services or operations shall be considered a variance to the permit and shall require reapplication.

5.9 The County reserves the right to attach specific conditions to the Waste Permit.

SECTION 6 Section 6.2 of Local Law No. 3 of 1991 is hereby amended to read as follows:

6.2 During any twelve (12) consecutive months, the failure of a RECYCLABLES COLLECTOR or WASTE HAULER to comply with Section 3.3 hereof shall carry a fine of Two Hundred Fifty Dollars (\$250.00) for the first violation; Five Hundred Dollars (\$500.00) for the second violation and One Thousand Dollars (\$1,000.00) for each subsequent violation.

SECTION 7. This Local Law shall become effective immediately upon filing with the Secretary of State.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution which would adopt Local Law No. 3 of 1993, entitled A Local Law Banning Possession of Firearms and Other Dangerous Weapons in Orleans County Buildings. Seconded by Legislator Tuohy. During discussion, Legislator Bower said he feels that the words "buildings owned, leased and operated by the County of Orleans" are too general; this covers too many buildings that people might not be aware are county-owned, leased or operated. David Schubel said this local law has been enacted by other counties. Legislator Bower said he will oppose the resolution, not because he is against it; he only opposes the way it is written. The following resolutions were then presented:

RESOLUTION NO. 274-593

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION ADOPTING LOCAL LAW NO. 3-INTRO OF 1993 ENTITLED "A LOCAL LAW BANNING POSSESSION OF FIREARMS AND OTHER DANGEROUS WEAPONS IN ORLEANS COUNTY BUILDINGS

WHEREAS, there was introduced at a regular meeting of the Orleans County Legislature held on April 28, 1993, Local Law No. 3-Intro of the Year 1993, and a public hearing was held on May 12, 1993, at which time all persons wishing to speak were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 3-Intro of the Year 1993, as Orleans County Local Law No. 3 of the Year 1993, which reads as follows:

SECTION 1. LEGISLATIVE INTENT:

The County of Orleans, through its Legislature and in its proprietary capacity, declares that it is necessary, for the security, safety, protection and well-being of its employees, and its property and individuals present thereupon, to place restrictions on the bearing and possession of firearms and other dangerous weapons and instruments by individuals while entering into and being present in buildings owned, leased and operated by the County of Orleans.

SECTION 2.

This Local Law prohibits any individual from bearing or having in his or her possession, either openly or concealed, any firearm, gun, explosive device or

substance, lethal or debilitating chemical or gas, or any dangerous or deadly weapon or instrument of any description, including, but not limited to a handgun, pistol, target pistol, revolver, rifle, shotgun, dangerous knife, dagger, dirk, razor, stilleto, or imitation pistol, while entering into or while being present in any building owned, leased, or operated by the County of Orleans

SECTION 3.

This Local Law shall not apply to any authorized peace officer or policy officer, as defined in the New York State Criminal Procedure Law, or any other authorized official of the County, State or Federal Government.

SECTION 4.

Failure to comply with this Local Law shall be punishable by confinement in the Orleans County Jail for a term not to exceed three (3) months and/or a fine not to exceed Five Hundred Dollars (\$500.00).

SECTION 5. EFFECTIVE DATE:

This Local Law shall become effective immediately upon adoption.

Adopted. 5 ayes; 2 nays, Legislators Billings and Bower; 0 absent.

RESOLUTION NO. 275-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes the following payments to be made from Capital Project Account H1650 - Radio Communication System:

\$43,666.72 to E.F. Johnson Co. for the transmission line assembly for the 800 Mhz Radio System; such payment represents 80% of the billing;

\$ 105.65 to Archer Lumber, Inc. for materials for the radio communications room at the Emergency Management Center.

\$ 233.64 to Austin Industries for steel for the radio communications room.

\$ 800.00 to Doherty Communications for services for Trunking Radio Implementation Committee, per proposal

\$ 190.60 to Doherty Communications for labor and miscellaneous materials for additional console mock-ups

\$ 120.00 to Lance Mark for preparation of releases for property transfer

\$ 1,587.00 to Roy H. Turnbull for converting heat pump to dehumidifier for radio room

total payments equal \$46,597.96.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 276-593

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION APPROVING AGREEMENT BETWEEN SHERIFF'S DEPARTMENT AND CRAWFORD HUCKNALL

RESOLVED, that this Legislature does hereby approve the agreement between Crawford Hucknall and the Orleans County Sheriff's Department for the use of Crawford Hucknall's firing range for the purpose of qualifying Sheriff's Department employees in the use of firearms; and be it further

RESOLVED, that this agreement will be effective from April 1, 1993 through March 31, 1994 at a cost of \$1,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 277-593

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of a vacant Part-Time Correction Officer position in the Orleans County Sheriff's Department at a salary of \$6.00 per hour.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 278-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION BANNING NEW PROGRAMS FOR REMAINDER OF 1993

RESOLVED, that this Legislature prohibits the inception of any new programs for the remainder of 1993, with the exception of those programs that are 100% funded, involving no county cost, including administrative costs.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 279-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION ABOLISHING/CREATING POSITION IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby abolish one (1) temporary Typist position in the Department of Social Services, and in its place creates one (1) permanent Typist position, Grade 3; and be it

FURTHER RESOLVED, that the Commissioner of Social Services is hereby authorized to fill the vacant permanent Typist position.

DEFEATED. 5 nays; Legislators Bennett, Berger, Billings, Swiercznski and Tuohey; 2 ayes; Legislators Bower and McCarthy.

After this resolution was voted on, and defeated, Legislator Bower said this position has to be filled. He said one less person doing this work will cause less income for the department. Legislator Swiercznski commented that we have done away with some positions, now they are all coming back. Legislator Tuohey said the resolution has been voted on, it should be brought forward at another time. Legislator Bennett said we were told there was going to be a savings and we have not seen it. Chairman Berger suggested that Legislator Bower put together a resolution to extend the temporary typist, rather than creating a permanent position. The following

resolutions were then presented:

RESOLUTION NO. 280-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING LEAVE OF ABSENCE AT COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize an unpaid leave of absence for Cecelia M. Nowicki through June 20, 1993, for medical reasons.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 281-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION ABOLISHING/CREATING POSITION AT COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize the abolishment of one full-time Cleaner position, grade 2, and the creation of one full-time Custodian position, grade 6, at the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 282-593

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING MORTGAGE TAX APPORTIONMENT

RESOLVED, that the Mortgage Tax Apportionment appearing in the attached warrant be adopted by this Legislature and that said warrant be approved and delivered to the Orleans County Treasurer.

Adopted. 7 ayes; 0 nays; 0 absent.

TO
THE TREASURER OF THE COUNTY OF ORLEANS, STATE OF NEW
YORK

GREETING

You are hereby notified that the Legislature of the County of Orleans, State of New York, has ascertained that the amount of money in your hands received from the avails of taxes paid on mortgages pursuant to the Tax Law available for distribution by said Board pursuant to the provisions of said Act is \$177,333.62

You are further notified that the said Legislature pursuant to Section 261 of said Tax Law has apportioned said sum to the several villages, towns and officials entitled to receive the same as follows:

To the Village of Albion:

From the amount credited to the Town of
Albion.....\$ 9,285.21

From the amount credited to the Town of
Gaines.....\$ 1,049.80

To the Village of Medina:

From the amount credited to the Town of
Ridgeway.....\$ 8,568.43

From the amount credited to the Town of
Shelby.....\$ 3,536.49

To the Village of Holley:

From the amount credited to the Town of
Murray.....\$ 3,620.61

To the Village of Lyndonville:

From the amount credited to the Town of
Yates.....\$ 1,114.16

To the Town of Albion from amount credited
to said Town for State, County and Town
purposes.....\$ 19,822.04

To the Town of Barre from amount credited
to said Town for State, County and Town
purposes.....\$ 11,782.49

To the Town of Carlton from amount credited
to said Town for State, County and Town
purposes.....\$ 14,363.79

To the Town of Clarendon from amount credited
to said Town for State, County and Town
purposes.....\$ 15,966.42

To the Town of Gaines from amount credited
to said Town for State, County and Town
purposes.....\$ 7,216.36

To the Town of Kendall from amount credited
to said Town for State, County and Town
purposes.....\$ 16,724.14

To the Town of Murray from amount credited
to said Town for State, County and Town
purposes.....\$ 18,190.29

To the Town of Ridgeway from amount credited
to said Town for State, County and Town
purposes.....\$ 26,985.20

To the Town of Shelby from amount credited
to said Town for State, County and Town
purposes.....\$ 12,538.47

To the Town of Yates from amount credited
to said Town for State, County and Town
purposes.....\$ 6,569.72

Total..... \$177,333.62

You are further notified that the respective amounts apportioned to the said Village are payable by you to the respective Treasurers of said Villages the respective amounts apportioned to the said Towns for State, County and Town purposes are payable by you to the respective Supervisors of said Towns.

You are, therefore, commanded to pay to the respective Village Treasurers of the Villages above named and to the respective Supervisors of the Towns above named, the respective sums above set forth apportioned to each respectively. And for such payment this shall be your sufficient warrant.

IN WITNESS WHEREOF, the Legislature of the County of Orleans, State of New York, has caused this Warrant to be subscribed by its Chairman and its Clerk, and its official seal to be hereunto affixed, the 12th day of May, 1993.

Frank R. Berger, Chairman
Orleans County Legislature

L.S.

Kathleen M. Ahlberg, Clerk
Orleans County Legislature

Legislator Tuohey introduced a resolution authorizing renovations to be done in the Real Property Tax Office. Seconded by Legislator Billings. Legislator Bennett mentioned that the money was not budgeted and he does not feel it is necessary. Legislator Swiercznski tabled the resolution.

Legislator Tuohey introduced a resolution setting up budget monies in the Real Property Tax budget. As this relates to the previously tabled resolution, Legislator Tuohey tabled this.

The following resolutions were then presented:

RESOLUTION NO. 283-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION REQUIRING DIRECT PAYMENT OF BENEFITS TO BE MADE FROM SELF-INSURANCE DEPARTMENT

RESOLVED, that this Legislature does hereby direct the Department of Personnel and Self-Insurance and the Orleans County Treasurer to implement the process of direct payment of Worker Compensation benefits to be made from the Self-Insurance fund, starting with the paycheck of July 16, 1993, and be it further

RESOLVED, that this implementation shall be made in compliance with existing labor agreements and all state laws, rules and regulations, and shall cover all management employees.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 284-593

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, Highway Department and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks

numbered 11223 through 11423 be paid, and that the Clerk of the Legislature, Superintendent of Highways, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution authorizing payment of a capital project claim to E. F. Johnson Co. Legislator Swiercznski tabled the resolution until the County Treasurer gets the money in order.

The following resolutions were then introduced:

RESOLUTION NO. 285-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT TO GENESEE-ORLEANS
HOMEMAKERS INC.

WHEREAS, Genesee Orleans Homemakers Inc. was paid 1991 rates for services rendered in 1992 due to the State not issuing the new rates until early 1993 and

WHEREAS, Office for the Aging can pay the increased rate from close-out funds from the 92-93 program year, now, therefore

BE IT RESOLVED, that this Legislature approves the retroactive payment of \$642.06 to Genesee Orleans Homemakers, Inc. for aid services rendered April 1 - December 31, 1992.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohy tabled a resolution authorizing the sale of County-owned property in the Town of Gaines.

Legislator Bower motioned to waive the rules to present a resolution extending a temporary Typist position in the Department of Social Services. Motion carried, with Legislator Bennett voting against the waiver. Legislator Bower then presented the following resolution:

RESOLUTION NO. 286-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION EXTENDING TEMPORARY TYPIST POSITION IN
DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby extend the Temporary Typist position in the Department of Social Services for the period of May 1, 1993 through August 11, 1993.

Adopted. 6 ayes; 1 nay, Legislator Bennett.

Legislator Swiercznski moved to waive the rules to add a resolution to the agenda authorizing the Buildings and Grounds Superintendent to prepare specifications and solicit bids for a pole barn. Seconded by Legislator Bower. Carried, with Legislators Bennett, Billings and McCarthy voting nay. The following resolution was then presented:

RESOLUTION NO. 287-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING SUPERINTENDENT OF BUILDINGS AND
GROUNDS TO PREPARE SPECIFICATIONS AND SOLICIT BIDS FOR
POLE BARN

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to prepare specifications and solicit bids for the construction of a pole barn to be located at the Emergency Management Center for use by various Orleans County departments.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and McCarthy.

Legislator Tuohy moved to waive the rules to add a resolution granting an extension for payment of an in rem auction property. Seconded by Legislator Swiercznski. Motion carried, with Legislators Bennett, Billings and McCarthy voting nay. Legislator Tuohy presented the resolution, with a second from Legislator Swiercznski. During discussion, Legislator Tuohy asked about the County losing interest on the taxes due on the property. After further discussion, Legislator Tuohy withdrew the resolution. Legislator Bennett said he would like to move the resolution. Legislator McCarthy felt this would be setting a precedent. Legislator Bennett moved to amend the

resolution to add a \$250.00 per month charge not to exceed two months. Legislator Tuohey seconded the motion. Carried. Legislator Billings also felt that this is setting a bad precedent. The following resolution was then presented:

RESOLUTION NO. 288-593

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION GRANTING EXTENSION FOR PAYMENT OF IN REM PROPERTY PURCHASED AT COUNTY AUCTION

WHEREAS, resolution no. 125-293, Setting Date and Terms for Auction of County-Owned Tax Properties, indicates that the balance of a successful and accepted bid for parcels sold at the property auction must be paid to the Orleans County Treasurer by May 28, 1993, unless extended by the Orleans County Legislature, and

WHEREAS, Arnold and Stacy Foote were the successful bidders on the property located at 5660 Oak Orchard Rd., in the Town of Barre, Tax Map No. 128-1-15, and

WHEREAS, the lender has informed Mr. and Mrs. Foote that the mortgage that has been applied for to be used for the purchase of this property will not be finalized for another approximately 60 days, be it

RESOLVED, that this Legislature grants an extension for balance due payment of this property for a period of time not to exceed sixty (60) days, and be it further

RESOLVED, that due to this extension, and a loss of interest to the County, there will be a charge of \$250.00 per month, until the property is fully paid for, not to exceed a period of two months.

Adopted. 4 ayes; 3 nays, Legislators Billings, Bower and McCarthy.

Legislator Bower moved to adjourn the meeting; seconded by Legislator Swiercznski. Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
May 26, 1993

Chairman Berger called the meeting to order at 5:10 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: resolutions adopted by Delaware County in opposition to Assembly Bill 5679 which would change the tax mapping system to metric, and regarding the right of self-government, letter from Secretary to Governor Cuomo acknowledging receipt of our resolution regarding Workers Compensation, resolution adopted by Putnam County regarding dedication of funds from cigarette sales tax, letter written by Frank Berger on behalf of the Legislature, declining invitation to the Senior Citizens of Western Orleans 25th Anniversary, due to EAP Picnic and Legislature meeting the same day, April Planning Board minutes and May agenda, notice of June Youth Board Meeting and minutes of March meeting; also Youth Director's report, acknowledgment from Disciples Methodist Church in appreciation of Legislature's donation in memory of Veeder Howard, acknowledgments from Assemblymen Nesbitt and Alesi, Assemblywoman McGee, and Senator Volker regarding our resolution opposing dumping of Canadian solid waste.

Report of Standing Committees: Legislator Tuohy reported attendance at Mental Health meeting, Self-Insurance meeting, met with Assessors and attended School Board Annual Awards Meeting. Legislator Tuohy also attended a Library Board Meeting and Open House at Town of Clarendon Firehall.

Legislator Bennett reported on a problem with the jail refrigerators. The tubes and compressors are pitted. The refrigerators are 23 years old. Legislator Swiercznski added that they are losing freon, which has to be reported and the Sheriff could be fined. Legislator Bennett said there will be a resolution for the next meeting to purchase new refrigerators.

In addition to attendance at regular committee meetings, Legislator McCarthy attended a Community Action meeting. He said Community Action has purchased a tow truck which they have been soliciting

purchased a tow truck which they have been soliciting business for; such as the Albion Police Department and Nesbitt Motors. Legislator McCarthy said he would like to look into this further.

Legislator Billings attended regular meetings; also Supervisors and Legislators meeting. When Legislator Billings commented on the lack of attendance by other Legislators, Chairman Berger said perhaps this organization should be extended to include all municipalities, including towns and villages.

Legislator Bower attended his regular meetings. He read a letter received by Jack Pease from Cindy Sherlock, the daughter of a resident at the Orleans County Nursing Home. The letter commended the staff at the Nursing Home for the exceptional and extraordinary care given to this patient. Ms. Sherlock has indicated in the letter that she has asked that memorial donations be made to the Orleans County Nursing Home, as a token of appreciation.

Legislator Berger attended the Town of Yates meeting on May 13, GLOW on May 14, Town of Ridgeway on May 17, Jail Ministry Annual Meeting on May 18; also Step III hearing, Safety Meeting on May 19 and Intercounty in Farmington on May 20. Also on May 20 he spent time at the Legislature Office and stopped at the Health Department; PIC meeting on May 21, Fire Awards Annual Meeting on May 22; spent time at Legislature office on May 25; also Village of Medina meeting; Radio meeting on May 26; also Legislature, Nursing Home and Finance meetings.

During open discussion, Legislator McCarthy suggested that anyone who has time should go to the new Clarendon building. He spoke about the picture that was unveiled last night, which is beautiful.

The following resolutions were presented:

RESOLUTION NO. 289-593

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims

against the General Fund, represented by checks numbered 11436 through 11602 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 290-593

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AWARDING BID FOR LONG DISTANCE TELEPHONE SERVICES

RESOLVED, that this Legislature does hereby award the long distance telephone service bid to M.C.I. Telecommunications Corp., of Fairport, N.Y., which was the low bidder.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 291-593

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING APPOINTMENTS TO FIRE ADVISORY BOARD

RESOLVED, that this Legislature does hereby approve appointments to a term on the Orleans County Fire Advisory Board; said term to end December 31, 1993:

<u>NAME</u>	<u>REPRESENTATION</u>
Andy Eibl	Albion Fire Department
Scott Hazel	Barre Fire Department
James Neiderhofer	Carlton Fire Department
Richard DeYoung	Clarendon Fire Department
Kirk Zinkievich	E.Shelby Fire Department
Ted Fiorito III	Fancher-Hulberton-Murray Fire Department
Francis Donovan	Holley Fire Department
Doug Jones	Kendall Fire Department
Donald Grabowski	Lyndonville Fire Dept
Gregory Barhite	Medina Fire Department
Gary Zinsmeister	Morton Fire Department
Bill Luckman	Ridgeway Fire Department

David Moden
and be it

Shelby Fire Department

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

<u>NAME</u>	<u>REPRESENTS</u>
Richard Clark	Orleans County Fire Coordinator
David Green	Orleans County Sheriff
Dale Watts	Deputy Coordinator
David Westlund	Deputy Coordinator
Paul Wagner	Deputy Coordinator
John Daniels	Fire Investigator
Charles Mele	Fire Investigator
Mark Watts	Fire Investigator
Mark Mallick	Office of Fire Prevention and Control
Howard Watts	Orleans County Fire Chiefs' Assn.
Frank R. Berger	Legislature Chairman
Lyndon D. Billings	Legislator
Marcia B. Tuohey	Legislator

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 292-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AWARDING BID FOR JANITORIAL SUPPLIES

RESOLVED, that this Legislature awards the bid for janitorial supplies to Lakeside Distributing Co. of Buffalo, N.Y., at an approximate annual cost of \$5,523.55 for Buildings and Grounds, and \$6,019.55 for the jail.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 293-593

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENTS TO THE LOCAL
EMERGENCY PLANNING COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the Local Emergency Planning Committee; said terms to expire December 31, 1993:

<u>NAME</u>	<u>REPRESENTS</u>
Frank R. Berger, Chairman Orleans County Legislature Court House Sq. Albion, New York 14411	Legislature
Richard V. Bennett Chairman Public Safety 4779 Pine Hill Rd. Albion, New York 14411	Legislature
David Green, Sheriff Orleans County Sheriff's Dept. Platt Street Albion, New York 14411	Sheriff
Richard Clark, Director West County House Rd. Albion, N.Y. 14411	Office of Disaster Preparedness
Paul Wagner 16337 Church St. Holley, New York 14470	Deputy Coordinator
Andy Lucyszyn, Director County Health Dept. Route 31, West Albion, New York 14411	Health Department
Donald Cooley, Supt. County Highway 222 W. Academy Street Albion, New York 14411	Highway Department
Owen Toale 413 Main Street Medina, New York 14103	Journal-Register
Clifton Jenney, Mgr. 40 Jackson Street Holley, New York 14470	Diaz Chemical
Gasper Pecorella 37 E. Bank Street Albion, New York 14411	Village of Albion
Senator John Daly 1316 Main St. Niagara Falls, NY 14301	

Walter Batt
3070 Oak Orchard Rd.
Albion, NY 14411

Albion Emergency
Squad

Linda Feig
Main & Center Streets
Medina, NY 14103

Medina Red Cross

Scott Hardenbrook
Route 31
Albion, NY 14411

Health Dept.

Tom Sy
Ohio St.
Medina, NY 14103

Medina Memorial
Hospital

Bernice Foote
210 N. Main St.
Albion, NY 14411

Albion Red Cross

Roger Woodworth
80 S. Main St.
Lyndonville, NY 14098

Village of
Lyndonville

Douglas Eston
Route 31 & Hindsburg Rd.
Fancher, NY 14452

Agchem Serv.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 294-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant Food Services Helper position, at Grade 1, in the Orleans County Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

County Attorney David Schubel indicated that a roll call vote should be taken on the following resolution. The roll was called as follows:

Legislator Tuohy
Legislator Bennett
Legislator Berger
Legislator Billings
Legislator Bower

Aye
Aye
Aye
Aye
Aye

Legislator McCarthy	Aye
Legislator Swiercznski	Aye

The following resolution was then adopted:

RESOLUTION NO. 295-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION DELEGATING TO THE COUNTY TREASURER (THE CHIEF FISCAL OFFICER) OF THE COUNTY OF ORLEANS, NEW YORK, THE POWER TO ISSUE NEW BONDS, NOTES OR COUPONS TO REPLACE SIMILAR BONDS, NOTES OR COUPONS LOST, DESTROYED, PARTIALLY DESTROYED OR DEFACED.

BE IT RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. Pursuant to the provisions of Section 164.00 of the Local Finance Law, the power to issue new bonds, notes or coupons to replace similar bonds, notes or coupons lost, destroyed, partially destroyed or defaced, of the County of Orleans, New York, is hereby delegated to the County Treasurer, the chief fiscal officer of said County.

Section 2. Such chief fiscal officer shall exercise such power until this County Legislature, by resolution, shall elect to reassume the same.

Section 3. In exercising such power, such chief fiscal officer shall comply with the provisions of the Local Finance Law and other applicable law.

Section 4. This resolution shall take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 296-593

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION DESIGNATING MAJORITY AND MINORITY LEADERS OF THE LEGISLATURE

RESOLVED, that George Bower is hereby designated by the Republicans as Majority Leader of the Legislature and that Ted Swiercznski is hereby designated by the Democrats as Minority Leader of the

Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

After presentation of the next resolution, Legislator McCarthy said he feels it is time that we train our own Code Enforcement Officer, and he recommends that to the proper committee.

RESOLUTION NO. 297-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CREATION AND FILLING OF POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature hereby approves the creation of a part-time, temporary, Code Enforcement Officer II position in the Buildings and Grounds Department, to be paid at a rate of \$13.63 per hour, not to exceed \$2,000.00 per year; said position to be in effect through December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 298-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION REJECTING COPIER BIDS AND AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO RE-BID

RESOLVED, that this Legislature rejects all bids which have been opened on May 14, 1993 for copiers for various county departments, and be it further

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to prepare new specifications and re-bid for copiers for various county departments.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution which would adopt a hiring policy.

RESOLUTION NO. 299-593

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENT TO BOARD OF HEALTH

RESOLVED, that this Legislature does hereby appoint Eileen Kosieracki, D.O., to complete the unexpired term of Eugene Ver, M.D., on the Orleans County Board of Health. Said term to expire on December 31, 1994.

Adopted. 7 ayes; 0 nays; 0 absent

During discussion of the next resolution, Legislator McCarthy commented that if these positions are not kept filled, the County is in jeopardy of losing some \$600,000.00 in funding.

RESOLUTION NO. 300-593

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION AUTHORIZING CREATION AND ABOLISHING OF POSITIONS AND FILLING OF VACANCY IN HEALTH DEPARTMENT

WHEREAS, the County Health Department is now able to fill a Public Health Nurse position with a qualified Public Health Nurse, in order to perform work necessary for State Aid funding;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby abolish a recently created full-time Registered Nurse position, at Grade 13 of the CSEA Salary Schedule, and recreate and fill a full-time Public Health Nurse position, at Grade 15 of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 301-593

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE A RELEASE OF TROLLEY RIGHT-OF-WAY RECONVEYANCE PRIVILEGE

WHEREAS, by Quit Claim Deed dated August 6, 1954 and recorded August 18, 1954 in the Orleans County Clerk's Office in Liber 263 of Deeds at Page 381, the

County of Orleans through the Board of Supervisors conveyed to Albert Piedmonte and Grace Piedmonte the former Rochester, Lockport and Buffalo trolley right-of-way which went across their premises on both sides of the Lynch Road in the Town of Murray, and

WHEREAS, the deed contained the usual requirement of reconveyance upon demand to the County for the payment of \$5.00, and

WHEREAS, there came a time where it was determined that the County would not be requesting such a reconveyance, and

WHEREAS, the present owners of the premises, Steve Piedmonte and his wife, Sondra A. Piedmonte, are desirous of a release from the County terminating the reconveyance privilege, now, therefore, be it

RESOLVED, that this Legislature hereby authorizes its Chairman or the County Treasurer to execute a release of trolley right-of-way reconveyance privilege covering only so much of the former Rochester, Lockport and Buffalo Railroad Corporation right-of-way owned by the said Albert Piedmonte and Grace Piedmonte at the time they received a deed from the County of Orleans, recorded in Liber 263 of Deeds at Page 381, and be it further

RESOLVED, that the consideration to be paid for such release shall be in the amount of \$50.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 302-593

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION REFERRING ORLEANS COUNTY AGRICULTURAL DISTRICT NO. 9 (ALSO KNOWN AS THE CARLTON AGRICULTURAL DISTRICT) TO THE ORLEANS COUNTY PLANNING BOARD AND AGRICULTURAL FARMLAND AND PROTECTION BOARD FOR EIGHT-YEAR REVIEW

WHEREAS, the thirty-day public review period for the eighth year review of Orleans County Agricultural District No. 9 (also known as the Carlton Agricultural District) which includes portions of the Towns of Carlton, Gaines, and Ridgeway has expired;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby refer Orleans County Agricultural District No. 9 to the Orleans County

Planning Board and the Orleans County Agricultural Farmland and Protection Board for their review and recommendations.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 303-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING AN ADDENDUM TO FUEL FARM COST AGREEMENT WITH ERDMAN ANTHONY AND ASSOCIATES

BE IT RESOLVED, that the Legislature does hereby authorize an addendum to the Erdman Anthony and Associates Fuel Farm Cost Agreement to include \$1,925.00 for site survey and topography, \$1,800.00 to design second fuel island. To be paid in accordance with the original authorized (Res. No. 203-493) Agreement (completion of project).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 304-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE AWARDED OF THE BATES ROAD BRIDGE CONTRACT

BE IT RESOLVED, that the Legislature does hereby award the Bridge Contract for Bates Road Bridge (BIN #3318930) to Keeler Construction Co., Inc. of Albion, New York for \$253,020.00, the low bid for the project.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 305-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING REJECTION OF ALL BIDS ON SAWYER ROAD BRIDGE

BE IT RESOLVED, that the Legislature does hereby authorize the Superintendent of Highways to reject all bids received for the Sawyer Road Bridge (BIN

#3319020).

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 306-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING BRIDGE BOND MONIES FOR FEDERAL I.S.T.E.A. PROJECTS (COUNTY SHARE)

BE IT RESOLVED, that the Legislature does hereby authorize the use of the remainder of Bridge Bond Monies for County share of costs for replacement of selected County Bridges under the Federal I.S.T.E.A. Act of 1991 (Fed. share 80% - Local 20%).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 307-593

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING CONTRACT WITH THE GENESEE COUNCIL ON ALCOHOLISM & SUBSTANCE ABUSE, INC. FOR ORLEANS COUNTY EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

WHEREAS, the Orleans County Employee Assistance Program Committee has been appointed by this Legislature to arrange for Employee Assistance Services; and

WHEREAS, the Genesee Council on Alcoholism & Substance Abuse, Inc. possess the expertise to provide assessments, referrals, counseling, education, training and consultation;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby agree to enter into a contract with the Genesee Council on Alcoholism and Substance Abuse, Inc. providing for employee assistance services from January 1, 1993 to December 31, 1993, at an annual cost of \$3,150.00; \$1,000.00 shall come from the Orleans County General Fund and \$2,150.00 from the EAP Committee.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 308-593

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE FILLING OF A VACANT YOUTH CARE WORKER POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill a vacant position of Youth Care Worker. Said position to be placed in Grade 4 of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 309-593

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING PURCHASE IN SHERIFF'S DEPARTMENT

WHEREAS, the previous supplier is unable to deliver the necessary uniform parts to the Orleans County Sheriff's Department, therefore be it

RESOLVED, that this Legislature authorizes the purchase of uniform pants, and shirts at a cost of \$2,514.75 out of the jail budget 3150.418, and \$1,941.00 out of the Sheriff's budget 3110.418. Said purchases to be made from United Uniform Company, Inc.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 310-593

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION TO CREATE/FILL POSITIONS IN THE ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby create the following position in the Orleans County Sheriff's Department:

One (1) Temporary Correction Officer

FURTHER RESOLVED, that this Legislature does hereby authorize the Sheriff to fill the following positions in the Sheriff's Department:

Two (2) Temporary Correction Officers
Two (2) Part-time Correction Officers
One (1) Part-time Cook

and be it

FURTHER RESOLVED, that all part-time and temporary employees shall be eligible only for those benefits required by law.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 311-593

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENT WITH MONROE COUNTY MEDICAL EXAMINER'S OFFICE

RESOLVED, that this Legislature does hereby approve the agreement with Monroe County Medical Examiner's Office, providing Orleans County with Medical Examiner's services for the calendar year 1993 at an annual cost of \$22,500.00; payment to be made June 30, 1993 and January 15, 1994, in two equal installments of \$11,250.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 312-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING RENOVATIONS IN REAL PROPERTY TAX OFFICE

RESOLVED, that this Legislature authorizes renovation work to be done in the Real Property Tax Office, which will consist of enclosing an office for the Real Property Tax Director; cost not to exceed \$650.00, to be paid from account 1355.210 - Real Property Furniture and Furnishings.

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent.

RESOLUTION NO. 313-593

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING SETTING UP OF BUDGET MONIES IN
REAL PROPERTY TAX BUDGET

RESOLVED, that this Legislature authorizes the
setting up of new budget monies in the Real Property
Tax Office budget, as follows:

<u>Revenue Acct. A1250</u>	<u>Appropriation</u>
	<u>Acct. 1355.210</u>
Tax Map Fees	Furniture & Furnishings
\$730.00	\$730.00

such monies to be used for the purpose of renovations
in the Real Property Tax Office.

Adopted. 7 ayes; 0 nays; 0 absent.

Upon the County Attorney's recommendation, Legislator
Tuohey tabled a resolution that would authorize the
sale of county-owned property in the Town of Gaines.

RESOLUTION NO. 314-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIM

RESOLVED, that this Legislature authorizes payment
of \$394,811.26 to be made to E.F. Johnson Co. in
payment of radio equipment received; said payment to
be made from Radio Communication System Capital
Project Account, H1650.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski moved to waive the rules, with
a second by Legislator Bower, to add a resolution,
regarding a foreclosed property, to today's agenda.
Motion carried, with Legislator Bennett voting nay.
During discussion of the resolution, Chairman Berger
said that when the rubbish removal is done
representatives should be present from the Health
Department and the Sheriff's Department. The

following resolution was then adopted:

RESOLUTION NO. 315-593

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS
DEPARTMENT TO REMOVE RUBBISH FROM CERTAIN FORECLOSED
PROPERTY

WHEREAS, the county foreclosed on property located
at 534 Densmore Street in Albion, and

WHEREAS, the Village of Albion Code Enforcement
Officer has notified the county that this property is
in an unsafe and unsanitary condition, now, therefore,
be it

RESOLVED, that the Buildings and Grounds
Superintendent is hereby authorized to remove debris,
rubbish and waste material from this property and make
any minor repairs to eliminate any hazardous
conditions.

Adopted. 7 ayes; 0 nays; 0 absent.

After adoption of the above resolution, a proposed
resolution for the next meeting, regarding exemption
of municipalities for a proposed energy tax, was
reviewed. Legislator Tuohey indicated that she would
like the resolution changed before it is presented on
June 9.

Legislator McCarthy moved to adjourn, with a second by
Legislator Billings. Carried.

Meeting adjourned at 6:00 p.m.

LEGISLATURE MEETING
June 9, 1993

The meeting was called to order at 4:40 p.m. by Chairman Berger. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

Report of Standing Committees: Legislator Bennett attended his regular committee meetings. He announced that the Supervisors meeting on June 15 will have a representative from the Association of Towns as the speaker. He asked that the Legislators try to attend. Chairman Berger asked Legislator Bennett if he has brought up the suggestion of changing the name of the organization to include all municipalities; possibly the attendance will increase. Legislator Tuohy said more would attend from Villages, etc. if there was a subject on the agenda that is of particular interest to them.

Legislator Swiercznski attended his usual committee meetings, including Buildings & Grounds, Highway, Social Services and Nursing Home. He also attended the Radio meeting on June 9.

Legislator McCarthy attended his usual committee meetings. He announced that on June 15 at 9:00 a.m. there will be a joint meeting of the Mental Health and Social Services committees.

Legislator Billings reported attendance at his usual meetings.

Legislator Bower attended his regular meetings.

Chairman Berger attended a GLOW meeting at GCC on May 27, also met with CEO's of GLOW after the regular meeting; met with County Attorney regarding solid waste, attended Finance Committee meeting on June 1; also went to Health Department. Chairman Berger was at the Legislature Office on June 4 for a grievance hearing. On June 5 Chairman Berger went to the 90th anniversary celebration for the Village of Lyndonville; which was rained out, June 8 he met with the Director of GLOW; Solid Waste meeting that evening, Radio Committee meeting on June 9, and cooked at Employee Recognition Picnic on June 9.

During open discussion, Don Metzger thanked Legislator Billings for bringing an error to his attention regarding a resolution for Mental Health. Mr. Metzger will provide a corrected resolution.

Legislator Tuohey withdrew a resolution in support of exemption of counties, states and local governments from proposed energy tax.

The following resolutions were then adopted:

RESOLUTION NO. 316-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION 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 1994, in accordance with the provisions of section 406 of the Real Property Tax Law as requested in writing by the respective villages.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 317-693

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 11616 through 11774 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

Vice-Chairman Billings took the chair, to enable Chairman Berger to present a resolution regarding the date of creation of Orleans County.

After a second by Legislator McCarthy, Legislator Swiercznski remarked that the county seal, which includes the year "1826" is on the County flag and letterhead. The following resolutions were then adopted:

RESOLUTION NO. 318-693

By Legislator Berger, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION RECOGNIZING DATE OF CREATION OF ORLEANS COUNTY

RESOLVED, that the Orleans County Legislature hereby recognizes that on April 15, 1825 the New York State Legislature amended its legislation of November 12, 1824, which created Orleans County as of January 1, 1826, to an effective date of April 15, 1825; as listed in the Laws of New York - Chapter CLXXXI, 1825, Page 273.

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent

RESOLUTION NO. 319-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MOTOR VEHICLE OFFICE

RESOLVED, that this Legislature authorizes the Orleans County Clerk to fill the vacant Motor Vehicle Application Examiner position in the Motor Vehicle Office at Grade 5.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution regarding the Crime Victim Assistance program position and transfer of funds to District Attorney's budget. The following resolutions were then adopted:

RESOLUTION NO. 320-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION SETTING UP NEW BUDGET MONIES IN OFFICE FOR THE AGING ACCOUNTS.

WHEREAS, the Office for the Aging has been awarded a Health Promotion Grant by New York State in the amount of \$17,292.00, be it

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

Revenue Account

A4772	\$17,292.00
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Appropriation Account

6772.100	Personal Services	\$ 4,875.00
6772.250	Other Equipment	5,235.00
6772.411	Supplies	208.00
6772.418	Health Prog.Sup/Lab	4,475.00
6772.418	Xerox	78.00
6772.418	Advertising	750.00
6772.461	Postage	522.00
6772.462	Travel	700.00
9060.650	Fringe	449.00

Total	\$17,292.00
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Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to table a resolution regarding transfers in the Office for the Aging budget. Carried. The following resolutions were then adopted:

RESOLUTION NO. 321-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION ADOPTING HIRING POLICY

RESOLVED, that this Legislature does hereby adopt the hiring policy as prepared by the Labor Relations Committee, and be it further

RESOLVED, that all hiring in all county

departments will be in accordance with this policy.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution that would authorize the use of the courthouse steps for a prayer rally. After a second by Legislator Bennett, Legislator Bower questioned the legality of this, as far as separation of church and state. Legislator Tuohey asked the County Attorney's opinion. Mr. Schubel said there is a concern; it is not so much being sued for allowing this, but what happens if you are approached by a group that is not part of the mainstream of this county and you deny them permission. Legislator Bennett said that in this case, we are not telling people who to pray to. After further discussion, Legislator Billings moved to call the question; seconded by Legislator Bower. Carried. The following resolutions were then adopted:

RESOLUTION NO. 322-693

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING USE OF COURT HOUSE STEPS FOR PRAYER RALLY

WHEREAS, the Greater Orleans United Evangelistic Crusade will be held in September, and

WHEREAS, the Chairperson of the Greater Orleans United Evangelistic Crusade is planning to hold a Prayer Rally on Saturday July 17 from approximately 7:00 - 8:00 p.m., in conjunction with the upcoming September Crusade, now, therefore, be it

RESOLVED, that this Legislature authorizes the north court house steps and sidewalk area to be used for the purpose of this Prayer Rally on July 17, 1993 from approximately 7:00 - 8:00 p.m., pending the submission of a Certificate of Insurance.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 323-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO SOLICIT BIDS FOR OFFICE SUPPLIES

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to solicit bids for office supplies for use by County departments, agencies and municipalities.

Legislator Bower introduced a resolution that would approve the Staff Development Coordinator salary. Seconded by Legislator Swiercznski. Legislator Bower said that he and Legislator Swiercznski met regarding this, and in Legislator Bower's opinion it is important that we do this. The following resolution was then voted on and defeated:

RESOLUTION NO. 324-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING STAFF DEVELOPMENT COORDINATOR SALARY

RESOLVED, that this Legislature does hereby approve the Staff Development Coordinator position in the Department of Social Services to be slotted at Grade 3 of the Management Salary Schedule; and be it

FURTHER RESOLVED, that said salary and fringe benefits shall be 100% reimbursable from State funds.

DEFEATED 4 nays; Legislators Bennett, Billings, Swiercznski and Tuohey, 3 ayes; 0 absent.

The following resolutions were then adopted:

RESOLUTION NO. 325-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the vacant RN position in the Orleans County Nursing Home to be filled at Grade 14.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 326-693

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION DESIGNATING NUMBER OF WORKING HOURS FOR
WORK EXPERIENCE CREW LEADER

RESOLVED, that the position of Work Experience Crew Leader, which is included in the Management Compensation Plan, shall be required to work a minimum of forty (40) hours per week.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings introduced a resolution authorizing an agreement between Self-Insurance and Allied Claim Services. The County Attorney suggested amending the resolution to say "claims management services", rather than "legal services". Legislator Billings moved the amendment, with a second by Legislator Tuohey. Carried. The following resolution was then adopted:

RESOLUTION NO. 327-693

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING AGREEMENT BETWEEN
SELF-INSURANCE AND ALLIED CLAIM SERVICES

RESOLVED, that this Legislature does hereby approve the agreement between Allied Claim Services, Inc. of Buffalo, New York, and Orleans County Self-Insurance, for the provision of claims management services for the Orleans County Self-Insurance Plan; said agreement to be effective from June 10, 1993 through June 9, 1994, at a rate of \$29.95 per hour plus \$5500.00 to cover the cost of hearings.

Adopted. 6 ayes; 1 abstention, Legislator Bower; 0 absent.

Legislator McCarthy presented a resolution authorizing the Mental Health Department to request funding from NYS Mental Health. After a second by Legislator Bower, Legislator Tuohey said she feels it was not right for this to be applied for without first getting approval from this Board. Legislator Bennett said he

has no problem with the department using this money for case management, but does have a problem with the state funding advocacy groups. Legislator Billings said he has problems with some of this too. The resolution was then voted on and defeated:

RESOLUTION NO. 328-693

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH TO REQUEST \$131,890. OF FUNDING FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH

WHEREAS, the NYS Office of Mental Health has advised the Department of Mental Health of new funding available in 1993-1994; and

WHEREAS, based on needs assessment projections and local planning, the Orleans County Department of Mental Health wishes to request \$131,890 of the new funding for the following:

Adult ICM/Coordinator Program	\$38,583.
Enhanced Psychosocial Club	27,991.
Friends of the Mentally Ill of Orleans County, Inc.	16,500.
New Employment Program	16,000.
Children's Case Manager/24 Hour Emergency Service for Children	<u>31,816</u>
	\$131,890.

and

WHEREAS, as per resolution No. 278-593, these programs are 100% funded, involving no county cost, including administrative cost,

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does authorize the Orleans County Department of Mental Health to request \$131,890. in already existing funding mechanisms.

DEFEATED. 4 nays; Legislators Bennett, Billings, Swiercznski and Tuohey; 3 ayes; 0 absent.

The following resolutions were then adopted:

RESOLUTION No. 329-693

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING STUDENT INTERNSHIP FOR MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreement between the county and the following student intern to the Mental Health Department.

Mary Olsen-Lichti, as a Clinical Psychologist Intern for an average of 21 hours per week, commencing June 21, 1993 through May 31, 1994; stipend for said time period to be \$9,583.18, payable in twice monthly installments of \$416.66 with a county cost for said agreement of \$4,791.59; such funds having been allocated in the 1993 budget. Income generated from this intern will be at least \$11,403.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION No. 330-693

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreement between the county and the following student intern to the Mental Health Department.

JUDY RUSSELLI, as a Social Work Student Intern for an average of 14 hours per week, commencing June 10, 1993 through May 31, 1994; stipend for said time period to be \$1,840. payable in twice monthly installments of \$80.00 each with a county cost for said agreement to be \$920; such funds having been allocated in the 1993 budget.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution that would approve a lease agreement between Bryce Marine and the Sheriff's Department. After a second by Legislator Billings, Legislator Bower asked if three quotes were obtained for this service, in compliance with our

purchasing policy. Legislator Bennett said he did not know. Legislator McCarthy said that Bryce Marine gave this price on the basis of the County taking this agreement for three years. Legislator Bennett will contact Sheriff Green regarding the quotes. Legislator Billings moved to call the question; seconded by Legislator Bennett. The following resolutions were then adopted:

RESOLUTION NO. 331-693

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING LEASE AGREEMENT BETWEEN BRYCE MARINE AND SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Sheriff of Orleans County to enter into a lease agreement with Bryce Marine for the use of a 19' Alumacraft boat with an 85 HP motor to be used on Lake Alice; and be it further

RESOLVED, that this lease shall run from June 1, 1993 through September 30, 1993 at a total cost of \$1050.00; actual value of boat being \$7,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 332-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING ORLEANS COUNTY NURSING HOME TO CONTRACT WITH MPC HEALTH CARE SERVICES FOR PRESCRIPTION DRUGS

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to enter into a contractual agreement for a period of three years with MPC Health Care Services, for the purchase of prescription drugs; said vendor having been the lowest bidder for this service.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 333-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING SEAR-BROWN ASSOCIATES AS
ARCHITECTURAL/ENGINEERING FIRM FOR NURSING HOME
ADDITION AND RENOVATION

RESOLVED, that this Legislature does hereby approve the appointment of Sear-Brown Associates to be principal Architectural/Engineering Firm for the Nursing Home addition and renovation project, and be it further

RESOLVED, that expenditures by Sear-Brown will be in accordance with those approved in the Certificate of Need, and will not exceed \$2,000.00

RESOLUTION NO. 334-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE ORLEANS COUNTY NURSING HOME AND THE ORLEANS COUNTY SHERIFF TO PURCHASE THROUGH PRIME SERVICES, INC.

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home and the Orleans County Sheriff's Department to purchase products through the buying group Prime Services, Inc.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 335-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AMENDING ORLEANS COUNTY NURSING HOME'S CERTIFICATE OF NEED REQUEST

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home to amend the Certificate of Need which has been submitted to New York State for 36 new RHCF beds; resubmission shall call for a total renovate of "C" wing, the addition of 3 new RHCF beds, and the adding of 2 Respite beds.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings introduced a resolution that would

approve the appointment of the Executive Director of I.D.A., and include the position in the Self-Insurance Plan. Legislator Tuohey said she has a problem with approving this when we have no say in it. County Attorney Schubel said the contract with I.D.A. says that the advice of this Legislature should be sought. The following resolutions were then adopted:

RESOLUTION NO. 336-693

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING THE APPOINTMENT OF AND APPROVING SELF-INSURANCE COVERAGE FOR EXECUTIVE DIRECTOR OF ORLEANS COUNTY I.D.A.

RESOLVED, that the Orleans County Legislature does hereby approve the appointment of Victoria Pratt by the Orleans County I.D.A. to the position of Executive Director, and be it further

RESOLVED, that the Orleans County Legislature approves the coverage of the I.D.A. Director by the Orleans County Self-Insurance Plan, effective immediately; reimbursement to be made by COIDA to the Orleans County Treasurer's Office for the exact cost of coverage.

Adopted. 4 ayes; 3 nays, Legislators Bower, McCarthy and Tuohey.

RESOLUTION NO. 337-693

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING ABOLISHING AND CREATING POSITIONS IN HEALTH DEPARTMENT, AND FILLING VACANCY

RESOLVED, that this Legislature authorizes the abolishment of one part-time (20% FTE) Public Health Nurse position, and approves the creation and filling of a part-time (60% FTE) Public Health Nurse position at Grade 15 in the Orleans County Health Department

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 338-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENT TO YOUTH BOARD

WHEREAS, several vacancies exist on the Orleans County Youth Board due to resignations, and

WHEREAS, applications have been accepted to fill said vacancies, and

WHEREAS, the Youth Board and Legislature liaison do recommend that appointments be made at this time, now, therefore, be it

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

<u>NAME</u>	<u>REPRESENTS</u>	<u>TERM EXPIRES</u>
Rob Oehlbeck II Holley, N.Y.	Youth	12/31/95
Terry Wilbert Albion, N.Y.	At-Large	12/31/95

Adopted. 7 ayes; 0 nays; 0 absent.

On the advice of the County Attorney, Legislator Tuohy withdrew a resolution authorizing the sale of county-owned property in the Town of Gaines. The following resolutions were then adopted:

RESOLUTION NO. 339-693

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING PURCHASE IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of a ceiling cassette air conditioner for the dispatch room at the Orleans County Sheriff's Department; said purchase to be made from the Radio Communications Capital Project Account H1650, at a cost of \$3,819.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 340-693

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PURCHASES IN SHERIFF'S
DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of the following equipment in the Orleans County Sheriff's Department:

Reach-in cooler for jail kitchen - \$4,750.00

5-ton heat pump for jail recreation
room - \$4,944.00

both purchases to be made from VanErnst Refrigeration;
paid from account 3150.250 - Jail, Other Equipment.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett motioned to adjourn; seconded by
Legislator Billings.

Meeting adjourned at 5:25 p.m.

LEGISLATURE MEETING

June 23, 1993

The Chairman called the meeting to order at 4:40 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present, with the exception of Legislator McCarthy.

The Clerk presented the following communications: resolution adopted by Essex County in support of Senator Ronald Stafford's opposition to legislation which would impose further restrictions on land use in the Adirondack Park, resolution adopted by Tioga County regarding right of self-government in the matter of effecting state legislated programs requiring local tax levy, letter from Senator Moynihan acknowledging receipt of our resolution regarding dumping of Canadian waste, letters of acknowledgement from Senator Daly regarding our resolutions urging repayment of money transferred from state insurance fund, and \$18 million cut in state aid to probation services, minutes of May Soil and Water meeting.

Report of Standing Committees: Legislator Bower reported attendance at his regular committee meetings.

Legislator Billings attended his regular meetings.

Legislator Swiercznski attended his regular meetings, including Nursing Home, Social Services, Buildings and Grounds, Highway and Radio. He asked if summer hours have been posted yet. Legislator Swiercznski spoke about junked cars at the impound area that have to be removed. He also spoke about a meeting with Planning and Housing this morning. He said as new housing is created for welfare recipients, none of the existing housing is closed down, putting more and more people into this housing. Legislator Swiercznski suggested that the Planning Committee do some follow-up on this matter.

Legislator Bennett attended his regular meetings. He said that the County Attorney has been doing some research on the County's policy regarding delinquent taxes and he would like to discuss this today.

Legislator Tuohey attended her regular meetings, also EAP on June 10. She said the EAP committee members were appreciative of the Legislators' attendance at the picnic - especially those that cooked. Legislator Tuohey attended a meeting with Highway regarding the Fuel Farm; also Mental Health, Supervisors meeting on June 15; also attended a joint meeting with Mental Health and Social Services regarding a prospective

program. Legislator Tuohey also attended an open house at the Newell Shirt Factory; also a Public Health meeting; radio meeting and Planning meeting.

Chairman Berger was at the Legislature office on June 16, went to Intercounty in Wellsville on June 17, Open House at Newell Shirt Factory; Erie Canal meeting in Brockport, Fire Chief's meeting in Carlton. Legislator Berger attended two Step III hearings at the Legislature office; also Village of Medina meeting and radio meeting on June 23.

During Open Discussion, Bob Harrold presented the Legislature with a scenic picture taken in the Village of Lyndonville, in appreciation for all that the Legislature has done for that village.

Legislator Tuohey presented a resolution authorizing the CAO to solicit bids for the telephone system; seconded by Legislator Bennett. Legislator Tuohey asked if the bonding for the telephone system could be combined with that of the fuel farm. Mr. Dudek responded that he will not be ready to bid the telephone system for about another month, but it could be included in the bonding since we know the approximate cost. Legislator Tuohey asked Mr. Dudek to think it over for the July meeting.

The following resolutions were then adopted:

RESOLUTION NO. 341-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO SOLICIT BIDS FOR TELEPHONE SYSTEM

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to solicit bids for the purchase of a replacement telephone system to service the Orleans County office complex.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 342-693

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING APPOINTMENTS TO GENESEE,
LIVINGSTON, ORLEANS AND WYOMING PRIVATE INDUSTRY
COUNCIL

WHEREAS, the Chief Elected Officials of Genesee, Livingston, Orleans and Wyoming counties have the responsibility of appointing members to the Private Industry Council; and

WHEREAS, the Council does not have representatives for Veterans or Public Assistance, and there is a vacancy for the representative of Anchor Bank, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the Chairman's appointments, as follows:

<u>NAME</u>	<u>REPRESENTATION</u>
Franklin Tower	Veterans
Dane Sprague	Public Assistance
Fritz Hart	Anchor Bank

all of the above terms to run from July 1, 1993 through June 30, 1996.

Adopted. 6 ayes; 1 absent, Legislator McCarthy, 0 nays.

RESOLUTION NO. 343-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING RECORDS MANAGEMENT OFFICER TO
ACCEPT RECORDS MANAGEMENT GRANT AND CREATE AND FILL
POSITION

WHEREAS, the Records Management Officer was previously authorized by Resolution No. 553-1192, to apply for a grant for a microfilming project to protect permanent and vital records located in the Treasurer's Office, and

WHEREAS, this grant has been awarded, in the amount of \$34,488.00, now, therefore, be it

RESOLVED, that this Legislature authorizes the Records Management Officer to accept this grant, and be it further

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies as follows:

Revenue:

A3060 State Aid \$ 34,488.00

Appropriations:

1460.100 - Personal Services \$ 7,064.00

1460.220 - Office Equipment \$ 7,465.00

1460.418 - Other Contractual \$ 17,250.00

1460.411 - Office Supplies \$ 460.00

Total: \$ 32,239.00

remaining balance of \$2249.00 to be allocated for benefits and other expenses at a later date, and be it further

RESOLVED, that this Legislature authorizes the creation of a part-time Clerk position; personal services and related expenses to be covered by this grant.

RESOLUTION NO. 344-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT WITH NYS DIVISION OF EQUALIZATION AND ASSESSMENT FOR COMPUTER PROCESSING FOR TAX ROLLS AND BILLS

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the NYS Dept. of Equalization and Assessment providing for data entry and computer processing, which in turn provides assessment rolls and bills for the County, Towns and Schools; said agreement to be in effect April 1, 1993 through March 31, 1994 at an estimated cost of \$14,152.90.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 345-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes the payment of Capital Project Claims, to be paid from H1650, Radio Communications System Capital Project Account, as follows:

E. F. Johnson Co. for payment of tower equipment and project management.....\$68,650.00

Iversen Construction Corp. for payment of relocating door and frame.....\$ 5,247.00

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 346-693

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 11786 through 11947 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

During discussion of the following resolution, Legislator Bennett said he does not know why we are taking money out of the Solid Waste Reserve Account, rather than contingency. Legislator Tuohy said there was a discussion regarding this a few months ago. The following resolution was then adopted:

RESOLUTION NO. 347-693

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND SETTING UP NEW BUDGET MONIES FOR SPECIAL COUNSEL CONCERNING MCKENNA LANDFILL

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$13,025.07 from Solid Waste Capital Reserve to General Fund Revenue A5031, and be it further

RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies as follows:

Revenues

A5031 Interfund Transfers \$13,025.07

Appropriations

A1930 Judgments and Claims \$13,025.07

Adopted. 5 ayes; 1 absent, Legislator McCarthy; 1 nay, Legislator Bennett.

RESOLUTION NO. 348-693

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO ADVERTISE FOR PICK-UP AND DISPOSAL OF USED TIRES:

RESOLVED, that the Orleans County Highway Superintendent be and hereby is authorized to advertise for proposals, for the pick-up and disposal of used tires; said service to be provided twice in 1993.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 349-693

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION RESCINDING RESOLUTION NUMBER 94-293

RESOLVED, that this Legislature rescinds resolution number 94-293, which set the salary for a

part-time Clerk in the Orleans County Highway Department; resolution being rescinded due to the fact that this position does not exist in the Highway Department.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

Legislator Swiercznski introduced a resolution authorizing approval of an indemnity agreement with Waste Management; seconded by Legislator Tuohey. The County Attorney explained the agreement, including the fact that Waste Management will be responsible for any damages up to \$100,000.00 per mile. This agreement was suggested by the County Planning Board. Legislator Billings questioned whether or not Soil & Water's approval is necessary. The following resolutions were then adopted:

RESOLUTION NO. 350-693

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING APPROVAL OF INDEMNITY AGREEMENT BETWEEN ORLEANS COUNTY AND WASTE MANAGEMENT OF NEW YORK, INC.;

RESOLVED, that this Legislature does hereby approve the Indemnity Agreement between Orleans County and Waste Management of N.Y., Inc. which will indemnify and save harmless the County of Orleans from damages and costs for the degradation of Transit Road or any liabilities, losses or damages incurred until completion of the closure of the Orleans County Sanitary Landfill site, or September 30, 1993, whichever shall first occur.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 351-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION ESTABLISHING STAFF DEVELOPMENT COORDINATOR SALARY IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to hire

James Pratt as Staff Development Coordinator at Grade 2, Step 7 (\$22,246) of the Management Salary Schedule commensurate with his experience and background for this position.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 352-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANT POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the following vacant positions:

Caseworker

Youth Care Worker.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 353-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT BETWEEN FOSTER CARE AGENCY AND THE DEPARTMENT OF SOCIAL SERVICES

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

New Life Homes, Bath, NY for provision of foster care services; to be effective July 1, 1993 through June 30, 1994 at a cost of \$23,287 per child per year. County cost is \$7,918 per child per year.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 354-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING ADDITION OF \$25,000 TO LEAD POISONING PREVENTION PROGRAM GRANT IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the State Department of Health has notified the County Health Department that they are increasing the budget for Orleans County, for the Lead Poisoning Prevention Program, to total \$40,000, for the contract period April 1, 1993 through March 31, 1994;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve of adding \$25,000 to appropriation Account A4010.418 and \$25,000 to Revenue Account A3472.

Adopted. 4 ayes; 1 absent, Legislator McCarthy, 2 nays; Legislators Billings and Bower.

RESOLUTION NO. 355-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING USE OF COUNTY ADMINISTRATION BUILDING CONFERENCE ROOM BY AMERICAN RED CROSS FOR BLOOD DRIVE

RESOLVED, that this Legislature does hereby authorize the use of Conference Room A - C at the County Administration Building for an "Orleans County Employee Blood Drive" to be held on July 9, 1993, between the hours of 9:00 a.m. and 3:00 p.m.; said blood drive is being conducted by the American Red Cross through the County Health Department.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 356-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING COUNTY TREASURER TO ACCEPT
PRORATED TAX PAYMENT FROM VILLAGE OF MEDINA

WHEREAS, the Village of Medina foreclosed on certain parcels located within the Village of Medina, and subsequently sold the property to new owners without collecting the unpaid County taxes, and

WHEREAS, the Village sold the parcels for less than the taxes due; and wishes to prorate the sale price between the County and the Village, as follows:

Ridgeway; #69.17-1-17 Sale Price: \$1,000.00

Village share: \$596.29
County share: \$403.71

Shelby; #80.9-3-49.2 Sale Price: \$ 200.00

Village Share: \$172.70
County Share: \$ 27.30

now therefore, be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to accept the prorated share from the Village of Medina.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

RESOLUTION NO. 357-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION DESIGNATING DEPOSITORIES

RESOLVED, that pursuant to Section 212 Subdivision 3 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 that listed below:

Marine Midland Trust Company - Western.	\$ 3,000,000.00
Fleet Bank	\$15,000,000.00

Manufacturer's & Traders Trust Company - Lyndonville	\$ 4,500,000.00
Chase Lincoln	\$ 2,500,000.00
Chemical Bank	\$ 2,000,000.00
Key Bank of N.Y.	\$ 1,000,000.00

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0
nays.

RESOLUTION NO. 358-693

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PURCHASE OF RADIO EQUIPMENT

WHEREAS, the County of Orleans has contracted for the installation of an 800 megahertz public safety/public service radio network by the E F Johnson Company; and

WHEREAS, it has been determined by the Legislature Radio Project Oversight Committee that certain interfaces to conventional radio communications channels are an advantage to the system users; and

WHEREAS, it is possible to directly contract for the purchase and installation of such interface equipment without affecting the E F Johnson warranty; now, therefore, be it

RESOLVED, that this Legislature does authorize the Project Manager to purchase the components and equipment outlined below, on a timetable as required by the Project progress, in a total amount not to exceed \$22,918.00, and be it further

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to pay for said items from the Radio Communication System Capital Project Account H1650, subject to the standard purchasing and audit policies:

Revised tower stress analysis by
manufacturer UNR-Rohn, per their quote \$ 2,000.00

Installation of antennas and hard line
by qualified contractor - estimate - \$ 4,200.00

Additional electrical work in Jail dispatch room to allow relocation of Uninterruptible Power Source due to equipment layout changes - estimate -	\$ 1,000.00
2,000 feet of 7/8" foam core coaxial hard line in cut lengths, delivered	\$ 9,260.00
5 Antenna Specialists Model ASP710 antennas	\$ 2,700.00
3 Antenna Specialists Model ASP682 antennas	\$ 1,242.00
8 Ply-Phaser lightning protectors	\$ 984.00
8 Antenna Specialists clamp sets	\$ 656.00
4 Antenna Specialists sidearm mount kits	\$ <u>876.00</u>

Estimated
total: \$22,918.00

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0
nays.

RESOLUTION NO. 359-693

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION SETTING UP NEW BUDGET MONIES IN PLANNING
AND DEVELOPMENT TOURISM BUDGET

WHEREAS, the tourism budget anticipated \$4,400 in
revenues from advertisers and was intended for County
Travel Guide production but did not include an
appropriation item; and

WHEREAS, an additional \$1,561 in revenue was
received above the \$4,400 budgeted;

NOW, THEREFORE, BE IT RESOLVED, that the County
Treasurer is hereby authorized and directed to set up
new budget monies in the Planning and Development
Tourism Budget as follows:

Appropriation Account:

A6410.468 I Love NY Matching Funds \$1,561

Revenue Account: A2000 \$1,561

Transfer From:

Contingency Account: A1990 \$4,400

Transfer To:

Appropriation Account:

A6410.468 I Love NY Matching Funds \$4,400.

Adopted. 5 ayes; 1 absent, Legislator McCarthy; 1 nay, Legislator Tuohey.

Legislator Bower introduced a resolution that would authorize transfers in the Office for the Aging budget. Seconded by Legislator Swiercznski. During discussion, Legislator Billings said he has a problem with money being spent that was saved elsewhere. Legislator Bower said it comes down to wanting the \$1,000.00 that had been cut. He suggested changing the \$1400.00 to be transferred into travel to \$400.00. Legislator Billings moved to amend the resolution as such and to reduce Personal Services to \$10,266.00, with \$1,000.00 being transferred into contingency. Legislator Tuohey commented that the county dollars on this amount is about 16%. Legislator Tuohey suggested making personal services \$10,266.00 and decrease travel by \$1,000.00; with no money going into contingency. There was no second to Legislator Billings original motion to amend. Legislator Billings now moved to amend the resolution as suggested by Legislator Tuohey; seconded by Legislator Tuohey. A vote was taken on the amendment with Legislators Billings, Swiercznski and Tuohey voting aye; Bennett, Berger and Bower voting nay; causing the amendment to fail. A vote was then taken on the resolution as originally presented and it was adopted as follows:

RESOLUTION NO. 360-693

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING TRANSFERS IN OFFICE FOR THE AGING BUDGET

RESOLVED, that this Legislature does hereby authorize the Orleans County Treasurer to make the following transfers in the Office for the Aging accounts:

DECREASE:

6772-100 Personal Services	\$11,266.00
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INCREASE:

6772-474 Homemakers -	9,500.00
6772-411 Office Supplies -	366.00
6772-462 - Travel -	1,400.00

Total	\$11,266.00
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Adopted. 4 ayes; 1 absent, Legislator McCarthy; 2 nays, Legislators Bennett and Billings.

Legislator Bennett moved to waive the rules to add a resolution to set the date of a public hearing for Local Law number four. Seconded by Legislator Billings. The following resolution was then adopted:

RESOLUTION NO. 361-693

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 4-1993 AMENDING LOCAL LAW NO. 3 OF THE YEAR 1993

WHEREAS, Local Law No. 4-Intro of the year 1993 was duly introduced at a meeting of the Orleans County Legislature held on June 23, 1993;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a public hearing on Local Law No. 4-Intro of the year 1993 entitled "A Local Law Amending Local Law No. 3 of the Year 1993", which is "A Local Law Banning Possession of Firearms and Other Dangerous Weapons in Orleans County Buildings", to be scheduled for July 14, 1993 at 4:30 p.m. in the Legislature Chambers, County Clerk's Building, Court House Square, Albion, New York, at which time all interested persons and parties will be heard; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby authorized to publish notice of said public hearing in the official county newspapers.

Adopted. 6 ayes; 1 absent, Legislator McCarthy; 0 nays.

There was discussion regarding the bid for solid waste. Legislator Tuohy said it should be rebid. Legislator Bower suggested that the County Attorney research this and come back to the Legislature in three weeks with a recommendation. After further discussion, it was decided to meet on June 30 at 8:00 a.m. to discuss this further.

Legislator Bennett brought up discussion regarding the county's policy on in rem proceedings. David Schubel gave the background on the current policy. Chairman Berger said he has sent a questionnaire to member counties of Intercounty asking if they do or do not allow only the oldest taxes to be paid and how many years the county waits to sell the in rem properties. He read the results of the survey. The County Attorney said there is no statutory authority to allow someone to pay the latest tax only; there needs to be a resolution. Legislator Swiercznski said he feels we should continue with our current policy. Legislator Bower said we have strayed from our policy. Legislator Bennett said anyone should have the right to come to the Legislature and ask for special permission to pay their oldest taxes only.

Chairman Berger mentioned a newspaper article on the legislators' desks, which brings up some points that were discussed when Mr. Gurley was here.

Chairman Berger suggested that Carri Blake attend the Conference Session on July 14 to review the Commissioner of Social Services position.

Legislator Bennett again brought up the subject of delinquent taxes. He asked if there will be a resolution for the next meeting that would reaffirm our policy and we will rescind special considerations that have been given. Chairman Berger said he does not know about rescinding special considerations given as this body had nothing to do with that. He suggested stating that we are reaffirming the established procedure since 1975, dealing with properties. David Schubel said he will meet with the proper committee and the Treasurer to draft the resolution.

Legislator Billings motioned to adjourn; seconded by Legislator Swiercznski. Meeting adjourned at 5:55. p.m.

LEGISLATURE MEETING

July 14, 1993

The meeting was called to order at 4:56 p.m. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications: letter from Assemblyman Nesbitt acknowledging receipt of our resolution which directs reinstatement of funding to Workers' Compensation Fund, Genesee-Orleans Youth Bureau agenda and meeting notice for July, the New York State Energy Office 1992 Annual Report, minutes of the May OTB Meeting, letter of thanks from the Albion Strawberry Festival Committee.

A letter addressed to Chairman Berger from NACO advising of the 1993 NACO Achievement Award to be given to Orleans County in recognition of the Work Experience Unit Program. The award will be given at NACO Conference in Chicago, July 16th, resolution adopted by Intercounty Association of Western New York in support of Orleans County Local Law No. 3 "Firearms", resolution adopted by Allegany County regarding Exercising the Right of Self-Government in the matter of State Legislated Programs, and the GLOW Region Solid Waste Committee Financial Statements for 1991 and 1992.

Report of Standing Committees: Legislator Tuohy attended a "landfill" meeting on June 24th in Barre, on the 30th at 8:00 a.m., a Solid Waste meeting at the Legislature office, on July 3rd at 8:15 a.m. attended a Medical Scholarship Committee meeting to interview Eric Johnson and Mr. Felstead. Dr. Johnson begins his surgical internship at Medina Memorial Hospital. The Committee does not anticipate any new scholarships. On July 7th at 11:00 a.m. She attended a meeting at the Treasurer's office, July 8th at noon Mental Health meeting, Town of Barre meeting on July 12th, July 13th there was a bid opening for the Fuel Farm, and on July 14th at 8:30 a.m. attended the Radio meeting and at 10:00 a.m. the Safety Committee meeting.

Legislator Bennett attended his usual meetings and had discussion with the Freeman family regarding the property surrounding the County Office Building. The title apparently is now clear and they wish to sell off some land to the county. Legislator Swiercznski attended his usual committee meetings including Social Services, Nursing Home, and Buildings and Grounds.

There was an emergency at the County Office Building with the failure of the air conditioner. An emergency resolution for a new air conditioning system has been added to the agenda. Legislator Swiercznski also attended the opening of the House for Habitat on Bank Street, and the Holley Arts Council.

Legislators McCarthy, Billings, and Bower all attended their regular meetings.

Chairman Berger was at the GLOW meeting on June 24th and the Legislature office, June 25th attended the RC&D meeting and the Legislature office. On June 30th was at the Special Meeting on Solid Waste, on July 3rd at 8:15 a.m. attended the Medical Scholarship meeting, July 6th a Step III Hearing and Labor Relations Committee Meeting at the Legislature office, July 8 Town of Yates, July 9th went to a meeting at the Fairgrounds for the promotion of sponsors for the 4-H Fair, July 12th Village of Lyndonville, July 13th Fuel Farm Bid opening and met with the engineer, at 7:00 p.m. attended the Soil and Water meeting with Legislator Bennett, July 14th 8:30 a.m. Radio meeting, and at 10:00 a.m. Safety meeting.

During Open Discussion, Robert Galbreath, Director of the Mental Health Association, read a statement regarding the funding for Mental Health programs requesting the Board to support the resolution on the agenda. Legislator Bennett asked if a contract would be required if the funding comes through.

The following resolutions were presented:

RESOLUTION NO. 362-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING NURSING HOME TO CONTRACT FOR LEGAL SERVICES

RESOLVED, that this Legislature authorizes the Orleans County Nursing Home to contract with Cadwalader, Wickersham and Taft for legal services for the purpose of rebutting the NYS Department of Social Services audit; fees for this service not to exceed \$10,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 363-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT BETWEEN SOCIAL SERVICES
AND GENESEE COMMUNITY COLLEGE

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Department of Social Services and Genesee Community College, Batavia, N.Y. to provide both credit and non credit courses to Social Services employees; effective August 24, 1993 through August 23, 1994 at a cost of \$45,627, reimbursable 100% through State and Federal funds (at no cost to the County).

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 364-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING VARIOUS AGREEMENTS FOR THE
DEPARTMENT OF SOCIAL SERVICES

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

1. Our Lady of Victory Infant Home, Lackawanna, NY for provision of foster care services; to be effective July 1, 1993 through June 30, 1994 at a cost of \$42,066 per child per year. County cost is \$14,302 per child per year.
2. Baker Hall, Lackawanna, NY for provision of foster care services; to be effective July 1, 1993 through June 30, 1994 at a cost of \$56,832 per child per year. County cost is \$19,323 per child per year.
3. Berkshire Farm Center, Canaan, NY for provision of foster care services; to be effective July 1, 1993 through June 30, 1994 at a cost of \$59,183 per child per year. County cost is \$20,122 per child per year.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 365-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING HAULER PERMIT APPLICATION OF CID REFUSE SERVICE, INC.

WHEREAS, the County Source Separation Law requires waste/recyclables haulers to obtain a hauler permit in order to provide service in the County of Orleans; and

WHEREAS, CID Refuse Service's application has been reviewed and is complete, now, therefore, be it

RESOLVED, that this Legislature hereby approves the application of CID Refuse Service, Inc. and authorizes signing and issuance of a renewal permit to expire June 30, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 366-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING PRINTING OF ORLEANS COUNTY TRAVEL GUIDE

WHEREAS, Remley & Company of Albion, New York has submitted the low written quote for printing of the County Travel Guide pursuant to the adopted County Purchasing Policy, now, therefore, be it

RESOLVED, that this Legislature authorizes the Director of Planning and Development to purchase printing services from Remley & Company for 50,000 Orleans County Travel Guides at a cost not to exceed \$8432.00, to be paid from the A6410.468 I Love New York Matching Funds Account.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 367-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION ADOPTING FIXED ASSET POLICY AND SETTING
MINIMUM VALUE FOR FIXED ASSETS

WHEREAS, an Asset Inventory Management System is necessary to maintain the accurate reporting of fixed asset values as required by audit and control, and

WHEREAS, the Chief Administrative Officer has developed a procedure for best maintaining the County's fixed asset inventory, now, therefore, be it

RESOLVED, that this Legislature approves the policy for Fixed Asset Management developed by the Chief Administrative Officer, and be it further

RESOLVED, that the minimum value at which property will become a "fixed asset" is set at \$100.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 368-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING INVESTMENT POLICIES AND
GUIDELINES FOR THE COUNTY OF ORLEANS

RESOLVED, that the "Investment Policy and Guidelines of the County of Orleans" as submitted by the Orleans County Treasurer, including coverage of investments, possession of securities, collateralization, authorized financial institutions and dealers, operating procedures, and internal controls, is hereby approved and adopted:

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 369-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION REJECTING DUMPSTER SERVICES BIDS AND
AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO REBID

WHEREAS, the County of Orleans was included in the Albion School District bid for dumpster services, and

WHEREAS, the County has decided not to participate in the Albion School District bid, now, therefore, be it

RESOLVED, that this Legislature does hereby reject the dumpster service bids submitted to the Albion School District on behalf of Orleans County, and be it further

RESOLVED, that the Chief Administrative Officer is hereby authorized to solicit bids for dumpster services.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution entitled REAFFIRMING THE SECOND AMENDMENT OF THE CONSTITUTION was withdrawn by Legislator Tuohy.

RESOLUTION NO. 370-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND EQUIPMENT PURCHASE IN LEGISLATURE OFFICE

WHEREAS, the Legislature Office is in need of a new copier and there is a shortage of equipment money in the Legislature budget to cover the purchase, and

WHEREAS, due to personnel changes in 1993 there is a surplus in the Clerk of the Legislature Personal Services budget; now, therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to make the following transfers:

From:

Appropriation account	
1040.100 Clerk of Legislature	
(Personal Services)	\$4688.55

To:

1010.220 Legislature	
(Office Equipment)	\$4688.55

and be it further

RESOLVED, that this Legislature authorizes the

purchase of a copier for the Legislature Office from Business Methods, Inc., which was the lowest submitted bid.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 371-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Orleans County Nursing Home:

Activities Aide Part time Grade 2

Custodian Full time Grade 6

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 372-793

By Legislator Bennett, who moved the adoption.

Unanimous Second

RESOLUTION ADOPTING LOCAL LAW NO. 4-INTRO OF 1993 ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF THE YEAR 1993"

WHEREAS, there was introduced at a meeting of the Orleans County Legislature held on June 23, 1993 Local Law No. 4-Intro of the year 1993, and a public hearing was held on July 14, 1993, at which time all persons wishing to speak were heard;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby adopt Local Law No. 4-Intro of the Year 1993 as Orleans County Local Law No. 4 of the Year 1993, which reads as follows:

SECTION 1. The Title of Local Law No. 3 of the Year 1993 is amended so as to delete the Title of said Local Law as originally enacted and insert in its place the following Title: "A Local Law Requiring Surrender of Any Weapon or Dangerous Instrument Upon Request by Lawful Authority in Orleans County Buildings."

SECTION 2. Local Law No 3 of 1993 of the County of Orleans is amended so as to delete Section 2. of said Local Law and insert in its place the following section so that Section 2. shall read as follows:

SECTION 2. Any individual, upon entering the Orleans County Courthouse or any other building owned or operated by the County of Orleans where county governmental activity takes place shall be required to surrender any weapon or dangerous instrument upon request by lawful authority. For purposes of this Local Law, lawful authority is defined as any police officer, court officer or peace officer whose special duties include maintaining order and security in governmental offices.

SECTION 3. This Local Law shall become effective immediately upon filing with the Secretary of State.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 373-793

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION SETTING UP NEW BUDGET MONIES IN SHERIFF'S DEPARTMENT

WHEREAS, the Sheriff's Department has been awarded a radio communications grant, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies in the Sheriff's Department as follows:

Revenue: A3350
A3350 NYS Radio Grant \$100,000

Appropriation: A3110.0490
New York State Radio Grant \$100,000

Adopted. 7 ayes; 0 nays; 0 absent.

Following the adoption of the resolution, it was agreed to write Senator Daly a letter of thanks for his efforts in obtaining the Grant.

RESOLUTION NO. 374-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Thomas W. Kelley, 511 Canal St., Medina, N.Y. 14103 for the sum of \$9,569.78, Parcel No. 92, Tax Map No. 79.8-1-41 of the premises contained in the 1992 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 494 of Deeds at Page 82, being formerly assessed to Thomas W. Kelley, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as 511 Canal St., 66.00 x 135.00'; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 375-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AWARDING BID FOR POLE BARN

RESOLVED, that this Legislature authorizes the awarding of the bid for the construction of a pole barn, 84' by 34', to be erected at the Emergency Management Center to Parco Building Systems, Inc. of Newfane, N.Y., at a cost of \$24,645.00.

Adopted. 4 ayes; 3 nays; Legislators Billings, McCarthy, and Tuohey.

Upon adoption of the resolution for the Pole Barn, Legislator McCarthy said the reason he voted against the resolution has nothing to do with Parco and stated they are an excellent firm. The sales tax was raised and we have to cut down so we might as well start here, the building will only collect junk.

RESOLUTION NO. 376-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING OFFICE FOR THE AGING TO APPLY
FOR TITLE V EMPLOYMENT PROGRAM

RESOLVED, that this Legislature authorizes the Orleans County Office for the Aging to apply to the New York State Office for the Aging for funding under Title V Senior Community Services Employment Program, which provides \$28,825 to provide training and job experience for five (5) seats of age 55 and over employment; said program to run from July 1, 1993 to June 30, 1994 at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

The resolution regarding the bonding for the fuel farm construction was withdrawn by Legislator Swiercznski.

Legislator Swiercznski introduced a resolution, which was seconded by Legislator Bennett, regarding the bonding for the pole barn construction. Legislator Billings tabled the resolution.

Legislator Tuohey introduced a resolution, seconded by Legislator Billings, regarding bonding of the telephone system. Legislator Tuohey tabled the resolution. The following resolutions were presented:

RESOLUTION NO. 377-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski.

RESOLUTION REAFFIRMING THE FORECLOSURE OF TAX LIENS BY ACTION IN REM IN ACCORDANCE WITH TITLE 3 OF ARTICLE 11 OF THE REAL PROPERTY TAX LAW

WHEREAS, by Resolution No. 192 of 1959, the Board of Supervisors of Orleans County adopted the provisions of Title 3 of Article 11 of the Real Property Tax Law of the State of New York for the purpose of enforcing the collection of delinquent real property taxes, and

WHEREAS, by Resolution 72 of 1975, the Board of Supervisors of Orleans County elected that the In Rem Tax Foreclosure Proceedings be commenced pursuant to the Real Property Tax Law of the State of New York on all properties upon which County real property taxes have been levied and due for three years or more, and

WHEREAS, this Legislature and the office of the Orleans County Treasurer receive inquiries periodically concerning the possibility of withdrawal

or exclusion of a particular parcel of property from an In Rem Proceedings, and

WHEREAS, this Legislature is desirous of setting forth its policy relative to the foreclosure of tax liens by action in rem,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby reaffirm Resolutions No. 192 of 1959 and No. 72 of 1975 so that all properties upon which County real property taxes have been levied and due for three years or more shall be included in the In Rem Tax Foreclosure proceedings pursuant to Title 3 of Article 11 of the Real Property Tax Law of the State of New York except for those parcels of property whose withdrawal or exclusion is provided for by statute and authorized by resolution of this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

The following resolution was introduced by Legislator Tuohey, seconded by Legislator Bennett. During discussion, it was decided to keep the In Rem Proceedings the way they have always been. Legislator Bower moved to "call the question" and hereafter the resolution was voted upon and DEFEATED.

RESOLUTION NO. 378-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ESTABLISHING A POLICY FOR WITHDRAWAL OF PARCELS HAVING A SINGLE FAMILY RESIDENCE LOCATED THEREON FROM THE IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, Section 1500 subdivision 2 of the Real Property Tax Law allows the Legislature of the County of Orleans by resolution to authorize the County Treasurer to accept from any taxpayer at any time partial payments for or on account of taxes or on account of any tax liens or certificates of tax sales owned or held by this County in such amount or manner and apply such payment as may be prescribed by the resolution, and

WHEREAS, this Legislature is desirous of setting forth its policy concerning the exclusion or withdrawal of parcels having an owner occupied single family residence located thereon from the list of all parcels of real property upon which County real property taxes have been levied and due for three years or more so as to avoid foreclosure by action in rem,

NOW, THEREFORE, BE IT RESOLVED that it shall be the policy of this Legislature to entertain applications by the owners of parcels of property having an owner occupied single family residence located thereon upon which County real property taxes have been levied and due for three years whereby the County Treasurer would be authorized to accept partial payment of the delinquent real property taxes in the amount of the oldest tax due and owing plus interest and penalties thus withdrawing or excluding the parcel from the list of delinquent taxes in the foreclosure by action in rem, and be it further

RESOLVED, that this Legislature shall only entertain one such application from the owner of a particular parcel, no repeat offers shall be entertained, and be it further

RESOLVED, that the application for exclusion or withdrawal of a particular parcel shall be submitted in writing to this Legislature, and the approval of the exclusion or withdrawal of the said parcel shall be by resolution of this Legislature in accordance with the provisions of Section 1500 subdivision 2 of the Real Property Tax Law.

DEFEATED. 0 ayes; 7 nays; 0 absent.

The meeting was recessed at 5:55 and reconvened at 6:03 p.m.

RESOLUTION NO. 379-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING AWARD OF THE BULLDOZER BID

RESOLVED, that this Legislature does award the low bid, for a Track Bulldozer, to Mecca-Kendall Corp. for a John Deere 850B for the sum of \$97,450.00, option 2 of bid provides an annual buyback which enables the County to purchase a new John Deere 850B for \$7,000.00 per year for the next six years, if so authorized by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 380-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING AWARD OF COPIER BID IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby award the low bid to Business Methods Inc., Rochester, NY for 1 Lanier Model #6525 copier for the sum of \$7,147.91 to be paid out of Budget Acct. No. DM5140.220.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

The resolution titled AMENDING ORLEANS COUNTY HEALTH DEPARTMENT ENVIRONMENTAL HEALTH FEE SCHEDULE was introduced by Legislator McCarthy and seconded by Legislator Bower. Legislator McCarthy tabled the resolution. The resolutions were then presented:

RESOLUTION NO. 381-793

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND FREED, MAXICK, SACHS & MURPHY, PC

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and Freed, Maxick, Sachs & Murphy, PC, to perform auditing services for the County Health Department with respect to tuition expenses of the ARC Orleans County Rainbow Preschool's special education preschool program for children ages three (3) through four (4) with disabilities, at a cost not to exceed \$8,000, and be it

FURTHER RESOLVED, that \$8,000 be transferred from Appropriation Account A2960.465 and added to Appropriation Account A4010.466.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 382-793

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING CONSULTANT AGREEMENT WITH DR. HENRY CRETELLA, CHILD PSYCHIATRIST

WHEREAS, the Orleans County Department of Mental Health needs to provide Child Psychiatry Services; and

WHEREAS, Dr. Henry Cretella has the necessary expertise in child psychiatry needed; and

WHEREAS, the money for this contract is available through a grant received from Emergency Children's Services, now, therefore, be it

RESOLVED, that this Legislature does hereby accept said grant money, and it is further

RESOLVED, that this Legislature does hereby approve the following consultant agreement effective July 15, 1993 to December 31, 1993.

Henry Cretella, M.D., Strong Memorial Hospital, Child and Adolescent Psychiatry Clinic, 300 Crittenden Boulevard, Rochester, NY providing services as a consultant child psychiatrist for 4 hours a month at an hourly rate of \$90. an hour as set up in the budget, and it is further

RESOLVED, that this Legislature authorizes the County Treasurer to set up budget monies as follows:

Revenue Account 3490 \$2160.00

Appropriation Account 4310.418 \$2160.00

Adopted. 7 ayes; 0 nays; 0 absent.

The next resolution titled AUTHORIZING FILLING OF VACANT POSITIONS ON COMMUNITY SERVICES BOARD was withdrawn from the agenda by Legislator McCarthy.

RESOLUTION NO. 383-793

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH TO REQUEST \$58,583 OF FUNDING FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH

WHEREAS, the NYS Office of Mental Health has advised the Department of Mental Health of new funding available in 1993-1994; and

WHEREAS, based on needs assessment projections and local planning, the Orleans County Department of Mental Health wishes to request \$58,583 of the new

funding for the following:

Adult ICM/Coordinator Program \$58,583

WHEREAS, as per resolution No. 278-593, these programs are 100% funded, involving no county cost.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does authorize the Orleans County Department of Mental Health to request \$58,583 in already existing funding mechanisms.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 384-793

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH TO REQUEST \$20,000 OF FUNDING FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH

WHEREAS, the NYS Office of Mental Health has advised the Department of Mental Health of new funding available in 1993-1994; and

WHEREAS, based on needs assessment projections and local planning, the Orleans County Department of Mental Health wishes to request \$20,000 of the new funding for the following:

Enhanced Psychosocial Club \$20,000

WHEREAS, as per resolution No. 278-593, these programs are 100% funded, involving no county cost.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does authorize the Orleans County Department of Mental Health to request \$20,000 in already existing funding mechanisms.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 385-793

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AWARDDING BID FOR COPIER FOR ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature authorizes the bid be awarded to Business Methods, Inc. (the low bidder) of 150 Metro Park, Rochester, New York 14623 for a Lanier 6540 copying system costing \$9,393.91 which includes the basic unit price plus Life Cycle Costs and Set 2/options. Funds are available as follows:

4310-220	Office Equipment	\$4,672.70
4310-250	Other	500.00
4320-250	Other Equipment	3,200.00

and be it further

RESOLVED that the Orleans County Treasurer is authorized to transfer funds as follows:

From:

Appropriation account:	
4320-418 - Mental Health (Other)	\$1021.21

To:

Appropriation account:	
4320-250 Mental Health (Other Equipment)	\$1021.21

to cover the balance of the total	\$9393.91
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Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 386-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING CLOSING-OUT OF MARINE PARK AND COURTHOUSE ROOF CAPITAL PROJECTS

WHEREAS, capital work projects set up for the County Marine Park and Courthouse Roof have been completed, and

WHEREAS, the Marine Park project overexpended by \$31,350.36 and the Courthouse Roof Project overexpended by \$397.18 and in both projects the money is due on a loan from the County General Fund, now, therefore, be it

RESOLVED, that this Legislature authorizes the County Treasurer to close out these two capital projects with the General Fund forgiving the outstanding loan for each, and be it further

RESOLVED, that future excess revenue of the Highway Park Maintenance Account be transferred to the General Fund instead of the Debt Service Fund* until the General Fund has been fully reimbursed for the forgiven loan of \$31,350.36

*Excess revenue of the Highway Park Maintenance account transferred to the Debt Service Fund was \$12,919 in 1991 and \$8618 in 1992.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

RESOLUTION NO. 387-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING TRANSFER OF MONIES TO BUILDINGS AND GROUNDS FOR EMERGENCY INSTALLATION OF AIR CONDITIONING AT COUNTY OFFICE BUILDING

WHEREAS, the air conditioning system located in the County Office Building has unexpectedly ceased to operate as designed, and

WHEREAS, the air conditioning system is a closed-unit system serving the entire building, and

WHEREAS, the County Office Building houses the Department of Motor Vehicles, the Department of Social Services, the Department of Personnel and other departments, all of which perform vital governmental functions, and

WHEREAS, the failure of the air conditioning system combined with the hot summer weather impacts upon the public utilizing the governmental services as aforesaid as well as adversely impacting upon County employees, and

WHEREAS, the building is designed so as to prevent temporary individual air conditioning units or opening the windows to provide adequate ventilation,

NOW, THEREFORE, BE IT RESOLVED, that the Legislature of the County of Orleans hereby determines that the failure of the air conditioning system serving the County Office Building constitutes a public emergency arising out of an unforeseen condition whereby circumstances affecting public buildings and the health of the inhabitants of the County of Orleans, requires immediate action which cannot await competitive bidding, and be it further

RESOLVED, that this Legislature authorizes the County Treasurer to transfer \$30,000 from Contingent Fund A1990 to Buildings and Grounds "Other Equipment", 1620.250 for the purpose of installation of a new air conditioning system for the County Office Building, and it is further

RESOLVED, that Buildings and Grounds is authorized to contract with Roy H. Turnbull, Inc. Refrigeration, 56 Harvester Avenue, Batavia, NY, for this project not to exceed \$30,000.

Adopted. 7 ayes; 0 nays; 0 absent. .

RESOLUTION NO. 388-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING SUPERINTENDENT OF BUILDINGS AND GROUNDS TO PREPARE SPECIFICATIONS AND SOLICIT BIDS FOR JAIL ROOF REPLACEMENT

WHEREAS, this Legislature authorizes the Superintendent of Buildings and Grounds to prepare specifications and solicit bids for a replacement roof, to be constructed of rubber, for the Orleans County Jail. Said specifications shall be approved by the Chief Administrative Officer and the County Attorney.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger announced that on July 28th at 7:00 p.m. there will be a meeting with the School Board.

Legislator Swiercznski, with second by Legislator Billings, moved to recess the meeting to July 21, 1993 at 9:00 a.m. Motion carried. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

Meeting recessed at 6:25 p.m.

RECONVENED LEGISLATURE MEETING
July 21, 1993

Chairman Berger reconvened the meeting at 9:05 a.m., with all Legislators in attendance

Donald Cooley, David Albanese and Richard Rice from Erdman and Anthony were present to discuss the construction of the fuel farm replacement. Mr.

Albanese distributed copies of a letter written by the County Attorney, indicating that Interface Services, Inc. of Syracuse, N.Y. is the low bidder and the project should be awarded to this company. Also distributed were copies of a letter from Richard Rice regarding the project, and recommending the awarding of the bid to Interface. Mr. Cooley spoke about the design of the system, as did Mr. Rice. Mr. Albanese said a letter has been written by the Village of Albion Fire Marshall indicating that the desired location of installation of the tanks is permissible, according to zoning laws. Mr. Cooley said that he has spoken with representatives of the school, which is the largest single user of the fuel farm, and it was indicated that they intend to continue using the fuel farm. Chairman Berger asked if anyone wanted to move on the bonding resolution. Legislator Swiercznski suggested waiting until the July 28 meeting. Agreed.

There was discussion regarding a letter received from the Clinton County Legislature in support of legislation which would grant counties the option to implement a hotel/motel occupancy tax without need for specific legislation from the State. Legislator Billings said sales tax increases should be treated this same way.

Chairman Berger mentioned a letter he received from Thomas Brachko from Los Angeles County asking for support of legislation which would declare English to be the official language of the United States and tax credit business people who teach their employees English. Chairman Berger said he will write to our State and Federal representatives in support of this legislation.

Legislator Swiercznski reintroduced the subject of the fuel farm. He said he has heard that Barclay and Fowler has expressed an interest in starting a fuel farm. Legislator Billings said this should be considered; if it could be used by all the groups that use ours, it would be a savings to the taxpayers. He said we would insist on a contract stating that the fuel would be sold for a set amount above the state bid per gallon price. Chairman Berger asked what would happen if the price was then raised at the end of the contract period. Legislator Billings said we could then look at constructing a fuel farm.

Chairman Berger spoke about the blacktopping of the canal towpath. He feels it will make it difficult to run on the path, and the hot sun will be shining on it; also there is a concern regarding motorized vehicles using the path.

Chairman Berger referred to a request from the Village

of Medina for the Legislature to write a letter to JC Penney, protesting the closing of the store in Medina. A letter will be written.

Mr. Dudek spoke about the Center for Government Research that the Legislature will be meeting with later this morning. He explained how the group looks into various facets of government, including administration, purchasing and other matters.

Legislator McCarthy moved to recess the meeting, with a second by Legislator Billings. Recessed subject to the call of the Chairman, at 10:00 a.m.

LEGISLATURE MEETING

July 28, 1993

Chairman Berger called the meeting to order at 4:45 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: reply from Pat Wood of the Park Formation Committee to request for names of Committee members and consultants, copy of letter written by Mary Basinait to Director of Employer Services regarding hours worked for certain employees, letter from NYSAC acknowledging receipt of our resolution which adopted local law #3 of 1993.

Report of Standing Committees: Legislator Swiercznski attended his regular meetings, including Social Services, Nursing Home and Buildings and Grounds; also went to Rochester to a meeting regarding the Fuel Farm.

Legislator Bennett reported attendance at several committee meetings. He said he anticipates the need for a resolution which would add a part-time position to the Animal Control Officer budget, due to a lack of available response to complaints during vacation or sick time. Legislator Bennett asked about the county's compliance with the Indoor Clean Air Act. There was discussion regarding the break room at the County Administration Building; most employees want it to be a smoke free room. A problem is that the breakroom has to be walked through to gain entrance to the rest rooms.

Legislator Tuohey attended her regular meetings; also went to Rochester regarding the Fuel Farm. She also audited the Nursing Home's bills, and went to the meeting in Barre regarding the proposed landfill.

Legislator McCarthy attended his regular meetings. He said that at last night's Health Board meeting it was revealed that there is an increase in rabid raccoons. Legislator McCarthy said that the Health Board voted to change the fee schedule to a \$5.00 increase for profitable organizations and reduce the fee for non-profit organizations.

Legislator Billings attended his regular meetings.

Legislator Bower attended his regular meetings. He also was at the 4-H Fair and said it would be nice to write a letter to the towns in thanks for their contributions to this fair. Chairman Berger said he felt this should come from the sponsors of the fair, rather than the county. Legislator Tuohey thought a letter could be written by Cooperative Extension.

Chairman Berger attended Intercounty on July 15; also spent time at the Legislature Office. He went to the meeting in Rochester regarding the Fuel Farm. On July 19, Chairman Berger attended the Ridgeway Town Meeting. He went to North Tonawanda on July 20 to ride the tug, the Grand Erie, as a canal promotion to Middleport. On July 21, he attended the recessed Legislature Meeting at 9:00 am., then the Center for Governmental Research at 11:00; met with CID representatives at 12:00. On July 23, Chairman Berger discussed Emergency Management concerns with Richard Clark. He was at the Legislature Office the morning of July 27 at 8:00 a.m. and met with representatives regarding Fuel Farm at 9:00 a.m.; then attended HSA meeting in Buffalo. That evening Chairman Berger attended the 4-H Fair, where there was a party for Shirley Bright in honor of her 25th year with Cooperative Extension; also attended the Village of Medina meeting that evening and a radio meeting on July 28.

During open discussion, George Callard complained about burning of houses in the "Bridges" area. Mr. Callard said he called DEC and he was told that the Fire Coordinator authorized this. Chairman Berger said he was not aware of this and would check on it.

The following resolutions were adopted:

RESOLUTION NO. 389-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING OFFICE FOR AGING TO SUBMIT APPLICATION FOR FUNDS TO DEVELOP OMBUDSMAN PROGRAM

WHEREAS, the Office for the Aging is a designated substate Long Term Care Ombudsman Program; and

WHEREAS, the New York State Office for the Aging has made funds available for the recruitment and training of ombudsman volunteers; now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Office for the Aging to apply for \$5,556.00 in 100% reimbursable funds from the New York State Office for the Aging to recruit and train ombudsman volunteers for the period of September 1, 1993 - August 31, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 390-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AWARDING OFFICE SUPPLY BID

RESOLVED, that this Legislature awards the bid for office supplies to Eaton Office Supply, Inc. of Amherst, New York, which was the lowest bid submitted.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 391-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant Food Services Helper position in the Orleans County Nursing Home, at grade 1.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution authorizing payment of claims against the county; seconded by Legislator Tuohey. Legislator Bennett said he discovered while auditing that the Defensive Driving Course which was not supposed to involve any cost to

the county ended up costing \$550.00; which was for course materials. The following resolutions were then adopted:

RESOLUTION NO. 392-793

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 12188 through 12334 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 393-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Loren G. Ruck, 5076 Upper Holley Rd., Holley, N.Y. 14470, for the sum of \$6,351.64, Parcel No. 56, Tax Map No. 108.-2-31 of the premises contained in the 1992 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 494 of Deeds at Page 79, being formerly assessed to Loren G. Ruck, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L173, T3, 6.10 acres, 5076 Upper Holley 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 394-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AWARDING BID FOR REFUSE COLLECTION AND RECYCLING SERVICE

WHEREAS, C.I.D. Refuse Service, Inc. of Bergen, New York, has submitted the low bid for refuse collection and recycling services, for Orleans County facilities, be it

RESOLVED, that this Legislature authorizes the awarding of this bid to C.I.D. Refuse Service for a period of one year, beginning August 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution regarding telephone bills for the Crime Victims Assistance Program; seconded by Legislator Billings. Chairman Berger said his concern is that this agency was put under the District Attorney and the D.A. should pay the bills and put in for reimbursement. The following resolutions were then adopted:

RESOLUTION NO. 395-793

By Legislator Bennett, who moved the adoption .

Seconded by Legislator Billings

RESOLUTION REGARDING TELEPHONE BILLS FOR CRIME VICTIMS ASSISTANCE PROGRAM

RESOLVED, that no further telephone bills for the Crime Victims Assistance Program will be paid by Orleans County until such time that the fiscal issues relating to this program are resolved.

Adopted. 6 ayes; 1 nay, Legislator Berger; 0 absent.

RESOLUTION NO. 396-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CREATING AND ABOLISHING POSITIONS AND
AUTHORIZING FILLING OF VACANCY

WHEREAS, the duties of the temporary position occupied by Sherry Norman have been reviewed by Civil Service, and

WHEREAS, Civil Service has determined that the appropriate title for this position is Work Experience Crew Leader, and

WHEREAS, the Legislature has determined that because the majority of the work performed by this position involves various towns, villages and outside agencies and is closely aligned with Highway Department activities, and

WHEREAS, another identical position has previously been placed in the Highway Department, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the abolishing of a Head Cleaner position in the Buildings and Grounds Department, and be it further

RESOLVED, that this Legislature authorizes the creation of a permanent Work Experience Crew Leader position in the Highway Department, at Grade 1, Step 7 of the Management Compensation Plan, and be it

FURTHER RESOLVED, that the Highway Superintendent is hereby authorized to fill this vacant position, and be it

FURTHER RESOLVED, that the continuance of this position shall depend on future funding from the Social Services Department.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski introduced a resolution which would authorize the purchase of a fuel farm and authorize the issuance of serial bonds; seconded by Legislator Tuohey. After the introduction of the resolution, a roll call vote was taken as follows:

Legislator Bennett	Aye	Legislator Bower	Aye
Legislator Berger	Aye	Legislator Billings	Aye
Legislator McCarthy	Aye	Legislator Tuohey	Aye
Legislator Swiercznski	Aye		

The following resolutions were adopted:

RESOLUTION NO. 397-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE PURCHASE, INSTALLATION AND CONSTRUCTION OF A FUEL FARM IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$320,000, AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$320,000 SERIAL BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. The purchase, installation and construction of a fuel farm in and for the County of Orleans, New York, including improvements incidental thereto, is hereby authorized at a maximum, estimated cost of \$320,000.

Section 2. SEQR DETERMINATION: It is hereby determined, pursuant to the New York State Environmental Quality Review Act, that the aforesaid project constitutes a Type II Action which WILL NOT result in any significant adverse environmental impact.

Section 3. The plan for the financing of such maximum estimated cost is by the issuance of not exceeding \$320,000 serial bonds of said County hereby authorized to be issued therefor pursuant to the Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is at least five years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 5. 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 6. 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 7. 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 and also including the consolidation with other issues, 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 8. 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 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2-(d) and (e). 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 10. This resolution, which takes effect immediately, shall be published in full in the Medina Journal-Register and the Albion Advertiser, 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 398-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING AWARD OF FUEL FARM CONSTRUCTION CONTRACT

RESOLVED, that this Legislature does award the New Fuel Farm Construction Contract to the low bidder, Interface Services, Inc. of East Syracuse, N.Y., for the sum of \$290,000.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 399-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING CHAIRMAN OF LEGISLATURE TO EXECUTE AGREEMENT WITH VILLAGE OF MEDINA REGARDING 1993 VILLAGE IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, the County of Orleans has tax liens against parcels of real property that are subject to the 1993 In Rem Tax Foreclosure Proceedings, and

WHEREAS, it is desirable to resolve this matter in the usual manner by the execution of an Agreement between the County of Orleans and the Village of Medina, agreeing to protect the County's interest in the respective parcels when ownership of the parcels is transferred to the village in such proceedings, now, therefore, be it

RESOLVED, that the Chairman of the Legislature is authorized to execute the Agreement between the County of Orleans and the Village of Medina relative to the 1993 In Rem Tax Foreclosure Proceedings regarding the

parcels of real estate upon which both the County and the village has tax liens.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 400-793

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PARTIAL PAYMENT OF TAXES AND WITHDRAWAL OF PARCELS FROM 1993 FIRST YEAR IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, Section 1500 subdivision 2 of the Real Property Tax Law allows this Legislature by Resolution to authorize the County Treasurer to accept from any taxpayer at any time partial payments for or on account of taxes or on account of any tax liens or certificates of tax sales owned or held by this County in such amount or manner and apply such payment as may be prescribed by the Resolution, now, therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to accept partial payment of real property taxes due and owing from Ronald L. and Susan O. Carr of 13056 Hemlock Ridge Road, Albion, New York in the following amounts and on the following properties:

\$5710.66 on tax map number 115.-1-13, known as L 34, T 14, R 2, 13310 Hemlock Rd.

\$ 686.68 on tax map number 115.-1-23, known as L 42 T 14, R 2, Burns Road East

\$2223.82 on tax map number 116.-1-66, known as L 27 T 14, R 2, 13491 West Barre Road

and be it

FURTHER RESOLVED, that the Orleans County Treasurer is directed to apply the aforesaid amounts to the 1990 real property taxes plus interest and penalties, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to withdraw the above-referenced parcels from the list of delinquent taxes in the 1993 first year In Rem Tax Foreclosure Proceedings, and be it

FURTHER RESOLVED that payment must be made by

August 6, 1993, and be it

FURTHER RESOLVED, that this exemption will be given one time only.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 401-793

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PARTIAL PAYMENT OF TAXES AND WITHDRAWAL OF PARCELS FROM 1993 FIRST YEAR IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, Section 1500 subdivision 2 of the Real Property Tax Law allows this Legislature by Resolution to authorize the County Treasurer to accept from any taxpayer at any time partial payments for or on account of taxes or on account of any tax liens or certificates of tax sales owned or held by this County in such amount or manner and apply such payment as may be prescribed by the Resolution, now, therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to accept partial payment of real property taxes due and owing from Albert and Suzanne Davis of 13968 Maple St., Albion, New York in the following amounts and on the following properties:

\$4302.32 on tax map number 105.-17.13, known as L 13, T 14, R 2, 13968 Maple St.

\$1399.43 on tax map number 105.-1-16.2, known as L 13 T 14, R 2, Bragg Schoolhouse Road

and be it

FURTHER RESOLVED, that the Orleans County Treasurer is directed to apply the aforesaid amounts to the 1990 real property taxes plus interest and penalties, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to withdraw the above-referenced parcels from the list of delinquent taxes in the 1993 first year In Rem Tax Foreclosure Proceedings and be it

FURTHER RESOLVED that payment must be made by August 6, 1993, and be it

FURTHER RESOLVED, that this exemption will be

given one time only.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 402-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION FOR APPROVAL OF DONATED SERVICE CONTRACTS
BETWEEN OFFICE FOR THE AGING AND HEALTH CARE PROVIDERS

WHEREAS, the Office for the Aging has secured a Disease Prevention/Health Promotion grant from the NYS Office for the Aging, and

WHEREAS, said grant required a 10% local share which is being provided by local health care professionals, be it hereby

RESOLVED, that this Legislature approves the Donated Service contracts between Office for the Aging and Associated Health Care, the Medicine Shoppe, Medina Memorial Hospital, Lake Plains Eye Center, and Lake Plains Family Y.M.C.A.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 403-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING COUNTY TREASURER TO PURCHASE
MAGNETIC EQUIPMENT

WHEREAS, the County Treasurer's office must submit magnetic media to various agencies each month, and

WHEREAS, the Treasurer must pay to have tapes converted to magnetic media at the cost of \$3,547.20 per year, therefore, be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to purchase the necessary magnetic equipment at a cost not to exceed \$3,600.00, to be purchased from account 1325.456 of the 1993 budget.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 404-793

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION OPPOSING STATE PROPOSAL TO PAVE CANAL
TOWPATH IN ORLEANS COUNTY

WHEREAS, the State of New York is planning to pave the Canal Towpath in Orleans and neighboring counties, and

WHEREAS, this Legislature believes that the money required to implement this plan would be more appropriately used to upgrade bridges which cross the canal, now, therefore, be it

RESOLVED, that the Orleans County Legislature does hereby request the state to abandon its plan to pave the towpath and use the allotted monies for the upgrading of the existing towpath.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 405-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING ADDENDUMS TO AGREEMENTS WITH
GENESEE-ORLEANS HOMEMAKERS FOR THE DEPARTMENT OF
SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the addendums to the agreements with Orleans County Department of Social Services and Genesee-Orleans Homemakers as follows:

(1) Genesee-Orleans Homemakers, Batavia, NY to provide home health care services to Title XIX recipients; to be effective 1/1/93 - 12/31/93 at a cost of \$9.63/hour per recipient. County cost is \$2.41/hour per recipient.

(2) Genesee-Orleans Homemakers, Batavia, NY to provide home health care services to Title XX recipients; to be effective 1/1/93 - 12/31/93 at a cost of \$9.63/hour per recipient. County cost is \$2.41/hour per recipient.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 406-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING INCREASE IN BUDGET ACCOUNTS FOR DSS

WHEREAS, the Department of Social Services has entered into an agreement with the Kendall and Holley Central School Districts for preventive services; and

WHEREAS, this agreement will generate additional expenditures and revenues; and

WHEREAS, the Department is desirous of participating in this program at no cost to the County;

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer is hereby authorized to set up new budget monies as follows:

A6010.100 Personal Services	\$12,730
A6010.462 Travel (In County)	1,200
A4610 Federal Aid Social Services Admin.	6,966
A3610 State Aid Social Services Admin.	3,482
A2070 Contributions from Private Agencies for Youth	3,482

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 407-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING AGREEMENTS REGARDING PREVENTIVE SERVICES BETWEEN ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES, AND THE BOARDS OF EDUCATION OF THE KENDALL CENTRAL SCHOOL DISTRICT AND THE HOLLEY CENTRAL SCHOOL DISTRICT

WHEREAS, the Orleans County Department of Social Services and the Boards of Education of the Kendall

Central School District and the Holley Central School District are desirous of providing on-site preventive services to children of the Kendall and Holley Central School Districts and their families; and

WHEREAS, these services are consistent with the plans and goals of the Department of Social Services' Consolidated Services Plan as well as with the educational plans and goals of the Kendall and Holley Central School Districts;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve said agreements between the Orleans County Department of Social Services and the Boards of Education of the Kendall Central School District and the Holley Central School District for the provision of preventive services to children and their families; said agreement to be effective August 30, 1993 through August 28, 1994 at no cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 408-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CREATING CASEWORKER POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Orleans County Department of Social Services, the Kendall School District and the Holley School District have declared their intentions to enter into the Community Partnership Program; and

WHEREAS, the Community Partnership Program coordinates the placement of Social Services preventive casework services in a local school district; and

WHEREAS, the Kendall and Holley School Districts have agreed to pay the local share of the costs associated with their respective Community Partnership Program;;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby create two (2) Caseworker positions in the Department of Social Services, to be assigned to the Community Partnership Program with the Kendall and Holley School Districts, effective August 30, 1993, with associated costs to be reimbursed at 75% State funds and 25% Kendall and

Holley School District funds; and

BE IT FURTHER RESOLVED that the Commissioner of Social Services is authorized to fill the vacant Caseworker positions, and be it

FURTHER RESOLVED, that should the Kendall and/or Holley School Districts withdraw from the Community Partnership Program, the related caseworker position or positions will terminate upon the effective date of the School withdrawal.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 409-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION EXTENDING TEMPORARY TYPIST POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby extend the Temporary Typist position in the Department of Social Services for the period of August 12, 1993 through November 30, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 410-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING AGREEMENT BETWEEN NURSING HOME AND PHYSICAL THERAPIST

RESOLVED, that this Legislature does hereby authorize the Orleans County Nursing Home to contract with Robert Roy for physical therapy services at a cost of \$25.00 per hour for a period of one year.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution which would authorize personnel changes at the Nursing Home. The following resolutions were adopted;

RESOLUTION NO. 411-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION DESIGNATING TOURIST PROMOTION AGENCY AND
AUTHORIZING APPLICATION FOR 1993-94 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 Tourist Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 1993-94 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 1993-94 State Matching Funds in the amount of \$43,000 and to receive such funds to the extent that county matching funds are available.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 412-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING HAULER PERMIT APPLICATION OF J&S
DISPOSAL SERVICE, INC.

WHEREAS, the County Source Separation Law requires waste/recyclables haulers to obtain a hauler permit in order to provide service in the County of Orleans; and

WHEREAS, the application of J&S Disposal Service, Inc. of Clarence, NY has been reviewed and is complete;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby approves the application of J&S Disposal Service, Inc. and authorizes signing and issuance of a permit to expire June 30, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 413-793

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING AGREEMENTS FOR PHYSICIANS
SERVICES AT NURSING HOME

RESOLVED, that this Legislature does hereby approve the following Physicians service agreements listed below for the Orleans County Nursing Home for the period covering July 1, 1993 through June 31, 1994:

1. Dr. John Fernandez for services as Staff Physician at an annual salary of \$7200.
2. Dr. Eugene L. Ver for services as Staff Physician at an annual salary of \$7200.
3. Dr. Thomas J. Madejski for services as Staff Physician at an annual salary of \$7200.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski moved to remove a resolution from the table which would authorize the construction of a pole barn and the issuance of serial bonds; seconded by Legislator Bower. Upon vote, the resolution was removed from the table with a vote of 6 - 1, with Legislator Tuohey voting nay. After presentation of the resolution the roll was called, as follows:

Legislator Bennett	Aye	Legislator Berger	Aye
Legislator Billings	Aye	Legislator Bower	Aye
Legislator McCarthy	Nay	Legislator Swiercznski	Aye
Legislator Tuohey	Nay		

The following resolutions were then adopted:

RESOLUTION NO. 414-793

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE CONSTRUCTION AND EQUIPMENT OF A POLE BARN IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$25,000 AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$25,000 SERIAL BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. The construction of a pole barn, including site improvement, original furnishings, equipment, machinery or apparatus required for the

purposes for which such building is to be used, and including other improvements incidental thereto, in and for the County of Orleans, New York, is hereby authorized at a maximum, estimated cost of \$25,000.

Section 2. SEQR DETERMINATION: It is hereby determined, pursuant to the New York State Environmental Quality Review Act, that the aforesaid project constitutes a Type II Action which WILL NOT result in any significant adverse environmental impact.

Section 3. The plan for the financing of such maximum estimated cost is by the issuance of not exceeding \$25,000 serial bonds of said County hereby authorized to be issued therefor pursuant to the Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is at least fifteen years, pursuant to subdivision 11 (c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that, in accordance with the provisions of Chapter 413 of the Laws of 1991, no down payment is required in connection with the financing of the aforesaid purpose.

Section 5. 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 6. 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 7. 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 and also including the consolidation with other issues, 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 8. 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 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2 (d) and (e). 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 prescribed herein.

Section 10. This resolution, which takes effect immediately, shall be published in full in the Medina Journal-Register and the Albion Advertiser, 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.

Adopted. 5 ayes; 2 nays, Legislators McCarthy and Tuohey; 0 absent.

Legislator Tuohey moved to remove a resolution from the table, which would authorize the purchase of a telephone system and the issuance of serial bonds; seconded by Legislator Bower. The motion was voted on and carried 6-1, with Legislator Bennett voting nay.

After the resolution was presented, a roll call vote was taken as follows:

Legislator Bennett	aye	Legislator Berger	aye
Legislator Billings	aye	Legislator Bower	aye
Legislator McCarthy	nay	Legislator Swiercznski	aye
Legislator Tuohey	aye		

The following resolutions were then adopted:

RESOLUTION NO. 415-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF A TELEPHONE SYSTEM IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$110,000, AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$110,000 SERIAL BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. The purchase and installation of a telephone system in and for the County of Orleans, New York, including improvements incidental thereto, is hereby authorized at a maximum estimated cost of \$110,000.

Section 2. SEQR DETERMINATION: It is hereby determined, pursuant to the New York State Environmental Quality Review Act, that the aforesaid project constitutes an Unlisted Action which WILL NOT result in any significant adverse environmental impact.

Section 3. The plan for the financing of such maximum estimated cost is by the issuance of not exceeding \$110,000 serial bonds of said County hereby authorized to be issued therefor pursuant to the Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is at least five years, pursuant to subdivision 35 of paragraph a of Section

11.00 of the Local Finance Law.

Section 5. 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 6. 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 7. 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 and also including the consolidation with other issues, 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 8. 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 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2 (d) and (e). 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 10. This resolution, which takes effect immediately, shall be published in full in the Medina Journal-Register and the Albion Advertiser, 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.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

Legislator McCarthy said he will leave the resolution to amend the Health Department Environmental Health Fee Schedule on the table at this time.

Legislator Swiercznski moved to remove a resolution from the table which would authorize Mental Health to request state funding; seconded by Legislator Bower. Carried 6-1, with Legislator Tuohy voting Nay. After Legislator McCarthy presented the resolution, Legislator Tuohy moved to amend the resolution to add the words " FURTHER RESOLVED, that if the funding for this program should stop, the County's obligation to continue the program will cease." Legislator McCarthy accepted the amendment, with Legislator Billings voting against it, and the following resolutions were adopted:

RESOLUTION NO. 416-793

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH TO REQUEST \$17,000 OF FUNDING FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH

WHEREAS, the NYS Office of Mental Health has advised the Department of Mental Health of new funding available in 1993-1994; and

WHEREAS, based on needs assessment projections and local planning, the Orleans County Department of Mental Health wishes to request \$17,000 of the new funding for the following:

Friends of Mental Health in
Orleans Co., Inc. \$17,000.

WHEREAS, as per resolution No. 278-593, these programs are 100% funded, involving no county cost.

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does authorize the Orleans County Department of Mental Health to request \$17,000 in already existing funding mechanisms, and be it

FURTHER RESOLVED, that if the funding for this program should stop, the County's obligation to continue the program will cease.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator McCarthy moved to add three resolutions to the agenda; carried, with Legislator Bennett voting nay. The following resolutions were then adopted:

RESOLUTION NO. 417-793

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION SETTING DATE FOR PUBLIC HEARING REGARDING DESIGNATION OF COUNTY RECYCLABLE MATERIALS

RESOLVED, that pursuant to Sections 2.1 and 4.3 of Local Law No. 2 of 1993, this Legislature does hereby establish the date for a public hearing to designate the following items as County Recyclable Materials on Wednesday, August 11, 1993 at 4:30 p.m. in the Orleans County Legislature Chambers, at which time all interested persons and parties will be heard:

1. Paper, clean and unsoiled, including newsprint, newspapers, news advertisements, supplements, comics and enclosures, corrugated cardboard boxes and similar corrugated materials.
2. Clear glass food and beverage containers with lids removed.
3. Metals limited to bi-metal cans, tin plated steel cans, and aluminum household food or beverage

containers with lids and paper labels removed.

4. Plastic containers normally found in the household labeled Type 1 (PET) or Type 2 (HDPE) with lids and rings removed.

5. Magazines

and be it further

RESOLVED, that the Clerk of the Legislature is hereby authorized to publish notice of said public hearing in the official county newspapers.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution creating guidelines for the 1994 budget, seconded by Legislator Bennett, Legislator Bennett moved to amend the resolution to add "every effort will be made to eliminate two Mid-management positions within the County"; seconded by Legislator Billings; the amendment passed 7-1, and the following resolutions were adopted:

RESOLUTION NO. 418-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION CREATING GUIDELINES FOR THE 1994 COUNTY BUDGET

RESOLVED, that this Legislature does hereby create the following guidelines to be used in the preparation of the 1994 County Budget:

1. No new positions. Upgrades must be approved by Legislature prior to inclusion in budget.
2. No new or expanded programs except those fully funded, with no County costs involved.
3. Personal Services - use 3.5% plus step increases and longevity when appropriate.
4. Equipment - only equipment that is absolutely necessary and economically justifiable.
5. Contractual - use 1993 adjusted budget figures, with any additional adjustments documented.
6. Travel - use 1993 adjusted budget figures.

7. Every effort will be made to eliminate two Mid-management positions within the County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution that would authorize the installation of a security fence around the radio tower; seconded by Legislator McCarthy. Legislator Billings moved to amend the resolution to add "not to exceed \$1400.00"; amendment accepted by Legislator Tuohey. The following resolution was then adopted:

RESOLUTION NO 419-793

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING INSTALLATION OF SECURITY FENCE AROUND 800 Mhz RADIO TOWER

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to contract for the installation of a security fence to be placed around the 800 Mhz radio tower, at cost not to exceed \$1400.00, with payment to be made from the Radio Communication System Capital Project Account, H1650.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey mentioned the Library Tour on July 25. Legislator McCarthy suggested doing it on our own time and reporting back on it in two weeks.

Legislator McCarthy spoke highly of the Planning Board picnic that he attended at the County Marine Park on the evening of July 27. He said the Caretaker did a great job.

Legislator Swiercznski asked about seals on County cars, if all cars should have them because some do not. This will be checked on.

Legislator McCarthy moved to adjourn; second by Legislator Bennett.

Meeting adjourned at 5:40 p.m.

LEGISLATURE MEETING
August 11, 1993

The meeting was called to order by Chairman Berger at 4:35 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: invitation to Orleans County Farm Bureau Family Picnic on August 22, Youth Board meeting notice for September 1, notice of Executive Committee Youth Board meeting on August 23, letter from Diane Keane regarding Ed Crawford's health situation, letter from Thomas Brachko thanking the Legislature for support of Home Rules regarding the Language of Government Act and Employer Tax Credit to Teach English, letter from Assemblyman Nesbitt regarding those same Home Rules, which he supports, letter from Senator Daly notifying of elevator service grant, copy of legal notice regarding Village of Medina's Local Law #5, copy of letter to Dick Clark from Gail Culver, Chair of the 4-H Fair Board, thanking Dick for the quick response to the emergency situation at the fair on July 27, letter to Chairman Berger from Wayne Hale expressing Mr. Hale's support of this Legislature's resolution opposing the paving of the canal towpath.

Reports of Standing Committees: Legislator McCarthy attended his regular committee meetings; also attended a meeting this morning regarding Self-Insurance.

Legislator Billings attended his regular meetings. He announced that there will be a meeting of the Agricultural and Farmland Protection Board on Monday. Legislator Billings spoke about having the Shelby Water District reviewed.

Legislator Bower attended his regular meetings.

Legislator Swiercznski attended his regular meetings. He also attended the funeral of Denton Clark, a past Deputy County Clerk.

Legislator Bennett attended his regular meetings.

Legislator Tuohey met with the Commissioner of Social Services and the Mental Health Director on August 4 to discuss expansion of the Cluster Home Program. She audited on August 10, and in reviewing the Physically Handicapped Children's program bills, discovered a large amount of money had been deducted by Chris Covell for questionable charges. This could be challenged by the providers, but it shows that Ms.

Covell is doing a very thorough job of checking these charges. Legislator Tuohey also attended her regular meetings.

Chairman Berger attended a GLOW meeting in Batavia on July 29; also the Team Meeting at the County Office Building. He also spent time at Highway on that date. On July 30, Chairman Berger went to the CID Open House in Chaffee; also toured the landfill area; visited the funeral home for the wife of "Jenks" Johnson who passed away. He spent time at the Soil & Water booth at the 4-H Fair on July 31. He attended the Village of Lyndonville meeting on August 2. August 4 was the eighth anniversary of McDonald's and Legislator Berger was invited there for breakfast; also spent time that day at Legislature and Highway offices. On August 8 at 9:00 a.m., Chairman Berger attended an Alert Program at Point Breeze for certifying underwater scuba divers. On August 10, he attended a Soil and Water meeting and on August 11 attended Radio, Safety and Self-Insurance meetings.

Legislator Billings asked Legislator Bennett if the proposed landfill in Barre is in an Agricultural District. Legislator Bennett said he believes it is.

During the Privilege of the Floor portion of the meeting, Legislator Bower said he has been working with Mr. Dudek on health insurance costs for 1994. Legislator Bower said we should take a real close look at insurance costs prior to next year's contract.

Legislator Bower said he has been asked about passengers "going along for the ride" in County vehicles, with the driver to whom the car is assigned. The County Attorney said it is not appropriate for a non-employee to be riding in a county vehicle. He said it is not specifically addressed in the county handbook. Legislator Bower said he is referring to this situation during working hours. He said the liability really bothers him. He is not concerned with employees who are on call and have their families in the vehicles during time off. Legislator Swiercznski suggested giving 1099's at the end of the year. Legislator Bower said that is another issue. Chairman Berger suggested forming a committee to look into this. Legislator McCarthy volunteered to serve on this committee. Legislator Bower volunteered also; only after having no one else offer.

Chairman Berger spoke of a letter both he and Legislator Billings received from Ruth Samborski, asking for a Senior Citizens discount, presumably for solid waste pickup.

Legislator Bower spoke about Richard Harter, who has requested authorization for partial payment of taxes. He said Mr. Harter has always been very good in paying his taxes and due to hard times he is asking for an extension. Mr. Harter explained his request to the Legislature.

The following resolutions were adopted:

RESOLUTION NO. 420-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF MURRAY

RESOLVED, that this Legislature sell and convey unto Robert & Gloria Johnson, 423 Remington St., Rochester, N.Y. 14621, for the sum of \$2061.72, Parcel No. 91, Tax Map No. 66.-1-14.12 of the premises contained in the 1992 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 494 of Deeds at Page 82, being formerly assessed to Robert & Gloria Johnson, bounded and described as follows: In the Town of Murray, Orleans County, New York, being known as L242, T4, 9.90 acres, Orleans Monroe County Line 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 421-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FROM RADIO COMMUNICATION CAPITAL ACCOUNT

RESOLVED, that this Legislature authorizes the payment of \$458,572.77 to E.F. Johnson Co. to be paid from Radio Communication System Capital Project Account H1650, as follows:

Changes in Dispatch Center cabinetry to reflect
ADA responsibilities \$ 5,415.50

Progress payment on backbone, tower, installation
and optimization \$225,000.72

Highway radios other than
County Highway \$159,824.35

Highway mobile, portable an control station
radios \$ 68,332.20

Total \$458,572.77

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 422-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIM FROM HIGHWAY BRIDGE ACCOUNT

RESOLVED, that this Legislature authorizes the
payment of \$6982.50 to Keeler Construction Co., Inc.
of Albion, N.Y. for the paving of the Eagle Harbor
Road Bridge, to be paid from Highway Bridges Capital
Project Account H5120.2

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 423-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job
Development Agency, the Highway Department, and the
Self-Insurance Fund have been audited by this
Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims
against the General Fund, represented by checks
numbered 12344 through 12502 be paid, and that the
Clerk of the Legislature, the Director of Job
Development Agency the Superintendent of Highways, and
the Self-Insurance Administrator be authorized and
directed to draw demand orders on the County Treasurer
in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 424-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING TRANSFER OF FUNDS INTO HISTORIAN ACCOUNT

WHEREAS, the County Historian is in need of repairs for his office copier, and

WHEREAS, there are no funds in the Historian's budget to cover this expense, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer funds as follows:

From:

Contingent Fund

A1990

\$209.00

To:

Appropriation Account

7510.418 - Historian "Other"

\$209.00

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 425-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN ELECTIONS OFFICE

WHEREAS, the part-time Clerk position in the Elections Office is vacant due to illness, be it

RESOLVED, that this Legislature authorizes the filling of this vacancy at a salary of \$4.25 per hour.

Adopted. 7 ayes; 0 nays; 0 absent.

After the adoption of the above resolution, there was discussion regarding the filling of this position. It was questioned as to who would remain in the position if the person who is ill recovered and wanted to return. After further discussion, Legislator Bower moved to rescind the resolution, with a second by

Legislator Tuohey. The following resolutions were then adopted:

RESOLUTION NO. 426-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey.

RESOLUTION RESCINDING RESOLUTION NO. 425-893

RESOLVED, that this Legislature rescinds resolution no. 425-893, which authorized the filling of a vacancy in the Elections Office.

Adopted. 4 ayes; 3 nays, Legislators Bennett, McCarthy and Swiercznski; 0 absent.

Legislator Billings introduced a resolution authorizing payment to GLOW; seconded by Legislator Swiercznski. Legislator Bennett asked how much is left in the Solid Waste Reserve. Legislator Tuohey replied that there is a balance of \$36,904.00. The following resolutions were then adopted:

RESOLUTION NO. 427-893

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PAYMENT TO GLOW

WHEREAS, Orleans County has budgeted \$10,000 for funding the GLOW Region Solid Waste Management Committee, now, therefore, be it

RESOLVED, that the Orleans County Treasurer is authorized to pay the amount of \$10,000 to GLOW Region Solid Waste Management Committee, as budgeted for 1993, from Solid Waste Reserve.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 428-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CARLTON

RESOLVED, that this Legislature sell and convey unto John P. Rehberg, 13239 Church St., Waterport, N.Y. 14571, for the sum of \$10,237.56, Parcel No. 49, Tax Map No. 29.-1-11.2 of the premises contained in the 1992 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 494 of Deeds at Page 81, being formerly assessed to E. Zastawny and C. Bufano, bounded and described as follows: In the Town of Carlton, Orleans County, New York, being known as L1, T16, R1, .85 acre, 1693 Oak Orchard 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 429-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Graydon Stymus, 4958 Transit Rd., Holley, N.Y. 14470, for the sum of \$1156.17, Parcel No. 58, Tax Map No. 108.-2-58 of the premises contained in the 1992 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 494 of Deeds at Page 80, being formerly assessed to Graydon Stymus, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L200, T3, 125.00 x 132.00', South Manning 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 430-893

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING HAULER PERMIT APPLICATION OF SUBURBAN DISPOSAL CORPORATION

WHEREAS, the County Source Separation Law requires waste/recyclables haulers to obtain a hauler permit in order to provide service in Orleans County; and

WHEREAS, the application of Suburban Disposal Corporation of Spencerport, NY has been reviewed and is complete, now, therefore be it

RESOLVED, that this Legislature hereby approves the application of Suburban Disposal Corporation and authorizes signing and issuance of a permit to expire June 30, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution which would authorize a transfer of funds for special counsel concerning the McKenna Landfill. Legislator Bennett questioned why this is done each time a bill needs to be paid, rather than transferring a larger amount of money for the year. The following resolutions were then adopted:

RESOLUTION NO. 431-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND SETTING UP NEW BUDGET MONIES FOR SPECIAL COUNSEL CONCERNING MCKENNA LANDFILL

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$1,893.83 from Solid Waste Capital Reserve to General Fund Revenue A5031, and be it further

RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies as follows:

Revenues

A5031 Interfund Transfers \$1,893.83

Appropriations

A1930 Judgments and Claims \$1,893.83

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 432-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PERSONNEL CHANGES AT NURSING HOME

RESOLVED, that this Legislature does hereby authorize the creation of four full-time Licensed Practical Nurse positions, the elimination of seven part-time LPN positions and one full-time Institutional Aide Position, at the Orleans County Nursing Home, and be it

FURTHER RESOLVED, that these positions created are the result of a joint CSEA-Management partnership at the Orleans County Nursing Home through which four Institutional Aides were sent to Nursing School 2 days per week to become LPN's.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution regarding notification to lienholders; seconded by Legislator Bennett. The County Attorney explained the current practice regarding the listing of in rem properties. He explained that if this resolution is adopted, we will be obtaining judgment and lien services on about 200 properties. When asked by Legislator Bennett what his opinion of this resolution is, Mr. Schubel replied that, with respect to the County Treasurer, he is against the resolution. He feels that the system we currently use is working well. The following resolution was then voted on and defeated:

RESOLUTION NO. 433-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION DIRECTING NOTIFICATION TO LIENHOLDERS AGAINST PARCELS SUBJECT TO IN REM TAX FORECLOSURE PROCEEDINGS IN THE FIRST YEAR

WHEREAS, the United States Supreme Court decision, *Menonite Board of Missions v. Adams*, requires all taxing authorities foreclosing against parcels for unpaid taxes to conduct a search for mortgages, judgments and other liens against parcels that are subject to the foreclosure proceedings, and

WHEREAS, it has been the practice of the County of Orleans to complete one year's In Rem Tax Foreclosure Proceeding and obtain searches only against those parcels that are not redeemed, and as to those foreclosed parcels that show the existence of mortgages, judgments or liens, to put those parcels through the following year's In Rem Tax Foreclosure Proceeding notifying the mortgagee, judgment and other lienholders, and,

WHEREAS, this Legislature determines that all lienholders should be notified of an In Rem Tax Foreclosure Proceeding during the first year so as to eliminate the necessity of putting parcels through the following year's In Rem Tax Foreclosure Proceeding,

BE IT RESOLVED, that the Offices of the County Treasurer and County Attorney are hereby directed to obtain lien and judgment searches against all of the parcels on the original list of delinquent taxes and notifying any of the mortgagee, judgment or lienholders immediately so that their interests will be cut off at the conclusion of the first foreclosure proceeding.

DEFEATED. 0 ayes; 7 nays; 0 absent.

The following resolutions were adopted:

RESOLUTION NO. 434-893

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING GLOW SOLID WASTE MANAGEMENT COMMITTEE 1994 BUDGET

WHEREAS, the GLOW Region Solid Waste Management Committee, comprised of Genesee, Livingston, Orleans and Wyoming counties was created by intermunicipal agreement to provide administrative, educational and technical duties related to solid waste management for the region; and

WHEREAS, the GLOW Region Solid Waste Management Committee has approved a tentative 1994 Administrative Budget for review by the counties; and

WHEREAS, the GLOW Region Solid Waste Management Committee recommends a \$10,000 contribution from Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby support the tentative 1994 Administrative Budget for the GLOW Region Solid Waste Management Committee.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Bennett introduced a resolution authorizing a transfer to the District Attorney's budget, regarding the Crime Victims Program. It was seconded by Legislator Tuohey. Legislator McCarthy spoke highly of the program. Legislator Bower said it should be an Orleans County position. Legislator Swiercznski said it is a question of money and he tabled the resolution.

The following resolutions were adopted:

RESOLUTION NO. 435-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN SUBSCRIBER AGREEMENT WITH NYMIR

WHEREAS, the New York Municipal Insurance Reciprocal, known as NYMIR, has secured the necessary number of subscribers to start their licensing process, and

WHEREAS, September 1, 1993 is their targeted starting date, and

WHEREAS, they have confirmed insurance pricing to Orleans County for 1994, which involves a substantial savings to the County, be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to sign a subscriber agreement with NYMIR, and be it

FURTHER RESOLVED, that the Chief Administrative Officer is hereby authorized to participate in the formation of the Board of Governors.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 436-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION ABOLISHING PART TIME CASEWORKER POSITIONS
AND CREATING AND FILLING FULL TIME CASEWORKER POSITION
IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, Gerald Golden, Caseworker in the Department of Social Services, was granted a one year educational leave of absence from his full time Caseworker title for the period September 8, 1992 to September 7, 1993; and

WHEREAS, the full time Caseworker position was abolished for this period and replaced by two part time Caseworker positions (to allow Gerald Golden to be appointed to a part time position),

NOW, THEREFORE BE IT RESOLVED, that the two part time Caseworker positions in the Department of Social Services are abolished and replaced by one full time Caseworker effective September 8, 1993 and

BE IT FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the resulting vacancy of full time Caseworker.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 437-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT BETWEEN
ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES AND THE
ORLEANS COUNTY HIGHWAY DEPARTMENT FOR WORK EXPERIENCE
CREW LEADER POSITION

WHEREAS, the Orleans County Department of Social Services and the Orleans County Highway Department have previously entered into an agreement for the services of a Work Experience Crew Leader as authorized by Resolution No. 78-193; and

WHEREAS, it is now necessary to amend aforementioned agreement; and

WHEREAS, the Orleans County Department of Social Services and the Orleans County Highway Department are desirous of continuing said agreement;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby approve said amendment to agreement between the Orleans County Department of Social Services and the Orleans County Highway Department for the Work Experience Crew Leader; said amendment to be effective May 3, 1993 through December 31, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 438-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT WITH RANDOLPH CHILDREN'S HOME FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the agreement between Orleans County Department of Social Services and Randolph Children's Home, Randolph, NY for provision of foster care services; to be effective September 1, 1993 through August 31, 1994 at a cost not to exceed \$59,710 per child. County cost is \$20,302 per child.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution abolishing and creating positions in the Sheriff's Department.

Legislator Bennett introduced a resolution approving an agreement between the Sheriff's Department and New York Telephone Company; seconded by Legislator Tuohey. Legislator McCarthy questioned calls made to the Public Defender. He suggested making that number separate. He suggested that Kevin Doherty look into that.

The following resolutions were adopted:

RESOLUTION NO. 439-893

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN SHERIFF'S DEPARTMENT AND NEW YORK TELEPHONE COMPANY

RESOLVED, that this Legislature does hereby

approve the agreement between the Orleans County Sheriff's Department and New York Telephone Company, as the local carrier for pay inmates phones located within the jail for a period of five years, based on a 25% commission to be paid to the Orleans County Sheriff's Department; said agreement to become effective September 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 440-893

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING INCREASE IN HOURS FOR JAIL NURSE AND JAIL PHYSICIAN

WHEREAS, there are certain health related services, including but not limited to TB skin testing and Hepatitis B immunization, which need to be available at the Orleans County Jail; be it

RESOLVED, that this Legislature does hereby authorize an additional six hours per week for the Jail Nurse at an hourly rate of \$10.00 per hour, and increased hours for the Jail Physician, effective September 1, 1993; total cost not to exceed \$2,000.00, and be it further

RESOLVED, that payment for this additional time will be vouchered directly to the Orleans County Health Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 441-893

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM

RESOLVED, that this Legislature does hereby authorize the continuation of the Alternatives to Incarceration Program for a 12-month period, commencing July 1, 1993 and terminating June 30, 1994, at a cost of \$50,626.00, with \$21,466.00 being reimbursed to the County, leaving a County cost of \$29,160.00; said program being provided by the current staff within the Sheriff's Department.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution authorizing the creation of a part-time Animal Control Officer. Legislator Billings moved to amend the resolution to add "effective July 1, 1993"; seconded by Legislator Bennett. Carried. The following resolutions were then adopted:

RESOLUTION NO. 442-893

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION AUTHORIZING CREATION AND FILLING OF PART-TIME ANIMAL CONTROL OFFICER

RESOLVED, that this Legislature does hereby authorize the creation and filling of a part-time Animal Control Officer at an hourly rate of \$6.00, said Officer to be used on an "on-call" basis when the Animal Control Officer, and current part-time Animal Control Officer, are unavailable; annual cost not to exceed \$1,000.00 that has been budgeted for this purpose; position to be effective July 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 443-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO PROVIDE NEW YORK STATE OFFICE OF MENTAL HEALTH FUNDS TO THE FRIENDS OF MENTAL HEALTH IN ORLEANS COUNTY, INC.

WHEREAS, there is a necessity in Orleans County to provide additional support groups because of a significant number of less severely mentally ill individuals, and

WHEREAS, the Friends of Mental Health in Orleans County, Inc. have the interest and competence to provide these services.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Director of Mental Health to provide and subcontract \$8,500. to the Friends of Mental Health in Orleans County, Inc. which is 100% funded by the New York State Office of Mental Health for the period of July 1, 1993 through December 31,

1993.

Adopted. 6 ayes; 1 nay, Legislator Billings 0
absent.

RESOLUTION NO. 444-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO ACCEPT FUNDING FOR THE PSYCHOSOCIAL CLUB FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH AND TO AUTHORIZE THE CREATION AND FILLING OF POSITIONS IN THE MENTAL HEALTH DEPARTMENT AND TO AUTHORIZE THE CREATION OF REVENUE AND EXPENSE ACCOUNTS

WHEREAS, the Orleans County Department of Mental Health provides a program for Community Support Services (CSS) consumers for the purpose of socialization, social support, and social and leisure skills training; and

WHEREAS, increased funding to serve additional clients and increase the number of visits has been made available by NYS Office of Mental Health; now, therefore, be it

RESOLVED, that the Legislature authorizes the Director of Mental Health to accept additional NYS Office of Mental Health funds in the amount of \$6,667.00 (prorated from September 1, 1993 to Dec. 31, 1993) with no county cost; and

BE IT FURTHER RESOLVED, that the Legislature creates and authorizes the Department of Mental Health to hire two (2) part-time Leisure Activities Aides at an annual cost of \$14,660. at 17 hours per week each at Grade 2; said positions to be abolished if 100% funding is discontinued, and be it further

RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies as follows:

Revenue Account 3490 State Aid \$6,667.00

Appropriation Accounts:

4320.100	Personal Services	\$4,403.00
9020.620	Medicare	\$ 64.00
9030.630	Social Security	\$ 272.00
9040.633	Workmen's Comp.	\$ 148.00
4320.250	Other Equipment	\$ 333.00
4320.418	Program Supplies	\$ 801.00

4320.463 Out of County Travel	\$ 258.00
4320.462 In County Travel	\$ <u>388.00</u>
Total	\$6,667.00

Adopted. 6 ayes; 1 nay, Legislator Billings 0
absent.

RESOLUTION NO. 445-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO ACCEPT FUNDING FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH ON AN ANNUALIZED BASIS AND TO CREATE AND FILL THE POSITION OF ADULT INTENSIVE CASE MANAGER/COORDINATOR AND TO CREATE REVENUE AND EXPENSE ACCOUNTS AS LISTED.

WHEREAS, the Orleans County Department of Mental Health would like to create a full-time Adult Intensive Case Manager/Coordinator Grade 19 position; and

WHEREAS, this position is 100% funded by the New York State Office of Mental Health; and

WHEREAS, the annualized funding for the position and service dollars is \$70,132,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Director of Mental Health to accept funding from the New York State Office of Mental Health and creates one full-time Adult Intensive Case Manager/Coordinator Grade 19 position in the Orleans County Mental Health Department on the CSEA Salary Schedule; said position to become effective September 1, 1993; said position to be abolished if 100% funding ceases; and be it

FURTHER RESOLVED, that the Director of Mental Health is hereby authorized to fill the newly created Adult Intensive Case Manager/Coordinator at Grade 19 with a starting salary of \$25,835. per calendar year at no county cost; and, be it

FURTHER RESOLVED, that the Legislature authorizes the County Treasurer to set up new budget monies as follows:

Revenue Account 3490 State Aid \$23,382.00

Appropriation Accounts:

4320.100 Personal Services	\$ 8,612.00
9010.628 Retirement	\$ 17.00
9020.620 Medicare	\$ 124.00
9030.630 Social Security	\$ 534.00
9040.633 Workmen's Comp.	\$ 148.00
9060.650 Hospitalization	\$ 937.00
9050.636 Unemployment	\$ 22.00
4320.462 In County Travel	\$ 750.00
4320.463 Out County Travel	\$ 250.00
4320.418 Other Contractual	\$ 6,668.00
4320.100 Personal Services	\$ 5,320.00
(Beeper)	\$
Total	\$23,382.00

Adopted. 7 ayes; 0 nays, 0 absent.

Legislator McCarthy introduced a resolution abolishing and creating two positions in Mental Health. Legislator Tuohey motioned to amend the resolution; these are not permanent positions, they are just being extended. Legislator Swiercznski said he would like to see the number of positions in this department now, compared to the first of the year. Legislator McCarthy accepted this amendment, and also added to be reviewed December 31, 1993. The following resolutions were then adopted:

RESOLUTION NO. 446-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION CONTINUING TWO POSITIONS IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Legislature through approval of the 1993 County budget has approved allocations for two part-time Account-clerk Typist positions in the County Mental Health Department; and

WHEREAS, two (2) temporary Account-clerk Typist positions were created by Resolution No. 16-193 for a period of seven months; and

WHEREAS, the employees in these positions will work seventeen (17) hours each week and only receive benefits for these positions as required by law;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the continuation of two part-time Account-Clerk Typist positions in the Mental Health Department, to be reviewed December 31, 1993.

Adopted. 7 ayes; 0 nays, 0 absent.

Legislator McCarthy moved to add the following resolution. Carried:

RESOLUTION No. 447-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH DEPARTMENT

WHEREAS, an Account Clerk Typist in the Billing Department has submitted her resignation to become effective on August 19th and;

WHEREAS, this is a vital position in the Billing Department in order to handle the volume of billing done in the time limit available for the billing process.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes the Director of Mental Health to fill this position caused through resignation as of August 19th, 1993 ; at Grade 5 on the CSEA Salary Schedule, at a salary of \$15,136.

Legislator Billings had moved, during the Conference Session, to add two resolutions to the agenda; second by Legislator Bower. Carried:

RESOLUTION NO. 448-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PARTIAL PAYMENT OF TAXES AND WITHDRAWAL OF PARCELS FROM 1993 FIRST YEAR IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, Section 1500 subdivision 2 of the Real Property Tax Law allows this Legislature by Resolution to authorize the County Treasurer to accept from any taxpayer at any time partial payments for or on account of taxes or on account of any tax liens or certificates of tax sales owned or held by this County in such amount or manner and apply such payment as may be prescribed by the Resolution, now, therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to accept partial payment of

real property taxes due and owing from Richard and Laurie Harter of 7 Van Buren Street, Holley, New York in the amount of \$738.06 on tax map number 87.8-1-23, in the Town of Murray, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is directed to apply the aforesaid amounts to the 1990 real property taxes plus interest and penalties, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to withdraw the above-referenced parcels from the list of delinquent taxes in the 1993 first year In Rem Tax Foreclosure Proceedings, and be it

FURTHER RESOLVED, that this payment must be made by August 31, 1993, and that this exemption will be given one time only.

Adopted. 7 ayes; 0 nays, 0 absent.

RESOLUTION NO. 449-893

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PARTIAL PAYMENT OF TAXES AND WITHDRAWAL OF PARCELS FROM 1993 FIRST YEAR IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, Section 1500 subdivision 2 of the Real Property Tax Law allows this Legislature by Resolution to authorize the County Treasurer to accept from any taxpayer at any time partial payments for or on account of taxes or on account of any tax liens or certificates of tax sales owned or held by this County in such amount or manner and apply such payment as may be prescribed by the Resolution, now, therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to accept partial payment of real property taxes due and owing from William Rose of 3411 Hindsburg Road, Fancher, New York in the amount of \$2880.39 on tax map number 64.-1-51.2, in the Town of Murray, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is directed to apply the aforesaid amounts to the 1990 real property taxes plus interest and penalties, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to withdraw the above-referenced parcels from the list of delinquent taxes in the 1993 first year In Rem Tax Foreclosure Proceedings, and be it

FURTHER RESOLVED, that this payment must be made by August 31, 1993, and that this exemption will be given one time only.

Adopted. 7 ayes; 0 nays, 0 absent.

Legislator McCarthy, with a second from Legislator Tuohey, moved to waive the rules to add a resolution regarding the apportioning of Workers Compensation Self-Insurance assessment. Carried.

RESOLUTION NO. 450-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPORTIONING 1994 WORKER'S COMPENSATION SELF-INSURANCE ASSESSMENT TO VARIOUS COUNTY DEPARTMENTS

RESOLVED, that this Legislature does hereby authorize the apportionment of the 1994 Self-Insurance assessment as follows:

Fifty percent of the assessment shall be divided between the Nursing Home and all other departments combined, based on the ratio that Nursing Home claims bear compared to the combined claims of all other departments. The most recent 5-year period shall be used in these calculations. The portion of the half of the assessment charged to departments other than the Nursing Home shall be on a "per employee" basis. The remaining fifty percent of the assessment shall be apportioned to all county departments on a "per employee" basis.

All departments shall include part-time employees at half the rate that is budgeted for a full-time employee.

Adopted. 6 ayes; 1 nay, Legislator Swiercznski; 0 absent.

Legislator McCarthy removed a resolution from the table, regarding the Health Department fee schedule:

RESOLUTION NO. 451-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AMENDING ORLEANS COUNTY HEALTH DEPARTMENT ENVIRONMENTAL HEALTH FEE SCHEDULE

WHEREAS, the present Orleans County Health Department's Environmental Health Fee Schedule was adopted by Resolution No. 110-293; and

WHEREAS, a change in the schedule has been suggested to relieve not-for-profit organizations of a portion of this service fee;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Health Department Environmental Health Fee Schedule is hereby amended as follows:

FOOD SERVICE ESTABLISHMENTS:

Change:

Temporary (per stand) \$10.00

To:

Temporary/Commercial
(per stand) \$15.00

Temporary/Not-For Profit
(per event) \$10.00

and be it further

RESOLVED, that this resolution shall take effect January 1, 1993, and shall be applicable to all affected inspections and/or services rendered on or after that date.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger reminded the Legislators of a meeting next Wednesday morning at 9:00 a.m. regarding the landfill.

Legislator Tuohey moved to adjourn the meeting; seconded by Legislator McCarthy. Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
August 25, 1993

The meeting was called to order at 4:40 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: minutes of July 7 Youth Board meeting, letter from Ed Crawford of NYSAC acknowledging receipt of our resolution which adopted Local Law #4 regarding weapons in county buildings, letter from Assemblywoman Hoffman in support of the bills regarding english as the official language of the United States, letter from Terry Logsdon, District Manager for JC Penney, in thanks for Chairman Berger's letter of concern regarding the closing of the Medina store, letter from Mary Anne Fischer, Executive Director of People Promoting Hospice, in thanks for the donation of office space, letter from Senator Daly acknowledging receipt of our resolution opposing the paving of the canal towpath.

David Schubel commented regarding the letter referring to office space for "Hospice". He asked the Legislature's opinion on a lease. Legislator Swiercznski suggested approving the use of the space for one year, with an option for renewal. Agreed.

Legislator Bower asked for a consensus regarding whether or not the Commissioner of Social Services should include a Support Investigator position in the 1994 budget. All were in favor, with the exception of Legislator Bennett.

Chairman Berger mentioned that a decision has not yet been made on various departments' requests for upgrades for 1994. Legislator Billings said he could not support any upgrades. Legislator Bennett agreed. Legislator McCarthy indicated that some upgrades are warranted. Legislator Bower suggested meeting on September 1 to discuss this further. Legislator Tuohey said the upgrades should not be included in the preparation of the 1994 budgets; if any are approved the budgets can be adjusted at a later date.

Report of Standing Committees: Legislator Swiercznski attended his regular meetings.

Legislator Bennett attended his usual committee meetings.

Legislator Tuohey attended her regular meetings; also a Self-Insurance meeting on August 18, and a meeting with the Legislators on August 18. On August 23, Legislator Tuohey met with Assemblywoman Hoffman and Leo Campagna of the State Thruway Authority. She said the money has not yet been allotted for the towpath paving. Legislator Tuohey audited on August 24; attended a radio meeting August 25, also toured a couple of the libraries.

Legislator McCarthy attended his usual meetings. He said that the Health Department had budgeted \$2.1 million for the PHC Program and it is projected that between \$1.6 and \$1.8 will be spent. Legislator McCarthy also mentioned that there are two people being treated for rabies at the present time.

Legislator Billings attended his regular meetings.

Legislator Bower attended his usual meetings. He asked Mr. Dudek about auditing ARC. Mr. Dudek replied that ARC will be notified that the County will be doing an audit.

Chairman Berger reported attendance at the 175th anniversary celebration for the Town of Barre on August 15th. On August 16th, he attended the Canal Task Force meeting; also Town of Ridgeway, Waste Management meeting on August 18; also Self-Insurance meeting. On August 19th, Chairman Berger attended Intercounty in Penn Yan, where the 800 Mhz was discussed. He attended an RC&D meeting on August 20 and spent time at the Legislature office; Farm Bureau meeting on August 22; also attended meeting on August 23rd with the Canal Task Force and met with Assemblywoman Hoffman and Leo Campagna of the Thruway Authority; also went to Fire Advisory Board the evening of August 23rd, and attended Radio meeting the morning of August 25.

Chairman Berger brought up the question of time off from work for emergency volunteers. Legislator Tuohey suggested that this be discussed in a policy meeting. Chairman Berger suggested writing a letter to NYSAC requesting input from other counties regarding this.

The following resolutions were adopted:

RESOLUTION NO. 452-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Nursing Home:

Part-time Food Service Helper Grade 1

Full-Time Custodian Grade 6

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 453-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 12514 through 12666 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nay; 0 absent.

RESOLUTION NO. 454-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes the payment of \$18,322.83 to Genesee LeRoy Stone Corp. for the Albion-Eagle Harbor Road Bridge Project, to be paid from Capital Project Bridges Account H5120.2.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 455-893

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING FILLING OF VACANCY IN ELECTIONS OFFICE

WHEREAS, the Election Office has a vacancy in a part-time Clerk position, be it

RESOLVED, that this Legislature authorizes the filling of this vacancy at a salary of \$4.25 per hour.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 456-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF GAINES

RESOLVED, that this Legislature sell and convey unto F. Maynard Bannan, 2755 Gaines Rd., RFD 4, Albion, New York 14411, for the sum of \$7,034.91, Parcel No. 75, Tax Map No. 50.2-1.40 of the premises contained in the 1992 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 494 of Deeds at Page 82, being formerly assessed to F. Maynard Bannan, bounded and described as follows: In the Town of Gaines, Orleans County, New York, being known as L14, T15, R2, 124.08 x 91.74', 2755 Gaines 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 457-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF FOUR BRIDGES

WHEREAS, the Congress of the United States has provided for the apportionment of Federal-Aid funds to the State for the purpose of carrying out Federal-Aid Highway Projects, pursuant to the appropriate sections of Title 23 U.S. Code, and

WHEREAS, the New York State Highway Law authorizes the Commissioner to use moneys of the Federal Government available under the Federal-Aid Highway Acts and provides for the consent to and approval by the Municipality of any project under the Federal-Aid Highway Program which is not on the State Highway System before such project is commenced, and

WHEREAS, Chapters 329, 330 and 331 of the Laws of New York of 1991 modify Section 80-b of the Highway Law to provide bond funds from Local Highway and Bridge Service Contract Bonds, issued by the New York State Thruway Authority, for State funds which complement federal matching funds for local highway and bridge projects, and

WHEREAS, both the State and the Municipality are desirous of progressing the above-subject Federal Aid Project; now, therefore, be it

RESOLVED, that this Legislature authorizes the agreement between Orleans County and the New York State Department of Transportation for the replacement of four bridges, BIN #'s 3319350 - Densmore Rd. over Sandy Creek, 3319330, 3319400 and 3318970 - all Eagle Harbor-Waterport Rd. over Otter Creek; project to be completed by December 31, 1999; said project to be paid by 80% Federal funding, 15% State funding and 5% County funding.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 458-893

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION DESIGNATING COUNTY RECYCLABLE MATERIALS

WHEREAS, a public hearing was held on August 11, 1993 regarding the designation of County Recyclable Materials, as listed in the Notice of Public Hearing, be it

RESOLVED, that the following items, be designated as County Recyclable Materials:

1. Paper, clean and unsoiled, including newsprint, newspapers, news advertisements, supplements, comics and enclosures, corrugated cardboard boxes and similar corrugated materials.
2. Clear glass food and beverage containers with lids removed.
3. Metals limited to bi-metal cans, tin plated steel cans, and aluminum household food or beverage containers with lids and paper labels removed.
4. Plastic containers normally found in the household labeled Type 1 (PET) or Type 2 (HDPE) with lids and rings removed.
5. Magazines.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 459-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION TO ADVERTISE FOR BIDS FOR GENERATOR AT THE HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the Superintendent of Highways to advertise for bids for one stand alone Diesel Power Electrical Generator for the Orleans County Highway Fuel Farm emergency power source.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Billings; 0 absent.

RESOLUTION NO. 460-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE PURCHASE OF FIRE SUPPRESSION SYSTEM FOR FUEL FARM

RESOLVED, that this Legislature authorizes the purchase of a Fire Suppression System for the new Fuel Farm, from Monroe Extinguisher Co., Inc., P.O. Box 12711, Rochester, New York 14612. This will include moving present system and fully integrating with new equipment for all fully operational canopy Fire Suppression System for a cost of \$5,499.00, to be paid from Fuel Farm Equipment Account DM5140.250.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Bennett introduced a resolution approving an agreement between the Sheriff's Department and AT&T; seconded by Legislator Tuohey. Legislator McCarthy said he does not think we should approve this until we find out how much it costs. The following resolution was then adopted.

RESOLUTION NO. 461-893

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY SHERIFF AND AT&T

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Sheriff's office and AT&T, designating AT&T as the long distance carrier for pay/inmate phones located within the jail for a period of three (3) years based on a 29% commission to be paid to the Orleans County Sheriff's office.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 462-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT WITH DOHERTY
COMMUNICATIONS TO PREPARE TELEPHONE BID SPECIFICATIONS

BE IT RESOLVED, that the Legislature does hereby approve a consulting agreement with Doherty Communications to prepare bid specifications for the replacement of the telephone system at the county campus, and to evaluate bid responses at a cost not to exceed \$2,500.

Said specifications to be approved by the County Attorney and the Chief Administrative Officer.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy presented a resolution to approve student internship agreements for Mental Health; seconded by Legislator Tuohey. Legislator McCarthy said the agreement is to be changed to add that no two-week leave will be granted. The following resolutions were then adopted:

RESOLUTION NO. 463-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENTS FOR
THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreements between the county and the following student interns to the Mental Health Department.

Paul Zimmerman, as a Social Work Student Intern for an average of 14 hours per week, commencing Sept. 3, 1993 through May 6, 1994; stipend for said time period to be \$1,480.00 payable in twice monthly installments of \$80.00 each with a county cost for said agreement to be \$740.00; such funds having been allocated in the 1993 budget.

Kenneth Greene, as a Social Work Student Intern for an average of 14 hours per week, commencing Sept. 3, 1993 through May 6, 1994; stipend for said time period to be \$1,480.00 payable in twice monthly installments of \$80.00 each with a county cost for said agreement to be \$740.00; such funds having been allocated in the 1993 budget.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution to abolish and create positions in the Probation Department. The following resolutions were then adopted:

RESOLUTION NO. 464-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION ABOLISHING AND CREATING POSITIONS IN BUILDINGS AND GROUNDS DEPARTMENT

BE IT RESOLVED, that this Legislature does hereby abolish a Custodian and Cleaner position, and in their place creates two Building Maintenance Worker positions, at Grade 9 of the CSEA Salary Schedule, and bt is further

RESOLVED, that this Legislature does hereby authorize the Superintendent of Buildings and Grounds to fill these positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 465-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENT OF EMPLOYEE ASSISTANCE PROGRAM COMMITTEE MEMBERS

WHEREAS, this Legislature desires to appoint members of the EAP Committee in conformance with the EAP By-Laws, Article III, previously approved by the County Legislature; and

WHEREAS, several member's terms will expire, and they must be replaced to maintain appropriate committee membership.

NOW, THEREFORE, BE IT RESOLVED, that the following members, with corresponding term expiration dates, be appointed to the Orleans County EAP Committee:

<u>Name</u>	<u>Representing</u>	<u>Term Expiration</u>
Robert Harrold	Real Property	12/31/95

Joanne Welch	CSEA-DSS	12/31/95
James Pratt	DSS	12/31/95
Jeanne Scharping Highway		12/31/95

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 466-893

By Legislator McCarthy, who moved the adoption

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT FOR ATTORNEY SERVICES
BETWEEN ORLEANS COUNTY ATTORNEY AND MENTAL HEALTH
SERVICES

BE IT RESOLVED, that Agreement between the Office of the County Attorney and Orleans County Mental Health Services for legal services in the amount of 2,000.00 to be paid in semi-annual payments for a one (1) year term ending December 31, 1993, is hereby approved.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 467-893

By Legislator Bennett, who moved the adoption

Seconded by Legislator Billings

RESOLUTION APPROVING PAGER PURCHASE, CONNECT SERVICE
AND AIR TIME CHARGE

RESOLVED, that this Legislature does hereby approve the purchase of five (5) pagers from Mobile Communications at a total cost of \$345.00.

Special Investigations Account

3189.418

\$345.00

FURTHER RESOLVED, that this Legislature approves the connect service and monthly unlimited air time charge for the first year at a total cost of \$549.00, to be charged to the 3110.418F Communications Expenses in the Sheriff's Department.

Communications Expenses

3110.418F

\$549.00

Adopted. 6 ayes; 1 nay, Legislator Tuohey; 0 absent.

RESOLUTION NO. 468-893

By Legislator Swiercznski, who moved the adoption

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PURCHASE OF ADDITIONAL RADIO EQUIPMENT ON BEHALF OF USER AGENCIES ON TRUNKING RADIO SYSTEM

WHEREAS, the County of Orleans has contracted for the installation of an 800 Megahertz public safety/public service radio network by the E.F. Johnson Company; and

WHEREAS, other municipal agencies have participated in a cooperative purchasing plan for radio equipment; and

WHEREAS, certain of these agencies have requested additional equipment since the purchase commitments were made in May, 1993; be it, therefore

RESOLVED, that this Legislature does authorize the Project Manager to purchase from the E.F. Johnson Company, and other qualified vendors, at the firm prices bid with the backbone equipment, such additional equipment as has been formally requested by the participating agencies, such equipment to be billed to the end user by the County on the form and format used for the delivery of the initial order of radio equipment, resulting in no net cost to the County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski presented a resolution designating a provisional System Manager for the 800 Mhz Radio System. Legislator Bower said he sees added costs and we should have known this was coming up. Legislator Tuohey replied that numerous things were changed once the system started being installed; a good part of which is in the dispatch room. She said there is alot of work involved for the Project Coordinator working with the fire companies and other agencies, but next year Kevin Doherty does not foresee as much time being required. Legislator Billings

moved to table the resolution. The motion died due to lack of a second. Chairman Berger said Mr. Doherty is doing a great job. Legislator Swiercznski read the terms of the agreement and the following resolution was adopted:

RESOLUTION NO. 469-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION DESIGNATING A PROVISIONAL SYSTEM MANAGER FOR THE 800 MEGAHERTZ TRUNKING RADIO SYSTEM

WHEREAS, the County of Orleans has contracted for the installation of an 800 Megahertz public safety/public service radio network by the E.F. Johnson Company; and

WHEREAS, Doherty Communications has, subsequent to Resolution No. 34-193, provided technical assistance to the County and has acted as Project Manager; and

WHEREAS, it has been determined by the Radio Project Oversight Committee that it is in the best interest of the County to have a System Manager to coordinate day-to-day operation and routine program changes required for the system; be it, therefore

RESOLVED, that this Legislature does hereby amend Resolution 34-193 to add the duties of System Manager to the existing duties of Project Manager, at a net increase in total cost of \$7,250.00, pursuant to a proposal from Doherty Communications dated August 20, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 470-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PURCHASE OF ADDITIONAL MATERIALS TO OPTIMIZE OPERATION OF E.F. JOHNSON TRUNKING SYSTEM

WHEREAS, the County of Orleans has contracted for the installation of an 800 Megahertz public safety/public service radio network by the E.F. Johnson Company; and

WHEREAS, it has been determined by the Radio Project Oversight Committee that certain additional equipment will enhance the overall effectiveness of the system; and

WHEREAS, it is possible to directly contract for the purchase and installation of such additional equipment without affecting either the system operation or the E.F. Johnson system warranty; be it, therefore

RESOLVED, that this Legislature does authorize the Project Manager to purchase equipment, components, and services outlined below, on a timetable determined by Project progress, in a total amount not to exceed \$37,239.00; and be it further

RESOLVED, that the Treasurer is authorized to pay for said items

From

Radio Project Capital Account H1650.418:

Additional grounding in both the new and existing radio equipment rooms of the Emergency Operating Center, not to exceed	\$ 1,100.00
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Newbridge T carrier multiplex cabinets and equipment for both the EOC and Sheriff's Dispatch locations, not to exceed	9,660.00
---	----------

Proprietary test modules, connecting cords and hardware, not to exceed	500.00
--	--------

386SX laptop computer w/long life battery, power supply, and accessories for field re-programming of mobile radios, not to exceed	1,200.00
---	----------

Replacement video equipment at the Jail due to the move of the dispatch center, not to exceed	6,760.00
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Relay operated multiple location electric gate controllers for the Jail, with master duress and dispatcher override, due to re-location of the dispatch center, no to exceed	2,180.00
--	----------

Electrical changes due to construction
in the Jail and the OEC, not to exceed 700.00

Computer expansion with software
upgrade for the dispatch assist/road sort,
computer, coincident with the move of
the dispatch room, not to exceed 3,495.00

RETCO incident management software
for two dispatch positions, not to
exceed 9,999.00

Low Band base transceiver for 46.22
mhz fire mutual aid use as a
conventional interface into the
trunking system, not to exceed 995.00

Additional dispatcher's headsets so
that each person has his own, not to
exceed 500.00

Inventory management, service history
file software to be installed in an
existing computer at the radio room,
to track radios and the trouble call
history, not to exceed 150.00

Total 37,239.00

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0
absent.

RESOLUTION NO. 471-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH
DEPARTMENT AND NIAGARA COUNTY HEARING AND LANGUAGE
CENTER FOR SPEECH THERAPY SERVICES

RESOLVED, that this Legislature does hereby
approve the Agreement between Niagara County Hearing
and Language Center for the purpose of providing
speech therapy, in accordance with Section 4410 of the
New York State Education Law pertaining to the
authority and responsibility for services to preschool
handicapped children ages three and four. Cost to be
\$45.00/session. Reimbursement to be through billing
of third party insurance for services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 472-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND DEGRAFF MEMORIAL HOSPITAL FOR SPEECH THERAPY SERVICES

RESOLVED, that this Legislature does hereby approve the Agreement between DeGraff Memorial Hospital for the purpose of providing speech therapy, in accordance with Section 4410 of the New York State Education Law pertaining to the authority and responsibility for services to preschool handicapped children ages three and four. Cost to be \$47.00/per session. Reimbursement to be through billing of third party insurance for services.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 473-893

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING THE 1993 AGREEMENT FOR ALCOHOLISM SERVICES BETWEEN PARK RIDGE HOSPITAL, INC. AND ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, the Park Ridge Hospital, Inc. is fully licensed to provide alcoholism services including 1) Alcoholism Clinic, 2) CEDIR Program and 3) Crisis Services, and agrees to furnish these services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to obtain these services from Park Ridge Hospital, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1993 agreement between the Orleans County Department of Mental Health and the Park Ridge Hospital, Inc. for the provision of alcoholism services; said agreement to be in effect during the 1993 calendar year at a cost of \$166,222 of which \$55,111 is county cost.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 474-893

By Legislator McCarthy, who moved the resolution

Seconded by Legislator Bower

RESOLUTION APPROVING THE 1993 AGREEMENT FOR SUBSTANCE ABUSE SERVICES BETWEEN PARK RIDGE HOSPITAL, INC. AND THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, the Park Ridge Hospital, Inc. is fully licensed to provide substance abuse services including 1) Drug-Free Outpatient Clinic, 2) Outpatient Prevention Program, and agrees to furnish these services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to obtain these services from Park Ridge Hospital, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the 1993 agreement between the Orleans County Department of Mental Health and the Park Ridge Hospital, Inc. for the provision of substance abuse services; said agreement to be in effect during the 1993 calendar year at a cost of \$233,212 of which \$18,000 is county cost.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 475-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO SOLICIT BIDS FOR MICROFILMING SERVICES

WHEREAS, the County has received a Records Management grant to microfilm records in the Treasurer's Office.

Now, therefore, be it resolved that the Chief Administrative Officer is hereby authorized to advertise for bids for microfilming services.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett moved to remove a resolution from the table, which authorizes a transfer to the District Attorney's budget; seconded by Legislator Billings. Carried. Legislator Bennett said this is a legitimate expense and a valuable service. He said there will be a resolution on the next agenda to approve a contract with Genesee County.

The following resolution was then adopted:

RESOLUTION NO. 476-893

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING TRANSFER TO DISTRICT ATTORNEY BUDGET

WHEREAS, the Crime Victims telephone service is approximately \$60.00 per month and has previously been charged to the Sheriff's Department, which did not budget this expense, and

WHEREAS, the Crime Victims Personal Services is part of the District Attorney's budget and the telephone expense should also show in this account; now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer \$300.00 from the Contingent Account A1990.418 to the District Attorney's telephone line item 1165.421 to cover the telephone service for August through December, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski moved to waive the rules to add four resolutions to the agenda; seconded by Legislator McCarthy. Carried, with two nays from Legislators Bennett and Billings.

Legislator Billings presented the resolution to authorize the installation of a water line at the Emergency Management Center. Legislator Tuohey moved to table the resolution. Legislator McCarthy agreed that there is not enough information, but is concerned that if the work does not get done now, it will be more expensive. Legislator Tuohey said her concern is what the Town of Albion will charge if we do not find out ahead of time. Legislator Billings suggested

addressing the resolution at a recessed meeting on September 1. It was agreed that Mr. Dudek will research the cost before the resolution is presented.

The following resolutions were then adopted:

RESOLUTION NO. 477-893

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

AMENDATORY BOND RESOLUTION DATED AUGUST 25, 1993

A RESOLUTION AMENDING THE PERIOD OF PROBABLE USEFULNESS SET FORTH IN A BOND RESOLUTION DULY ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORLEANS, NEW YORK, ON JULY 28, 1993 ENTITLED: "BOND RESOLUTION DATED JULY 28, 1993. A RESOLUTION AUTHORIZING THE PURCHASE, INSTALLATION AND CONSTRUCTION OF A FUEL FARM IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$320,000, AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$320,000 SERIAL BONDS OF SAID COUNTY TO PAY THE COST THEREOF."

BE IT RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. It is hereby determined that Section 4 of the bond resolution referred to in the title hereof (being Resolution No. 397-793) presently reads as follows:

"Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is at least five years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. SUCH SECTION 4 IS NOW HEREBY AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

"Section 4. It is hereby determined, pursuant to the provisions of Chapter 261 of the Laws of 1993 and based upon an opinion of a professional engineer licensed by the State of New York, that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

This resolution shall take effect immediately.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 478-893

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

AMENDATORY BOND RESOLUTION DATED AUGUST 25, 1993.

A RESOLUTION AMENDING THE PERIOD OF PROBABLE USEFULNESS SET FORTH IN A BOND RESOLUTION DULY ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORLEANS, NEW YORK, ON JULY 28, 1993 ENTITLED: "BOND RESOLUTION DATED JULY 28, 1993. A RESOLUTION AUTHORIZING THE PURCHASE, AND INSTALLATION OF A TELEPHONE SYSTEM IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$110,000, AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$110,000 SERIAL BONDS OF SAID COUNTY TO PAY THE COST THEREOF."

BE IT RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. It is hereby determined that Section 4 of the bond resolution referred to in the title hereof (being Resolution No. 415-793) presently reads as follows:

"Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is at least five years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. SUCH SECTION 4 IS NOW HEREBY AMENDED IN ITS ENTIRETY TO READ AS FOLLOWS:

"Section 4. 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.

This resolution shall take effect immediately.

Adopted. 6 ayes; 1 nay, Legislator McCarthy; 0 absent.

RESOLUTION NO. 479-893

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS TO CREATE
OFFICE SPACE WITHIN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Department to create one office in existing space within the Department of Social Services; at a cost not to exceed \$1950.00, to be paid from account 6010.250, Social Services Other Equipment.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings moved to recess the meeting until September 1 at 8:00 a.m., seconded by Legislator Bower. Carried. Meeting recessed at 6:05 p.m.

RECESSED MEETING
September 1, 1993

The Chairman reconvened the meeting at 8:15 a.m.

Legislator Tuohey moved for an Executive Session, with a second from Legislator Billings to discuss upgrades for 1994. Carried.

After the Executive Session, there was discussion regarding the installation of a water line at the Emergency Management Center. Legislator Tuohey said we should not install it until we have a figure in writing from the Town of Albion. Legislator Bennett suggested writing a letter to the Town for a figure. Legislator McCarthy suggested that the Chairman write the letter.

Legislator Bower initiated discussion regarding a cellular phone in the Buildings and Grounds Department, due to Legislator Tuohey's questioning the phone bill when she audited. Legislator Bower explained that there is a monthly charge of \$25.00 for the phone, the balance of the bill was for actual calls. He pointed out that the phone is important for the use of the Work Experience Crew Leader as the County offices are not open during part of her shift, and it saves money to call the workers, rather than using gas to drive around the county. Legislator Bower commented that Home Relief is the only portion of the Social Services budget that has decreased since

1991.

Legislator McCarthy suggested that the Buildings and Grounds Superintendent, or his assistant, be sent to Codes Enforcement School. This would save the \$1800 - \$2000 per year that we are now spending for these services on a contractual basis. Legislator Bower agreed that this would be a good idea. Legislator Swiercznski said he will look into it.

Legislator Billings said Wayne Hale wants to participate in a Seaway Trail Sales Blitz from September 14 - September 17. Seaway Trail will bill Mr. Hale in 1994, since all the 1993 Matching Funds have been allocated. The trip would cost \$1300.00, half of which would be paid for with 1994 I Love NY funds. Legislator Billings moved to allow Mr. Hale to make the trip; second from Legislator McCarthy. A consensus was taken with Legislators Bennett, Swiercznski and Tuohey voting nay. Legislator Bennett commented that Mr. Hale spends too much time on Tourism. Legislator Billings said Tourism is very important, to which Legislator Bennett replied that maybe a Tourism Director should be hired.

Legislator Billings spoke about a company from Canada that wants to locate to Holley. The IDA will donate the property. This company puts together produce packages for restaurants. It would generate 50 - 75 jobs. The packing house would be located 600' back from Route 31. Legislator Billings asked if the County could help put in the driveway. Legislator Swiercznski suggested contacting the County Attorney regarding this.

Returning to the subject of the water line installation, Legislator Swiercznski said he spoke with the Albion Town Clerk, who indicated that there will be no charge for the curb stop if the work is done now, but there would be a charge later on. A meter pit box will be needed if it is over 150' from the line, at a cost of \$300.00. The charge for the water line going past is \$405.00 per year. The Town Clerk will check to see if the County would be exempt from this charge. Legislator Tuohey said she would like these figures in writing.

Legislator Tuohey asked the status of the corner lot in Medina that IDA gave to Mr. Baker. Legislator Billings said it was given to the IDA, who sold it to Bobak.

Legislator Swiercznski asked if the building that used to be Dale's Supermarket in Albion is a county-owned property. He said the roof is falling in and it is dangerous. Legislator Tuohey suggested checking with Bob Harrold.

Legislator Bower said management benefits should be discussed at the next Conference Session.

Legislator Bennett moved to adjourn; seconded by Legislator Billings. Carried. Meeting adjourned at 10:20 a.m.

LEGISLATURE MEETING
September 8, 1993

Chairman Berger called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: resolutions adopted by Columbia County requiring that NYS DEC process proper permit applications within 90 days, and regarding New York State making payment within 60 days for reimbursement programs, letter from Assemblyman Nesbitt acknowledging Chairman Berger's letter regarding the desecration of the American flag, letter to Chairman Berger from Senator Daly thanking Frank for his recent letter and indicating that he is always impressed by the keen interest in government demonstrated in Orleans County, minutes of July OTB meeting, letter from Congressman LaFalce regarding the Home Rules concerning English as the official language, letter from Ed Crawford of NYSAC acknowledging receipt of our resolution authorizing the Chairman to sign the subscriber agreement with NYMIR, minutes of June EMS meeting, letter to Chairman Berger from Judge Kane of the 8th Judicial District regarding appointment to the Board of Trustees of the Law Library, copy of Chairman Berger's response to Judge Kane recommending that Richard Bennett be appointed to the Board of Trustees of the Law Library.

Report of Standing Committees: Legislator Tuohey attended her regular committee meetings, in addition to others, including Mental Health.

Legislator Bennett attended his usual meetings.

Legislator Swiercznski attended the Radio Meeting, in addition to his regular meetings.

Legislator McCarthy attended his usual committee meetings; also met with Health and Mental Health departments, along with Legislator Tuohey, regarding those departments' budgets.

Legislator Billings attended his regular meetings.

Legislator Bower went to his usual meetings. He thanked the department heads that are on his committee for all having their budgets in.

Chairman Berger went to see the New York State tug, The Urger, at the Medina Harbor on August 30. On August 31, he attended a Civil Service meeting; also spent time at the Legislature and Planning offices. On September 1, Chairman Berger attended the recessed Legislature meeting, then went with Legislator McCarthy and Bob Harrold to look at the "old Dale's property." The building is in dangerous condition. The Mayor of Albion has indicated that the owner of the property has hired an engineer to look at it. On September 7, Chairman Berger spent time at the Legislature office; attended the Radio meeting on September 8; also a Safety meeting.

During open discussion, Legislator Swiercznski suggested that any county employee that is lifting heavy materials use safety belts or harnesses. He suggested that the Safety Officer look into this.

The following resolutions were presented:

RESOLUTION NO. 480-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Deputy Sheriff position, at Grade 4, in the Sheriff's Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 481-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Nursing Home:

Cleaner - P/T - Grade 2

Cleaner - F/T - Grade 2

Custodian - Grade 6

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 482-993

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PURCHASE IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of three types of rabies vaccine at a cost of \$5039.00 to be purchased from Connaught Laboratories for use by the Health Department, to be paid from account 4010-410, Health Department - Rabies Control.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 483-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 12682 through 12843 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 484-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE
DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant Youth Care Worker position in the Department of Social Services, at Grade 4.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 485-993

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING COUNTY TREASURER TO PLACE
ADVERTISEMENT IN MEDINA PENNYSAVER AND LAKE COUNTRY
PENNYSAVER RE 1993 UNPAID COUNTY TAXES

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature does hereby authorize the placement of a notice in the Medina Pennysaver and the Lake Country Pennysaver notifying the delinquent taxpayers that October 1, 1993 is the last day to pay 1993 County taxes before they are advertised.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey tabled a resolution that would set up budget monies and award a copier bid for the Probation Department. She explained that there was a question regarding which account the money would come from for the copier purchase.

The following resolutions were then presented:

RESOLUTION NO. 486-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION RELIEVING PUBLIC DEFENDER'S OFFICE OF
PAROLE DENIAL APPEALS, PAROLE REVOCATION PROCEEDINGS
AND OTHER NEW YORK STATE PROCEEDINGS/ASSIGNMENTS NOT
MANDATED BY LAW

WHEREAS, the Orleans County Public Defender's Office is currently being assigned to represent indigent defendant/appellants in Parole Denial Appeals and Parole Revocation Proceedings; and

WHEREAS, the Orleans County Public Defender's Office is under no legal obligation to continue to accept such assignments; and

WHEREAS, the Orleans County Treasurer has not been adequately reimbursed by New York State for expenses incurred in such representation; and

WHEREAS, the primary responsibility of the Orleans County Public Defender's Office lies within Orleans County Court and Justice Court proceedings involving Orleans County residents; now, therefore, be it

RESOLVED, that the Orleans County Public Defender's Office be relieved of any further assignments to Parole Denial Appeals, Parole Revocation proceedings, and any other New York State proceedings/assignments not mandated by law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 487-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND GENESEE COUNTY SHERIFF'S CRIME VICTIM'S ASSISTANCE PROGRAM

RESOLVED, that this Legislature approves the agreement between Orleans County and the Genesee County Sheriff's Office Victim Assistance Program for the provision of office space in the Orleans County Court House and \$500.00 for telephone service for the Victim Services program for the contractual year to be provided by Orleans County, in consideration of \$9,474.00 paid through the Genesee County Sheriff's Department directly to Ellen Tuohy, Victim Services Assistant; said agreement to be effective from July 1, 1993 through June 30, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 488-993

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING AWARD OF USED TIRE PICK-UP

RESOLVED, that this Legislature does hereby award the used tire pick-up to Modern Recycling Inc., 4746 Model City Rd., Model City, NY 14107-0209 for the low bid price of \$89.00 per ton picked up, or \$75.00 per ton delivered to Modern Recycling facility.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 489-993

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CHANGE ORDER FOR BATES ROAD BRIDGE

WHEREAS, it has been now determined that approximately 800 linear feet of steel bearing piles will be needed at Bates Road over Oak Orchard Creek Bridge Replacement, and

WHEREAS, the original bid price is \$35.00 per linear foot; total estimated cost being \$28,000.00, and

WHEREAS, the actual need has been determined by Consulting Engineers, DeSerio-Abate, P.C., the Orleans County Legislature authorizes that a change order be issued to Keeler Construction Co., Inc. for the sum of \$28,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 490-993

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FROM RADIO COMMUNICATIONS ACCOUNT

RESOLVED, that this Legislature authorizes payments totalling \$329,092.69 to be paid from Radio Communication System Capital Project Account H1650, as follows:

Graybar Electric Company, pursuant to purchase order 23172, for Newbridge multiplex equipment, on invoices 101169, 101205, and 102955 \$ 9,727.94

EF Johnson invoice 51668-4 for approved progress payments on system backbone, dispatch consoles, system monitor and 40 channel recording systems \$ 55,879.20

EF Johnson invoice 73445-1 for County Sheriff mobile and portable radios \$ 76,955.80

EF Johnson invoice 73445-2 for other police agencies and other municipal agencies base, mobile and portable radios
\$186,529.75

Total
\$329,092.69

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 491-993

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION CREATING POSITION AND FILLING VACANCY IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Orleans County Department of Mental Health would like to create and fill a full-time Staff Social Worker position at grade 18, for the purpose of providing mental health services to the Orleans County Department of Social Services Cluster Care program, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the creation of one full-time Staff Social Worker position at grade 18; said position to become effective approximately October 1, 1993; and be it

FURTHER RESOLVED, that the Director of the Mental Health Department is hereby authorized to fill the

newly created Staff Social Worker position, and be it

FURTHER RESOLVED, that this position will be evaluated twelve months after initial employment.

Adopted. 4 ayes; 3 nays, Legislators Bennett, Swiercznski and Tuohey; 0 absent.

Regarding the above resolution, Legislator Tuohey said she would like to see this wait until the first of the year.

The following resolutions were adopted:

RESOLUTION NO. 492-993

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN MENTAL HEALTH DEPARTMENT

WHEREAS, two part-time Account Clerk Typist positions have been vacated, due to one resignation effective August 13, 1993, and one transfer to full-time position effective August 30, 1993, and

WHEREAS, the continuance of these positions has been authorized by this Legislature, through December 31, 1993, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Director of Mental Health to fill these two vacant part-time Account Clerk Typist positions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 493-993

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS, INC.

RESOLVED, that this Legislature does hereby approve the Software Subscription Service Agreement with KVS Information Systems, Inc., Williamsville, New York, providing for Software Trouble Report Services, Enhancement Service and Conformance with Regulatory

Authorities for the computer in the Treasurer's Office, and be it

FURTHER RESOLVED, that this agreement shall be in effect from August 1, 1993 through July 31, 1994; cost for said agreement to be \$2,382.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution approving the 1994 STOP DWI Plan. He said he would like a breakdown of what the money covers.

Legislator Bennett introduced a resolution amending the 1993 STOP-DWI budget. After Legislator McCarthy seconded the resolution, Legislator Billings raised a question regarding the "peppersprayers." It was agreed to obtain more information regarding this resolution. Legislator Bennett tabled the resolution.

The following resolutions were then adopted:

RESOLUTION NO. 494-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant position of Chauffeur.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 495-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPOINTMENTS TO OFFICE FOR THE AGING ADVISORY BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Office for the Aging Advisory Council:

NAME

EXPIRATION DATE

Charles Johnson
2 White Street
Holley, N. Y. 14470

August 31, 1996

Elinor Rutenburg
13967 Allen Rd.
Albion, N. Y. 14411

August 31, 1996

Oscar Pitts
10595 Telegraph
Medina, N. Y. 14103

August 31, 1996

Maurice Ruhlen
14478 Puzzey Rd.
Albion, N. Y. 14411

August 31, 1996

Virginia Cooper
76 W. Avenue
Lyndonville, N. Y. 14098

August 31, 1996

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey said she will leave the resolution authorizing the installation of a water line at the Emergency Management Center on the table until further information is obtained.

Legislator Bower moved to waive the rules; second by Legislator McCarthy, to add a resolution regarding an equipment purchase for Office for the Aging. Carried, with Legislator Billings voting nay. The following resolution was then adopted:

RESOLUTION NO. 496-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING EQUIPMENT PURCHASE IN OFFICE
FOR THE AGING

RESOLVED, that this Legislature authorizes the purchase of 5 Lifeline Voice Communicators at a cost of \$3235.00, to be purchased by Office for the Aging, from Lifeline Systems, Inc. to be paid for by Account 6772.250; such purchase to be completely covered by Lifeline income.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger spoke about equipment at the dispatch center that reaches the floor, making it difficult for an employee using a wheelchair. Ron Tower and Sheriff Green have looked into correcting this. Chairman Berger said we can move out 6" at a cost of \$262.00. Legislator Bower asked why this problem was not foreseen. Mr. Dudek explained that it appears to meet

the ADA requirements, but would not be comfortable.

Legislator Bower moved to adjourn; with a second from Legislator Billings. Carried.

Meeting adjourned at 5:15 p.m.

LEGISLATURE MEETING
September 22, 1993

The Chairman called the meeting to order at 4:35 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present, with the exception of Legislator McCarthy.

The Clerk presented the following communications: letter to Chairman Berger from James Flint of U.S. Department of Agriculture, in notification of Orleans County being eligible for Emergency, Physical and Production loans, letter to Chairman Berger from Patricia Adduci notifying that Orleans County has been awarded a grant in the amount of \$10,000 from the Governor's Traffic Safety Committee, information sent to Chairman Berger from Assemblywoman Hoffman re CHIPS reimbursement, copy of July Planning Board minutes and September meeting notice and agenda, letter from Wayne Hale to Assemblywoman Hoffman regarding repairs to Route 18, letter from Wayne Hale to Mary Basinait, notifying of the award of an I Love New York Matching Funds Grant, copy of letter Chairman Berger wrote to our State representatives, indicating that he has been working on the cutting back of welfare benefits for over 10 years and referring to a letter he wrote to Stanley Fink regarding this in June of 1983, Orleans County Indirect Cost Recovery Project for 1992, with a cover letter from Jack Venesky.

Report of Standing Committees: Legislator Swiercznski attended his regular meetings, including Highway, Buildings and Grounds, and a Radio meeting.

Legislator Bennett attended quite a few meetings. He referred to a Probation meeting, at which Dean Holland said his employees have questioned why they have to pay for the Driver Safety Course. Legislator Bower said the cost was covered for those employees who drive county owned vehicles. Legislator Bennett asked what happened with St. Mary's, as far as being exempt from solid waste charges. Mr. Dudek said he told Mr. Ballard at St. Mary's to contact the assessor for information about applying for an exempt code.

Legislator Tuohey attended a Mental Health meeting on September 9. She also attended several meetings with

the Treasurer regarding the budget. Legislator Tuohey also attended the Shelby Town meeting, at which the Shelby Highway Superintendent said they are very happy with the new radios; also attended Radio meeting and Solid Waste meeting on September 22.

Legislator Billings attended the Supervisors and County Legislators meeting on September 21. Legislator Tuohey said a discussion on the new tax changes would be a good program to have for the assessors at a Supervisors meeting.

Legislator Bower attended his regular meetings. He also went, with Jack Pease, on a tour of the Brockport Hospital and Nursing Home. He said Service Master does their cleaning and it really looks good. Legislator Bower also went to Family Night at the Orleans County Nursing Home. He said there was very positive response regarding our Nursing Home. The Buildings and Grounds Department did a very nice job of setting this up.

Chairman Berger attended the Genesee Finger Lakes Regional Planning Council Executive Board meeting on September 9; then at 10:30 the regular Finger Lakes Planning Council meeting and the Department Head meeting that afternoon; also attended the Town of Yates meeting that evening. On Sunday, September 12, Chairman Berger gave the welcome at the Billy Graham Crusade at the 4-H Fairgrounds. On September 13 Chairman Berger participated in the dedication of the Town of Gaines marker and attended the Village of Lyndonville meeting that evening. He attended a Soil and Water meeting on September 14, and was at three Step III grievances that day at the Legislature office. He also went to the Intercounty meeting in Fredonia on September 16, then attended the Division I Soil and Water meeting that evening. Chairman Berger was at the NYSAC meeting in Syracuse from September 19 through September 21. On September 21, Chairman Berger attended a PIC Executive Board meeting; then the regular PIC meeting at 4:30. On September 22, he attended the Radio meeting and Solid Waste meeting.

Legislator Bower moved to waive the rules to add three resolutions to the agenda; seconded by Legislator Bennett. Carried, with Legislators Billings and Tuohey opposed.

The following resolutions were then adopted:

RESOLUTION NO. 497-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 12858 through 13020 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy.

RESOLUTION NO. 498-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND AWARDED OF BID FOR COPIER IN PROBATION DEPARTMENT

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer funds in the Probation Department, as follows:

From:

To:

Personal Services 3140.100

Equipment 3140.220

\$5300.00

\$5300.00.

and be it

FURTHER RESOLVED that this Legislature awards the bid for a copier in the Probation Department to Taylor Typewriter of Batavia, New York for a Canon copier at a cost of \$5300.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy.

RESOLUTION NO. 499-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING 1994 COMPREHENSIVE PLANNING AGREEMENT WITH NYS DIVISION FOR YOUTH

WHEREAS, the County of Orleans is eligible for State Aid from the NYS Division for Youth under the Division's Comprehensive Youth Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board and Youth Bureau are desirous of continuing County Comprehensive Youth Services Planning efforts during 1994; and

WHEREAS, Guidelines provided by the Division for Youth for applying for said eligibility have been satisfactorily completed by the Genesee/Orleans Youth Bureau and the Youth Board recommends 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 1994 County Comprehensive Youth Services Plan with the NYS Division for Youth.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy.

RESOLUTION NO. 500-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING 1994 STOP DWI PLAN

WHEREAS, the STOP-DWI Advisory Committee has reviewed the STOP-DWI Plan for 1994, be it

RESOLVED, that said plan, amounting to \$97,314.00 is hereby approved by this Legislature and authorization is hereby given to submit said plan to the New York State Governor's Traffic Safety Committee for their approval.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

Legislator Tuohey introduced a resolution approving appointments to the Community Services Board; seconded by Legislator Swiercznski. Legislator Bower moved to table this resolution because he thinks there is an existing resolution indicating that appointees to this

board are to be interviewed by the Legislature. Motion seconded by Legislator Billings. Carried. The following resolutions were then adopted:

RESOLUTION NO. 501-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AWARDING BID FOR JAIL ROOF REPLACEMENT

RESOLVED, that this Legislature awards the bid for the replacement of the jail roof to Lee's Roofing Service of Albion, N.Y. at a cost of \$22,900.00; \$12,178.86 of which will be paid by account H3150 - Capital Project, Jail, which is the balance in that account, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is hereby authorized to transfer the sum of \$10,721.14 from A1990.418, Contingent Fund, to 3150.418, Jail "Other Contractual", to cover the balance of the cost of the roof replacement.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 502-993

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING COUNTY TREASURER TO ESTABLISH TWO CAPITAL PROJECT ACCOUNTS

WHEREAS, the County is preparing to borrow \$455,000.00 for the construction of a fuel farm, telephone system and pole barn, now, therefore, be it

RESOLVED, that this Legislature authorizes the County Treasurer to establish the following Capital Project Accounts from the above proposed borrowings:

Fuel Farm \$320,000

Telephone System & Pole Barn \$135,000

and be it

FURTHER RESOLVED, that expenses for the Capital Project Fuel Farm should be charged to H3591, and expenses for the Telephone System and Pole Barn should

be charged to H1655.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
McCarthy

RESOLUTION NO. 503-993

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIM

RESOLVED, that this Legislature authorizes payment
of \$24,645.00 to be made to Parco Building for payment
due on the Pole Barn Construction; to be paid from
Account H1655 - Capital Project - Telephone, Pole
Barn; such payment to be made upon finalization of
borrowing of bond monies.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
McCarthy

RESOLUTION NO. 504-993

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIM

RESOLVED, that this Legislature authorizes payment
of \$60,040.00 to be made to Interface Services, Inc.
for payment due on the Fuel Farm Project; to be paid
from Account H3591 - Capital Project - Fuel Farm;
payment to be made upon finalization of borrowing of
bond monies.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
McCarthy

RESOLUTION NO. 505-993

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING DIRECTOR OF MENTAL HEALTH TO
APPLY FOR FUNDS FROM THE EXPANDED CHILDREN'S SERVICES

WHEREAS, the Expanded Childrens' Services has

funds available to be used for consultation and training services for emotionally disturbed children, and

WHEREAS, the Orleans County Department of Mental Health wishes to request \$300.00 of these funds for the purposes mentioned above, now, therefore, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to apply for \$300.00 from the Expanded Childrens' Services for the purposes mentioned above, with no County cost.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 506-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING CONTRACT FOR REGISTERED DIETITIAN SERVICES BETWEEN OFFICE FOR THE AGING AND SUMNER, HANS & ASSOCIATES

RESOLVED, that this Legislature does hereby approve a contract between the Office for the Aging and Sumner, Hans & Associates, for an average of eleven and one-half hours (11-1/2 hrs.) per week of registered dietitian services at \$22.57 per hour, for the period of September 1, 1993 through August 31, 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 507-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPLICATION BY ORLEANS COUNTY OFFICE FOR THE AGING TO NYS OFFICE FOR THE AGING FOR WEATHERIZATION REFERRAL AND ASSISTANCE PROGRAM (WRAP) GRANT.

WHEREAS, the New York State Office for the Aging has issued a grant for \$12,470 to be used to assist persons over age 60 in applying for energy and weatherization programs; and

WHEREAS, the full grant amount is from the New York State Office for the Aging with no local share required, now, therefore be it

RESOLVED, that this Legislature does hereby authorize the Orleans County Office for the Aging to submit an application for this grant program to the New York State Office for the Aging.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 508-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING LEASE AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND PEOPLE PROMOTING HOSPICE OF ORLEANS COUNTY INC. FOR USE OF THE "COMMISSIONER'S HOUSE" UPON CERTAIN TERMS AND CONDITIONS

RESOLVED, that this Legislature approves the execution of a lease agreement with People Promoting Hospice of Orleans County, Inc. for the "Commissioner's House" for a term ending December 31, 1994, with no monthly rental upon the condition that in the event the County needs the leased premises during the term for County purposes, the County may terminate the lease upon sixty (60) days written notice. The tenant shall obtain public liability insurance naming the County as an insured.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 509-993

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND SETTING UP NEW BUDGET MONIES FOR SPECIAL COUNSEL CONCERNING MCKENNA LANDFILL

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$977.24 from Solid Waste Capital Reserve to General Fund Revenue A5031, and be it further

RESOLVED, that the County Treasurer is hereby

authorized to set up new budget monies as follows:

Revenues

A 5031 Interfund Transfers \$977.24

Appropriations

A1930 Judgments & Claims \$977.24

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
McCarthy

RESOLUTION NO. 510-993

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING SETTING UP OF NEW MONIES WITHIN
THE COUNTY HIGHWAY DEPARTMENT 1993 BUDGET ACCOUNTS

WHEREAS, more money is available through the Consolidated Local Street and Highway Improvement Program (CHIPS) funding through the State in certain line items of the 1993 County Highway Department budget accounts, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to set up new budget monies within the 1993 County Highway Department budget accounts as follows:

D3501 - Consolidated Highway Aid (Revenue) \$124,479.00

D5110.418 - Road Maintenance-
Other Contractual \$102,321.00

D5112.418 - Road Construction-
Other Contractual \$ 22,158.00

Appropriations - \$124,479.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
McCarthy

RESOLUTION NO. 511-993

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE SUPERINTENDENT OF HIGHWAYS TO SEEK PROPOSALS FOR THE REMOVAL OF THE SHELBY BASIN ROAD BRIDGE

WHEREAS, the Shelby Basin Road Bridge (BIN #3361910) over Conrail has been closed for several years, and has become a great liability to Orleans County, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to seek proposals for the removal of this structure and also comply with Conrail's requirements of this removal.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 512-993

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CONTINUATION OF AGREEMENT WITH DCB ELEVATOR, INC.

WHEREAS, this Legislature authorized a maintenance agreement with DCB elevator for maintenance services for the elevator located in the County Administration Building, effective through August 31, 1993, at a cost of \$155.00 per month for a twelve-month period, and

WHEREAS, this signed agreement actually covers the period of September 1, 1992 through August 31, 1997, with cost to be subject to adjustment on each anniversary date; said cost to be \$160.00 as of September 1, 1993, now, therefore, be it

RESOLVED, that this Legislature authorizes the continuation of this agreement through August 31, 1997.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

Legislator Swiercznski withdrew a resolution amending resolution number 393-792, regarding the connection of a new water line to the County Administration Building.

The following resolutions were then adopted:

RESOLUTION NO. 513-993

By Legislator Tuohy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO EXPEND INTENSIVE CASE MANAGEMENT EXCESS REVENUES FOR DESCRIBED PIECES OF EQUIPMENT AND INTENSIVE CASE MANAGEMENT/COMMUNITY SUPPORT SERVICES

WHEREAS, the New York State Office of Mental Health has notified the Orleans County Department of Mental Health that \$29,247.00 of excess Intensive Case Management revenues can be expended for equipment, and

WHEREAS, the equipment list approved is as follows:

1) Lateral Files	\$ 2,000.00
2) (1) 486 Computer, Keyboard, Monitor	\$ 2,700.00
3) (2) Recorders	\$ 200.00
4) (1) Transcriber	\$ 300.00
5) (1) Printer	\$ 250.00
6) (1) Computer Desk	\$ 450.00
7) (1) Carousel Projector	\$ 450.00
8) (1) Tape Back-Up	\$ 400.00
9) (1) Paper Shredder	\$ 300.00
10) (1) Minivan	\$17,000.00
11) Computer Software	\$ 500.00
12) 1/2 cost of the copier	\$ <u>4,697.00</u>
Total	\$29,247.00

and

WHEREAS, this allocates part of the 1990-1991 ICM overpayment in the manner requested by the NYS Office of Mental Health, now, therefore, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to expend \$29,247.00 of excess Intensive Case Management revenues for equipment as listed above, and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget accounts from the fund balance to 4320-250 (\$17,450.00) and 4320-220 (\$11,797.00) totalling \$29,247.00.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 514-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING CREATION AND ABOLISHING OF POSITIONS AT NURSING HOME AND FILLING OF VACANCY

RESOLVED, that this Legislature authorizes the creation of a Senior Typist position in the Nursing Home, and the abolishing of the position of Administrative Secretary, and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the vacant Senior Typist position.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 515-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO ISSUE RFP/BID

RESOLVED, that this Legislature authorizes the Nursing Home Administrator to issue an RFP/Bid to solicit housekeeping services for the Nursing Home.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

Chairman Berger asked Vice-Chairman Billings to take the chair. Chairman Berger then presented a resolution designating the purpose of revenue from additional sales tax. Seconded by Legislator Bennett. Chairman Berger explained that he wants the "county purposes", as referred to in the original resolution, to be designated. Legislator Tuohy said she wants to be sure this does not preclude us from using some of the revenue against the principal.

The following resolutions were then adopted:

RESOLUTION NO. 516-993

By Legislator Berger, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION DESIGNATING PURPOSE OF REVENUE FROM ADDITIONAL SALES TAX

RESOLVED, that the revenue generated by the additional 1% county sales tax, which increase was enacted on June 1, 1993, be used to pay for the annual cost of the debt services of the 800 Mhz radio project, with all remaining revenue to be used to reduce the annual property tax levy.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 517-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AMENDING RESOLUTION NO. 490-893

RESOLVED, that this Legislature amends resolution number 490-893, to authorize the payment of \$9727.94 to Graybar Electric to be paid from 3110-490, NYS Radio Communications Grant, rather than H1650 - Capital Project, Radio.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 518-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AMENDING RESOLUTION NO. 470-893

WHEREAS, the Orleans County Sheriff's Department has been awarded a \$100,000 Radio Communications Grant set up in 3110.490, and

WHEREAS, all expenses against this Grant are to be for Radio Communications, and a separate record of said expenses must be recorded, now, therefore, be it

RESOLVED, that this Legislature amends resolution number 470-893, to authorize the County Treasurer to pay for the purchase of all equipment listed on the resolution from account 3110-490, NYS Radio Grant, rather than Capital Project Account H1650.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 519-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the Sheriff to fill a vacant part-time Deputy Sheriff position; such vacancy caused by the part-time Deputy filling a full-time position.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 520-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENT FOR MEDICAL DIRECTOR SERVICES AT NURSING HOME

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Nursing Home and Dr. John Fernandez, for Medical Director services, at a cost of \$7800.00 per year, effective October 1, 1993 through September 30, 1994.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

Legislator Bennett withdrew a resolution which would authorize setting up of budget monies and awarding a copier bid in the Probation Department. The resolution is no longer pertinent.

Legislator Bennett removed a resolution from the table, to amend the 1993 STOP-DWI budget. After reintroducing the resolution, it was seconded by Legislator Billings.

The following resolution was then adopted:

RESOLUTION NO. 521-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AMENDING 1993 STOP-DWI BUDGET

WHEREAS, the STOP-DWI Advisory Committee unanimously recommended to the Legislature that \$1,873.00 from the reserve account be spent for the following equipment to be used by the County Police agencies (3315.250):

73 Punch 2 M3 Inert Trainers @ 6.25 ea.	\$ 456.25
3 Punch M5 Inert Trainers @ 10.25 ea.	30.75
73 Punch 2 M3 @ 6.25 ea.	456.25
3 Punch 2 M5 @ 10.25 ea.	30.75
62 Desantis U40 Leather Holster for M3 Punch @ 14.50ea.	<u>899.00</u>

Total

\$ 1873.00

now, therefore, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up appropriations against the STOP-DWI Reserve Account, as follows:

A3315.220 \$1873.00 STOP-DWI Office Equipment

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
McCarthy

Legislator Billings removed a resolution from the table that would authorize installation of a water line at the Emergency Management Center. After he introduced the resolution, with an amended figure of \$1200.00, it was seconded by Legislator Swiercznski.

The following resolutions were then adopted:

RESOLUTION NO. 522-993

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING INSTALLATION OF WATER LINE AT
EMERGENCY MANAGEMENT CENTER

RESOLVED, that this Legislature approves the installation of a water line to the Emergency Management Center, which would include a water meter pit, at a cost not to exceed \$1200.00, and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer \$1200.00 from

A1990.418, Contingent Fund, to 1620.418, Buildings and Grounds Other Contractual, for the purpose of financing this project.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 523-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION TO ACCEPT THE RESIGNATION OF FIRE INVESTIGATOR

WHEREAS, Charles Mele, Fire Investigator, submitted his resignation, effective October 1, 1993, now, therefore, be it

RESOLVED, that this Legislature does hereby accept the resignation of Orleans County Fire Investigator, Charles Mele, effective October 1, 1993, upon the recommendation of the Orleans County Fire Coordinator.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

Legislator Bennett introduced a resolution appointing a Fire Investigator in the Emergency Management Office. After Legislator Billings seconded the resolution, he questioned why the Legislature is making the appointment. After further discussion, the following resolution was adopted:

RESOLUTION NO. 524-993

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPOINTING ORLEANS COUNTY FIRE INVESTIGATOR IN EMERGENCY MANAGEMENT OFFICE

WHEREAS, effective October 1, 1993, there will be a vacant Fire Investigator in the Emergency Management Office due to resignation, and

WHEREAS, the Director of Civil Defense and the Orleans County Fire Advisory Board have recommended that Ted Fiorito be appointed to fill this vacancy, now, therefore, be it

RESOLVED, that this Legislature does hereby

confirm the appointment of Ted Fiorito III, as Orleans County Fire Investigator effective October 1, 1993; such appointment to be subject to a six-month probationary period as according to the management policies of Orleans County.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

RESOLUTION NO. 525-993

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR AN ADVANCE OF ANNUAL LEAVE CREDITS

WHEREAS, the Nursing Home Administrator has used all the current year annual leave available to him, and

WHEREAS, a personal situation has arisen whereby the Nursing Home Administrator desires to be away from the County in October, and

WHEREAS, he has earned most of the annual leave that will be available to be taken on his anniversary date in November, now, therefore, be it

RESOLVED, that this Legislature hereby authorizes an advance of annual leave, which will be fully earned in November, to be used in October by the Administrator of the Nursing Home.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator McCarthy

Chairman Berger referred to a resolution that had been withdrawn by Legislator Tuohey on July 14, which reaffirms the second amendment of the constitution. He said he would like the resolution back on the agenda at a future date. He said this was brought up at NYSAC. A lot of the counties are going with this. Legislator Tuohey read the resolution. She said she withdrew it because SCOPE was getting petitions signed and they wanted to make a presentation. Legislator Tuohey told the SCOPE members that she would withdraw the resolution until their petitions were together. Chairman Berger said he spoke with Emerson Young about the resolution. He told Mr. Young that the SCOPE petitions would be in support of the resolution.

Legislator Bennett moved to adjourn, with a second from Legislator Bower.

Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
October 13, 1993

The meeting was called to order by Chairman Berger at 5:00 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present, with the exception of Legislator Billings.

The Clerk presented the following communications: notice of October Intercounty meeting, copy of letter to Annette Goodrich from Russell Clark and Sandra Townzen, representatives of AFSCME Council 31, Local 1805, in appreciation of clothing sent by our CSEA to flood victims, information from NYS Retirement System, September Youth Board minutes and October meeting notice, minutes of August OTB meeting, information from NACO regarding the designation of October 27 as National Unfunded Mandates Day.

Reports from Standing Committees: Legislator Bower attended his regular committee meetings; also budget meetings.

Legislator McCarthy had nothing special to report.

Legislator Bennett attended regular meetings. He mentioned that there was a problem last week with the incinerator at the dog pound and a bill will be coming for the repairs.

Legislator Tuohey attended regular committee meetings and budget meetings. She expressed appreciation to the Legislators and department heads for all their help with the budget. The preliminary budget will be presented on October 27.

Chairman Berger attended the Lake Ontario Project meeting on September 27, which was to discuss making Lake Ontario pure. On September 25, Chairman Berger went to the Duck Calling Contest. September 27th he was at the Legislature Office for two Step III grievance hearings; GLOW meeting on September 30, followed by a GLOW meeting of the CEO's; then spent time at the Legislature Office. On October 1, he spent time at the Legislature Office in the morning and then attended the Soil and Water meeting. On October 2, Chairman Berger met with Assemblywoman Hoffman; he spent time at the Legislature Office on the morning of October 4; then attended budget meetings; same on October 5. On October 11, Chairman Berger attended the Village of Lyndonville meeting. He attended budget meetings on the 12th of October and Soil and Water meeting that evening. October 13 he attended the Radio and Safety meetings.

Legislator Tuohey mentioned at this point that she attended the Shelby Town Board meeting on October 12, at which there was discussion regarding enacting a dog leash law. Legislator Tuohey raised a question to the Legislature as to who will be responsible for enforcing this. After it was indicated that the Town will be responsible, not the Sheriff, Legislator Tuohey asked Dave Schubel to inform the Shelby Town Board about this.

During open discussion, Legislator Swiercznski said that Butch Cooley has applied for funds for two bridges, including the Kenyonville bridge; contrary to what is indicated in the newspaper. He also mentioned the tank filling system in the Village of Albion. The system appears to be outdated; they need to add two more storage tanks plus a four-stage compressor. Legislator Swiercznski asked Chairman Berger to see that a figure is given to us for budget time.

The following resolutions were adopted:

RESOLUTION NO. 526-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 13030 through 13275 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 527-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENT WITH NIAGARA ELEVATOR

RESOLVED, that this Legislature approves the agreement between Buildings and Grounds and Niagara Elevator, Inc. for maintenance of the elevator in the Mental Health Building, to continue through November 30, 1995, at a cost of \$152.25 through 1994, said cost to be adjusted on the anniversary date of the agreement.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 528-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING RENEWAL OF AGREEMENT WITH C.I.D. FOR REFUSE COLLECTION AND RECYCLING SERVICES

RESOLVED, that this Legislature hereby approves the renewal of the refuse collection and recycling agreement with C.I.D. for 1994, whereby C.I.D. will service all eligible properties for an annual cost of \$2,185,960, to be paid in monthly installments.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 529-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT WITH THE VILLAGE OF MEDINA REGARDING THE 1993 ACTION IN REM TO FORECLOSE DELINQUENT TAX LIENS

WHEREAS, the County of Orleans is presently conducting an Action of Foreclosure In Rem of certain taxes and/or tax liens owned by the County of Orleans and it appears that the Village of Medina in said County has and owns unpaid taxes and/or tax liens upon parcels of property included in the said Action and located within the said Village of Medina; and

WHEREAS, the County and the said Village of Medina have signified a willingness to agree, pursuant to Section 1150 and Subdivision 3 of Section 1136 of the Real Property Tax Law, that the parcels of property situated in and upon which the said Village of Medina has unpaid taxes and/or tax liens may be conveyed to

the County of Orleans by the County Treasurer by such foreclosure action instead of the proceeding under Subdivision 2 of Section 1136 of the Real Property Tax Law; and

WHEREAS, the Orleans County Attorney has herewith presented to the County Legislature the proposed agreement between the County and the Village of Medina in regard to the sale of such parcels located within the Village of Medina, and the distribution of the proceeds thereof, and has recommended the approval and execution of the same on behalf of the County, now, therefore, be it

RESOLVED, that the agreement herewith presented between the County of Orleans and the Village of Medina be, and the same hereby is, approved by this Legislature and the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the said agreement on behalf of the County of Orleans and to cause the same to be delivered to the Village of Medina.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 530-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT WITH THE VILLAGE OF LYNDONVILLE REGARDING THE 1993 ACTION IN REM TO FORECLOSE DELINQUENT TAX LIENS

WHEREAS, the County of Orleans is presently conducting an Action of Foreclosure In Rem of certain taxes and/or tax liens owned by the County of Orleans and it appears that the Village of Lyndonville in said County has and owns unpaid taxes and/or tax liens upon parcels of property included in the said Action and located within the said Village of Lyndonville; and

WHEREAS, the County and the said Village of Lyndonville have signified a willingness to agree, pursuant to Section 1150 and Subdivision 3 of Section 1136 of the Real Property Tax Law, that the parcels of property situated in and upon which the said Village of Lyndonville has unpaid taxes and/or tax liens may be conveyed to the County of Orleans by the County Treasurer by such foreclosure action instead of the proceeding under Subdivision 2 of Section 1136 of the Real Property Tax Law; and

WHEREAS, the Orleans County Attorney has herewith presented to the County Legislature the proposed agreement between the County and the Village of Lyndonville in regard to the sale of such parcels located within the Village of Lyndonville, and the distribution of the proceeds thereof, and has recommended the approval and execution of the same on behalf of the County, now, therefore, be it

RESOLVED, that the agreement herewith presented between the County of Orleans and the Village of Lyndonville be, and the same hereby is, approved by this Legislature and the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the said agreement on behalf of the County of Orleans and to cause the same to be delivered to the Village of Lyndonville.

Adopted. 6 ayes; 1 nays; 1 absent, Legislator Billings

RESOLUTION NO. 531-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING CREATION OF SMOKING AREA

RESOLVED, that this Legislature does hereby authorize the creation of a smoking area from a lounge area on the second floor of the County Office Building, with the understanding that once this area is available, the main break room will be smoke free.

Adopted. 5 ayes; 1 nay, Legislator McCarthy; 1 absent, Legislator Billings.

RESOLUTION NO. 532-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING INTENSIVE SUPERVISION PROGRAM

RESOLVED, that this Legislature does hereby authorize the renewal of the agreement between the Orleans County Probation Department and the NYS Division of Probation and Correctional Alternatives for the Intensive Supervision Program; said agreement to be effective from April 1, 1993 through March 31, 1994 at a cost of \$24,147.00, which is 100%

reimbursable by the NYS Division of Probation and Correctional Alternatives.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 533-1093

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO EXPEND FUNDS PROVIDED BY THE EXPANDED CHILDREN'S SERVICES AND AUTHORIZING TREASURER TO SET UP BUDGET MONIES

WHEREAS, the Orleans County Department of Mental Health was given permission through Resolution No. 505-993 by the Legislature to request \$300.00 from the Expanded Children's Services program; and

WHEREAS, the Expanded Children's Services program has notified the Orleans County Department of Mental Health of its approval of these funds; and

WHEREAS, these funds are to be used for consultation and training services for emotionally disturbed children, now, therefore, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to expend the \$300.00 provided to Mental Health by the Expanded Children's Services; and, be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies as follows:

Revenue Account:

3490 State Aid
\$300.00

Appropriation Account:

4310.418 Mental Health
Other Contractual - \$300.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 534-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING HIGHWAY DEPARTMENT TO ASSIST IN BUILDING OF INDUSTRIAL PARK IN HOLLEY

WHEREAS, the Orleans County Industrial Development Agency has embarked on the start of an Industrial Park to be located in the Village of Holley in cooperation with said village and the Town of Murray, and

WHEREAS, employment is important to all Orleans County residents, now, therefore, be it

RESOLVED, that this Legislature authorizes the Orleans County Highway Department to join in a cooperative effort to help build the infrastructure for the above mentioned Industrial Park at said site in the Village of Holley.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 535-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING THE OFFICE OF THE COUNTY ATTORNEY TO EMPLOY SPECIAL COUNSEL

RESOLVED, that this Legislature hereby authorizes the Office of the County Attorney to utilize special counsel in the matter of the Chapter 12 bankruptcy proceeding of Peter Dragon, costs to be charged back to the parcels involved.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bennett introduced a resolution approving the GLOW contract; seconded by Legislator Tuohey. Legislator Tuohey moved to table the resolution because there is no cost mentioned. Mr. Dudek said it is \$10,000.00. Legislator Tuohey suggested adding the cost to the resolution. She withdrew her motion to table. Legislator Bower then tabled the resolution. He said GLOW has a plan for the county and he does not think that the McKenna Landfill and the Waste Management expansion lends itself to that plan. Mr. Dudek said the plan does not address private landfills. Legislator Bower said he would like to see a copy of the plan.

The following resolutions were then adopted:

RESOLUTION NO. 536-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING TRANSFER OF FUNDS

RESOLVED, that this Legislature authorizes the County Treasurer to transfer the amount of \$2700.00 from 8160.418 - Solid Waste, Other Contractual, to 8160.220 - Solid Waste, Equipment, for the purchase of a printer to be located in the Legislature Office.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Swiercznski introduced a resolution authorizing payment of a capital project claim from the radio account; seconded by Legislator Tuohey. Legislator Bower said he has heard there is a problem. Legislator Tuohey said there are portables that are not loud enough, but Doherty and EF Johnson are addressing that. Legislator Bennett said he knows there are problems, but we have to honor our part of the contract and pay this bill; there is still more that can be withheld if it does not work out. Legislator Tuohey said the major complaints are with the portables and within public safety, and those problems are being addressed. Chairman Berger said there is no problem with Doherty or EF Johnson, but there has been a problem with FM Communications, who is contracted with EF Johnson, so EF Johnson has to take care of it, which they are aware of. After further discussion, the resolution was voted on:

RESOLUTION NO. 537-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS FROM RADIO COMMUNICATION ACCOUNT

RESOLVED, that this Legislature authorizes the payment of \$395,756.55 to the EF Johnson Company from the Radio Communication System Capital Project Account H1650, for invoice number 103322, representing control stations, mobile radios, portable radios and accessories for the Fire Service participants in the 800 megahertz system.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator

Billings.

RESOLUTION NO. 538-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) New York State Department of Social Services for registration of family day care and school-age child care programs; to be effective September 1, 1993 - August 31, 1994 at a cost of \$11,000. County cost is \$0.
- (2) Gustavus Adolphus Children's Home, Jamestown, NY for provision of foster care services; to be effective July 1, 1993 - June 30, 1994 at a cost of \$30,920 per child. County cost is \$15,928 per child.
- (3) Hillside Children's Center, Rochester, NY for provision of foster care services; to be effective July 1, 1993 - June 30, 1994 at a cost of \$45,606 per child. County cost is \$23,495 per child.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 539-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Barbara Farley, 12350 Ridge Road, Medina, New York 14103, for the sum of \$1,517.05, Parcel No. 103, Tax Map No. 59.-1-18.21 of the premises contained in the 1992 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 494 of Deeds at Page 83, being formerly

assessed to Thomas and Barbara Farley, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L5, T15, R3, 4.90 acres, 12350 Ridge 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.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 540-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT FOR AIR CONDITIONING SYSTEM AT COUNTY OFFICE BUILDING

WHEREAS, resolution number 387-793 authorized a transfer of monies into the Buildings and Grounds budget in the amount of \$30,000.00 for the purchase of a new air conditioning system for the County office building, now, therefore, be it

RESOLVED, that this Legislature authorizes payment of \$29,763.00 to Roy H. Turnbull, Inc. for payment of the new air-conditioning system, to be paid from account 1620.250 - Buildings and Grounds Other Equipment.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 541-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING THE PURCHASE OF ONE DIESEL EMERGENCY STANDBY GENERATOR FOR THE HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the County Highway Superintendent to purchase one (1) Diesel Emergency Standby Generator, Model 1993 ONAN 50 DGCA W/OT225 (50KW), from Ronco Power Systems Inc., 84 Grand Island Blvd., Tonawanda, NY 14150. The low bid price is \$14,100.00 to be paid from accounts as follows:

DM5130.250.....	\$10,000.00
DM5140.250.....	<u>4,100.00</u>
	\$14,100.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 542-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes payment of \$136,705.00 to be made to Interface Services, Inc. for second payment due on Fuel Farm Project; to be paid from Account H3591 - Capital Project - Fuel Farm.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 543-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING EXTENDED LEAVE OF ABSENCE AND CREATING TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, a Senior Stenographer, Tina McAdoo, in the Department of Social Services has requested a three month extended leave of absence to recuperate from illness; and

WHEREAS, the Commissioner of Social Services has approved this leave, contingent on the approval of the Legislature; and

WHEREAS, said leave will create a staff shortage in the Administration Unit;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby approve of an unpaid three month leave of absence for Tina McAdoo for the period October 11, 1993 to January 11, 1994,

AND BE IT FURTHER RESOLVED, that this Legislature does hereby create the position of Temporary Typist at

Grade 3 of the CSEA salary schedule for the period October 11, 1993 to January 11, 1994;

AND BE IT FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the vacancy of said Temporary Typist.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bower introduced a resolution abolishing a temporary typist and creating a bilingual typist position in Social Services. Legislator Tuohey asked if this is going to be permanent, full-time. Legislator Bower said it had originally been permanent before it was made temporary, now it is going back to permanent. Chairman Berger explained that Civil Service has indicated that this position can no longer be filled on a temporary basis. The following resolution was then adopted:

RESOLUTION NO. 544-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION ABOLISHING TEMPORARY TYPIST POSITION AND CREATING BILINGUAL TYPIST POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the position of Temporary Typist, authorized through November 30, 1993 is now vacant; and

WHEREAS, the Department of Social Services is obligated to provide translation services to its Spanish speaking client population;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby abolish the position of Temporary Typist in the Department of Social Services and in its place create the position of Bilingual Typist at Grade 3 of the CSEA salary schedule effective immediately,

AND BE IT FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the position of Bilingual Typist.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 545-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING SICK LEAVE WITHOUT PAY FOR PLANNING AND DEVELOPMENT EMPLOYEE

RESOLVED, that this Legislature does hereby authorize the continuation of sick leave without pay for Planning and Development employee Joyce McCarthy, retroactive to October 1, 1993 continuing until December 6, 1993.

Adopted. 5 ayes; 0 nays; 1 abstention, Legislator McCarthy, 1 absent, Legislator Billings.

RESOLUTION NO. 546-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION CREATING TEMPORARY OUTREACH WORKER POSITION IN THE OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby create the position of temporary Outreach Worker (Grade 4, Step 1) in the Office for the Aging for the period of November 1, 1993 through June 30, 1994; salary for said position to be paid from 100% State funds under the Weatherization Referral and Packaging Program.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 547-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION SETTING UP NEW BUDGET MONIES IN 1993 OFFICE FOR THE AGING BUDGET ACCOUNTS

WHEREAS, the Office for the Aging has received new grant monies of \$3889 under Title VII-Ombudsman Program of the Older Americans Act, \$4150 under Title VII Ombudsman Expansion and Enhancement Program; and \$12,470 under the Federal Weatherization Referral and Packaging Program, now, therefore, be it

RESOLVED, that the County Treasurer is hereby

authorized to set up new budget monies for 1993 as follows:

Revenue Accounts:

4772 VII OmbudsmanProgram	\$ 3,889.00
4772 VII Ombudsman Expansion	\$ 4,612.00
4772 Weatherization Referral & Pkg. program	\$12,470.00

Appropriation Accounts:

A6772.1	Personal Services	\$11,358.00
A6772.411	Supplies	\$ 1,279.00
A6772.418	Other (Consultant)(Advertising)	\$ 3,819.00
A6772.462	Travel - in county	\$ 1,700.00
A6772.463	Travel - out county	\$ 500.00
A6772.421	Telephone	\$ 150.00
A6772.441	Printing	\$ 300.00
A6772.461	Postage	\$ 739.00
9020.620	Fringe(Medicare)	\$ 136.00
9030.630	" (Social Security)	\$ 580.00
9050.636	" (Unemployment)	\$ 74.00
9040.633	" (Workmns Comp)	\$ 180.00
9080.680	" (Disability)	\$ 156.00

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Tuohey removed a resolution from the table to approve appointments to the Community Services Board. The resolution was voted on and adopted:

RESOLUTION NO. 548-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING APPOINTMENTS TO COMMUNITY SERVICES BOARD

WHEREAS, there exists two vacant positions on the Community Services Board; and

WHEREAS, said Board must be maintained at an eleven member level; and

WHEREAS, the Community Services Board and the Director of Mental Health have recommended the appointment of Connie Mikels and Allen Plymale,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of Ms. Connie Mikels, 29 Beechwood Blvd. Albion, NY 14411, and Allen Plymale of 535 Moore Street Albion, NY

14411, to the Community Services Board; Connie Mikels to also serve on the Mental Health Subcommittee and Allen Plymale to also serve on the Mental Retardation and Developmental Disabilities Subcommittee.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator McCarthy moved to waive the rules to add a resolution to approve the creation and filling of an LPN position for the Health Department; motion seconded by Legislator Tuohey; carried. Legislator McCarthy then presented the following resolution:

RESOLUTION NO. 549-1093

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING THE CREATION AND FILLING OF A PERMANENT, FULL-TIME LICENSED PRACTICAL NURSE POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, it has been found necessary to hire additional personnel for the County Health Department's Certified Home Health Agency;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the creation and filling of a Licensed Practical Nurse position, in the County Health Department, at Grade 8, Step 1, of the CSEA Salary Schedule.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Tuohey moved for an Executive Session; seconded by Legislator Bower; carried.

Following the Executive Session, the meeting was adjourned at 5:55 p.m.

LEGISLATURE MEETING
October 27, 1993

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

Legislator McCarthy, with a second from Legislator Swiercznski, moved to waive the rules to allow the addition of two resolutions to the agenda. Carried. The motion included the request that the resolution concerning the right to bear and keep arms be presented at this time, rather than at the end of the meeting, considering the fact that many interested parties were present. The following resolution was then presented:

RESOLUTION NO. 550-1093

By Legislator Tuohey, who moved the adoption.

Unanimous Second

RESOLUTION OF THE ORLEANS COUNTY LEGISLATURE PROPOSING THE CITIZEN'S RIGHT TO KEEP AND BEAR ARMS---SHALL NOT BE INFRINGED

WHEREAS, as recommended by Emerson L. "Tinker" Young--Multi-Sponsored by S.C.O.P.E., Orleans County Chapter, Sportsmens Federation of Orleans County, Sportsmens Club, and the citizens of Orleans County, and

WHEREAS, there is no provision currently in the New York State Constitution providing for a guarantee of the Right To Keep and Bear Arms, and

WHEREAS, the people of Orleans County want guaranteed protection of our Constitutional Second Amendment Right to Keep and Bear Arms as originally written by our forefathers in the CONSTITUTION OF THE UNITED STATES OF AMERICA,

NOW, THEREFORE, BE IT RESOLVED, that the people shall have the right to keep and bear arms for the defense of themselves and the State, for lawful hunting and recreation use and for other lawful purposes, and no County, municipality or other political subdivision of the State or County shall regulate, in any way an incident of the Right To Keep and Bear Arms

FURTHER RESOLVED, that certified copies of this resolution be sent to Governor Cuomo, NYSAC, Intercounty of Western N.Y., NYS Supervisors and County Legislators Association and Orleans County

District Representatives.

Unanimously Adopted.

The Clerk presented the following communications: letter from Department of State regarding the availability of the Local Government Consolidation Handbook, memo from GLOW regarding private solid waste facilities, notice of October 28 Planning Board meeting and September minutes, notice and agenda of November Youth Board meeting, letter from AIDS Alliance of Western N.Y., requesting that December 1 be proclaimed as World AIDS Day in Orleans County.

Report of Standing Committees: Legislator Tuohey met with Homer Phillips in Medina on Friday afternoon, regarding the radio system. The meeting cleared up alot of misunderstanding. She also attended the Farm Bureau meeting, spent time going over budgets, and had a meeting with Mental Health.

Legislator Bennett attended his usual meetings.

Legislator Swiercznski met with the Buildings and Grounds and Highway Departments. Also attended the Cobblestone for the National Historic Preservation.

Legislator McCarthy attended his usual meetings; also met with Legislator Bower and Mr. Dudek regarding County vehicle use policy. Something should be prepared regarding that for the next meeting.

Legislator Billings reported on the Planning Committee. He said that Bonnie and Ashley Ward, and Bill Ashmore, who is a charter captain, arranged for three out-of-state sportswriters to come to Orleans County. The Wards provided lodging and Mr. Ashmore provided the charter, including fly fishing. The writers were thrilled with the possibilities that this county has to offer. Legislator Billings expects the county to get good publicity as a result of this. Chairman Berger added that the visitors remarked on the friendliness of the merchants in this county.

Legislator Bower attended his regular meetings.

Chairman Berger attended the Town of Yates meeting on October 14, spent time at the Legislature office on October 19, FMC at Medina Library on October 20. Chairman Berger said the big concern that alot of people had is if the dirt that they are taking is being totally cleaned, why do they have to put it in a cell. Chairman Berger attended the Intercounty meeting on October 21 in Attica. October 22, he attended a Health Department meeting; RC&D meeting after that; also time at the Legislature Office.

On October 23 Chairman Berger attended the groundbreaking for the Sandstone Village on E. Oak Orchard. October 24, he attended the Cobblestone National Registry event. October 25 he went to the LEPC meeting and spent time with the tourism sportswriters on the 26th. On October 27, he attended the Stop DWI meeting; also radio meeting and exit audit at the Treasurer's Office.

During open discussion, Legislator Tuohey commented on the fact that if people are below a certain income level, they are paid to live in the housing at Bobak Estates.

The following resolutions were presented:

RESOLUTION NO. 551-1093

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION SUPPORTING THE ADOPTION OF THE GREAT LAKE WATER QUALITY INITIATIVE

WHEREAS, the Great Lakes hold 95% of the fresh surface water in the U.S. providing a natural resource vital to the environment and the economy of the region, the State of New York and the County of Orleans, and

WHEREAS, people who live or vacation on the Great Lakes have seen a visible improvement in the quality of the water since the 1970's because of considerable investments in public sewage treatment systems; the Lakes now support a sport fishery worth billions of dollars per year, and

WHEREAS, despite these efforts, persistent toxic chemical contamination in the Great Lakes threatens human health, according to the International Joint Commission, the body that oversees efforts to clean up the Lakes; and

WHEREAS, scientists have found that routinely eating some species of Great Lakes fish can cause a range of serious health problems, including birth defects, learning disabilities, immune and reproductive system damage, and cancer risks, prompting health officials throughout the region to issue advisories against eating some Great Lakes fish, including salmon, trout, carp and catfish; and

WHEREAS, Great Lakes fish and wildlife are suffering severe damage from toxic contamination, including cancerous tumors, missing organs, behavioral

changes, immune system damage, reproduction problems and life-threatening physical deformities; and

WHEREAS, pursuant to the Clean Water Act, the U.S. Environmental Protection Agency is charged with developing the Great Lakes Water Quality Initiative to set uniform, consistent water quality standards for all the Great Lakes States. This Initiative has produced draft rules, which are out for public review through September 13, 1993 and which, when adopted by U. S. EPA and the States, would require reduction in discharges of the most harmful toxics, now, therefore, be it

RESOLVED, that the Orleans County Legislature supports the adoption of the Great Lakes Water Quality Initiative and urges U.S. EPA and the State of New York to promulgate and implement as quickly as possible final great Lakes rules that will:

reduce and prevent toxic pollution in the Great Lakes

require consistent water quality standards and pollution control programs in all eight Great Lakes States, and

provide better protection for people and wildlife against chemical pollutants that build up in the food chain

and be it further

RESOLVED, that the Orleans County Legislature urges the New York State Department of Environmental Conservation and Governor Mario Cuomo to oppose any efforts to weaken this initiative. We urge the NYSDEC and the Governor to help protect the Great Lakes by supporting adoption of a strong Great Lakes Initiative, and be it

FURTHER RESOLVED, that certified copies of this resolution be sent to Governor Cuomo and NYS DEC.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 552-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature,

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 013289 through 013463 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 553-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION ADOPTING PRELIMINARY COUNTY BUDGET FOR THE YEAR 1994

RESOLVED, that this Legislature does hereby adopt the Preliminary County Budget for the Year 1994 as presented by the Budget Officer and the Finance Committee, and be it

FURTHER RESOLVED, that the public hearing for the Preliminary County Budget for 1994 be held on Monday evening, December 6, 1993 at 7:30 p.m. at the Knights Of Columbus, 249 East Avenue, Albion, New York, and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the Albion Advertiser, Inc. and the Medina Journal-Register, Inc.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 554-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 1993 SOLID WASTE/RECYCLING FEES TO THE 1994 COUNTY/TOWN TAX BILLS

RESOLVED, that, pursuant to the request from the County Treasurer, she be, and hereby is, authorized to

relevy the unpaid 1993 Solid Waste/Recycling Fees, to be added to the 1994 tax rolls for the respective towns as of November 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 555-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES

RESOLVED, that, pursuant to the request from the County Treasurer, she be, and hereby is, authorized to relevy the unpaid school taxes, adding a 7% penalty, to be added to the 1994 tax rolls, for the respective towns as of November 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 556-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT FOR CONSULTANT SERVICES FOR THE OMBUDSMAN PROGRAM

RESOLVED, that this Legislature does hereby approve a contract between the Office for the Aging and Sheral Guthrie for an average of 4 hours per week of Consultant services, for the period of November 1, 1993 through September 30, 1994. Payment to be funded 90% by Federal Title VII - Long Term Care Ombudsman Program Expansion & Enhancement Grant, 10% fund raising.

RESOLUTION NO. 557-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS FOR JAIL ROOF REPLACEMENT

WHEREAS, resolution number 501-993 awarded the bid for the jail roof replacement to Lee's Roofing Service, be it

RESOLVED, that this Legislature authorizes the payment of \$22,900.00 to Lees Roofing Service, to be paid as follows:

H3150 - Capital Project Jail - \$12,178.86

3150.418 - Jail, Other Contractual - \$10,721.14

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 558-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AMENDING RESOLUTION NO. 331-693 - AGREEMENT WITH BRYCE MARINE

WHEREAS, resolution number 331-693 approved a lease agreement between the Sheriff's Department and Bryce Marine, and

WHEREAS, certain information has changed, be it

RESOLVED, that this Legislature authorizes the amending of resolution number 331-693 as follows:

paragraph 2 - this lease shall run from June 1, 1993 through October 31, 1993 at a total cost of \$1800.00; actual value of boat and equipment being \$9,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett introduced a resolution to create a position in the Sheriff's Department; seconded by Legislator Billings. Legislator Billings questioned if the salary stated in the resolution includes fringe benefits. Legislator Bennett said it is his understanding that it does. Legislator Tuohey said it is 100%. Mr. Dudek said the total annual cost is \$78,000, including all employee costs - court attendants and two deputies. Legislator Bower said it is a mandated position. After further discussion, Legislator Bennett suggested passing the resolution, then have Mr. Dudek check into it; if it turns out that it is not 100% reimbursed, we'll undo it.

The following resolution was then adopted:

RESOLUTION NO. 559-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CREATING POSITION IN SHERIFF'S DEPARTMENT
AND AUTHORIZING FILLING OF VACANCY

WHEREAS, it has been determined that there is a need for additional security at the Orleans County Court House due to increased court activities, be it

RESOLVED, that this Legislature does hereby authorize the creation and filling of a Deputy Sheriff position in the Orleans County Sheriff's Department at an annual salary of \$21,471, effective November 1, 1993, and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up budget monies, as follows:

Revenue Account 3330	Appropriation 3110.100
<u>Court Security</u>	<u>Sheriff - Personal Services</u>
\$4021.00	\$4021.00

said budget monies to cover the cost of the position through the end of 1993, and be it

FURTHER RESOLVED, that this position will be reimbursed 100% through the Unified Court Security System.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution approving an agreement between the Sheriff and the NYS Unified Court System, until Mr. Dudek can look into it. The following resolutions were then adopted:

RESOLUTION NO. 560-1093

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION SUPPORTING LEGISLATION TO RELIEVE COUNTIES
AND CITIES OF OBLIGATIONS TO CARRY OUT NEW MANDATES

WHEREAS, the number of unfunded federal mandates on counties and cities has significantly increased during the last decade, while many federal programs, which were made available to local governments to ease the burden of carrying out federal mandates, have been

terminated or drastically reduced, and

WHEREAS, such mandates stem from federal laws and regulations that require counties and cities to provide services and programs, and perform certain responsibilities without providing federal funding for such services; and

WHEREAS, by shifting costs to counties and cities, unfunded federal mandates breach the underlying principles of federalism which assumes a working partnership and shared responsibilities between the federal, state and local governments; and

WHEREAS, American citizens are unaware of the impact of unfunded mandates on local services and their own local taxes; and

WHEREAS, risk assessment is an essential component to any cost-benefit analysis of mandates and should be included in all bills that impose mandates on counties and cities, now, therefore, be it

RESOLVED, that Orleans County urges Congress and the Administration to enact legislation that would relieve counties and cities of all obligations to carry out any new mandate arising from federal law, regulation or policy unless federal funds are provided; and be it

FURTHER RESOLVED, that Congress and the Administration are urged to enact legislation to reimburse local governments for the costs of complying with existing federal mandates; and be it

FURTHER RESOLVED, that Congress and the Administration are urged to include in any future mandate, a provision that required federal departments and agencies to provide scientifically sound assessments of purported health, safety or environmental risk prior to the imposition of any new mandate on local governments; and be it

FURTHER RESOLVED, that Orleans County supports a "National Unfunded Mandates Day" to be held October 27, 1993, during which county officials in all counties will be urged to hold press conferences in coordination with local and state officials to draw public attention to the problems imposed on counties by unfunded federal mandates, and be it

FURTHER RESOLVED, that certified copies of this resolution be sent to NYSAC, NACO, Intercounty, and Orleans County district representatives.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 561-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN OFFICE FOR THE AGING

RESOLVED, that this Legislature authorizes the filling of a vacant temporary, part-time Outreach Worker in the Office for the Aging, effective November 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 562-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes payment of \$6,314.05 to EF Johnson Company for equipment purchases authorized by resolution number 468-893, for user agencies, including portable radio, desk top charger and mobile radios.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski presented a resolution authorizing the creation of office space for the Buildings and Grounds Department. Legislator Billings asked if the figure in the resolution includes the cost of a desk. Legislator Billings moved to amend the resolution to indicate that a desk will be included in the cost stated. Seconded by Legislator Bennett. Carried. The following resolution was then adopted:

RESOLUTION NO. 563-1093

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING CREATION OF OFFICE SPACE FOR BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the Buildings and Grounds Department to perform the work

necessary to create office space in the Buildings and Grounds maintenance shop; such office to be used by the Superintendent and Assistant Superintendent of Buildings and Grounds, at a cost not to exceed \$1800.00, including the cost of a desk, to be paid from account 1620.418 - Buildings and Grounds, Other Contractual.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 564-1093

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 1994.

WHEREAS, this Legislature has authorized the Employee Assistance Program (EAP) committee to operate an Employee Assistance Program (EAP) and other related programs for the county; and

WHEREAS, this Legislature requires the EAP committee to submit for approval a plan of operations together with a proposed budget for the calendar year 1994 (listed below);

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby approve the Orleans County Employee Assistance Program budget and plan of operations for the calendar year 1994, as follows:

ORLEANS COUNTY
EMPLOYEE ASSISTANCE PROGRAM BUDGET
AND PLAN
FOR CALENDAR YEAR 1994

REVENUES

Commissions/Deposits 1994 (estimate)	\$4,375.00
Take Off Pounds Sensibly (T.O.P.S.)	<u>800.00</u>
	\$5,175.00

PROGRAM EXPENDITURES

G.C.A.S.A. Contract
EAP - Employees Picnic
Bills/Bison/Theatre excursion
Take Off Pounds Sensibly (T.O.P.S.) Program
EAP - Employees' Dance
Employee of the Month Program
R.A.R.E.S. Membership
Supplies
Miscellaneous Program Expenses

TOTAL \$5,175.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 565-1093

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE COUNTY TREASURER TO
TRANSFER RESERVE MONIES TO THE 1993 SELF-INSURANCE
BUDGET

RESOLVED, that this Legislature authorizes the
County Treasurer to transfer \$65,000.00 from the
Self-Insurance Reserve into the following
appropriation accounts:

S1720.0467	Compensation Payments.....	\$60,000.00
S1710.0418	Other Contractual.....	5,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 566-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING MEMORANDUM OF AGREEMENT WITH CSEA

RESOLVED, that this Legislature does hereby
approve the Memorandum of Agreement between the County
of Orleans and CSEA which designates additional job
titles of Clerical Aide, Grade 1, Public Health
Licensed Practical Nurse, Grade 7, and Adult Intensive
Case Manager/Coordinator, Grade 19, to be added to
Addendum II of the CSEA agreement covering 1992 -
1994, and be it

FURTHER RESOLVED, that the Chairman of the
Legislature is hereby authorized to sign this
Memorandum of Agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 567-1093

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AMENDING RESOLUTION NO. 549-1093 - GRADE AND STEP FOR LICENSED PRACTICAL NURSE POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, it has been found necessary to amend the salary of the Licensed Practice Nurse position, approved for the County Health Department, to properly reflect the number of hours equal to full-time equivalency in that Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby amend Resolution No. 549-1093 to read "at Grade 7, Step 1, of the CSEA Salary Schedule".

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 568-1093

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING THE CREATION AND FILLING OF A PART-TIME, CLERICAL AIDE POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the creation and filling of a permanent, part-time (at no more than 17 hours per week), Clerical Aide position in the County Health Department, effective immediately. Said position to be set at Grade 1, of the CSEA Salary Schedule, and to be reimbursed at 100% through the Lead Poisoning Prevention Grant; position to continue only as long as current level of funding exists.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 569-1093

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING CREATION AND ABOLISHING OF POSITIONS IN THE HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the abolishing of one (1) permanent, part-time (40% FTE) Public Health Nurse position, to be replaced by the creation of one (1) permanent, full-time Public

Health Nurse position, at Grade 15, Step 1 of the CSEA Salary Schedule, effective January 1, 1994, and be it

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

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 570-1093

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING THE AMENDING OF CONTRACTUAL AGREEMENTS FOR THE HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the amending of the contractual agreements for physical and occupational therapy visits, for the County Health Department's Home Health Agency, from \$35.00 per visit to \$40.00 per visit, in order to keep consistant with the prevailing rate; effective November 1, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings presented a resolution approving the agreement with Grayton company to assist in the 1993-94 Tourism Matching Funds Marketing Program; seconded by Legislator Bower. Legislator Tuohey asked if this will be paid out of 1994 I Love N.Y. monies. Legislator Billings said some will be paid this year and the balance out of 1994. The following resolution was then adopted:

RESOLUTION NO. 571-1093

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT WITH GRAYTON COMPANY TO ASSIST IN THE 1993-94 TOURISM MATCHING FUNDS MARKETING PROGRAM

RESOLVED, that this Legislature does hereby approve an agreement with Grayton Company, a recognized marketing and communications agency, to assist in implementing the 1993-94 Tourism Matching Funds marketing program at a cost not to exceed \$5,000 with \$2,500 of these funds to be county monies; said agreement to be of 14 months duration beginning November 1, 1993; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Legislature chairman to sign this agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 572-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION AUTHORIZING EXTENSION OF LEAVE OF ABSENCE
AT NURSING HOME

WHEREAS, resolution number 280-593 authorized an unpaid leave of absence for Cecelia M. Nowicki, an employee of the Nursing Home, through June 20, 1993, and

WHEREAS, Mrs. Nowicki has written orders from her physician to remain out of work through January 1, 1994, now, therefore, be it

RESOLVED, that this Legislature authorizes an extension of the previously granted unpaid leave of absence for Cecelia M. Nowicki through January 1, 1994.

RESOLUTION NO. 573-1093

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING DEPARTMENT OF SOCIAL SERVICES
TITLE XX PLAN FOR 1994

RESOLVED, that the Department of Social Services Title XX Plan for 1994 as presented by the Commissioner of Social Services is hereby approved by this Legislature.

DEFEATED. 4 nays; Legislators Bennett, Billings, Swiercznski and Tuohey; 3 ayes; 0 absent.

After the above resolution was defeated, Legislator Bennett commented that we do not want to vote to approve anymore mandates.

Legislator Bennett introduced a resolution opposing the 911 tariff; seconded by Legislator Tuohey. Chairman Berger said this was discussed at Intercounty. Three counties have written letters

opposing this. The following resolution was then presented:

RESOLUTION NO. 574-1093

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION OPPOSING E911 TARIFF

WHEREAS, Orleans County has an operational Enhanced 911 System in place for the well being and safety of its citizens, and

WHEREAS, funds to organize, setup, operate and maintain the E911 is generated by the surcharge from telephone subscriber; monies which were carefully examined before Orleans County committed to the implementation of this important system; future funds are expected to just maintain the telephone line charges that will sustain the system, and

WHEREAS, recently New York Telephone filed with the Public Service Commission a proposed tariff on County ALI databases (for E911 System) for monthly maintenance charges, now, therefore, be it

RESOLVED, that the Orleans County Legislature opposes the creation of said tariff as it is unreasonable and would have an adverse impact on our E911 budget, and be it

FURTHER RESOLVED, that certified copies of this resolution be sent to NYSAC, Intercounty Association and Orleans County state and local representatives.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings moved to re-introduce a resolution approving the GLOW Solid Waste Contract, which had been tabled at the October 13 meeting; motion seconded by Legislator McCarthy. Legislator Bennett said he thought one of the reasons this was tabled was to see if we were actually going to follow this plan. Legislator Bower said that is why he tabled it. Legislator Billings said this resolution has no bearing on private landfills. Legislator Bennett read a letter written by the Recycling Coordinator from GLOW regarding private sector development. Legislator Bennett said he agrees with Legislator Bower. After further discussion, Legislator Billings withdrew his motion to remove the resolution from the table. The resolution remains tabled.

The following resolution was adopted:

RESOLUTION NO. 575-1093

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING CREATION OF TEMPORARY PART-TIME
INDEX CLERK IN COUNTY CLERK'S OFFICE

WHEREAS, there is an excess work load in the County Clerk's office, as a result of current staff shortage, be it

RESOLVED, that this Legislature authorizes the creation of a temporary, part-time Index Clerk, Grade 5, Step 1 of the CSEA salary schedule, to be paid at an hourly rate of \$8.28 for approximately 17 hours per week; said position to be effective from November 1, 1993 through such time that the current full-time employee is fully able to perform her regular duties and return to work, and be it

FURTHER RESOLVED, that the County Clerk be authorized to fill this vacant position.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy moved to recess the meeting; seconded by Legislator Tuohey. Meeting recessed until 9:00 a.m. Wednesday, November 3.

Meeting recessed at 5:20 p.m.

RECONVENED LEGISLATURE MEETING
November 3, 1993

The Chairman reconvened the meeting at 9:00 a.m.

Legislator Swiercznski was absent.

Pat Wood addressed the Legislature regarding landfills. She distributed reports. Mrs. Wood referred to resolution number 131-293, which requested that DEC amend part 360 regulations, to prohibit landfills or expansion of landfills along the canal. Mrs. Wood went over her report, which includes portions of a lease agreement with OSL, notes from various publications, and a letter from the NYS Department of Health. Mrs. Wood said, in her opinion, the only thing right now standing between Orleans County and expansion of the landfill along the canal

is your Local Law number 2.

After Mrs. Wood's presentation, Legislator Tuohey moved; with a second from Legislator McCarthy, to go into Executive Session. Carried.

After the Executive Session, the meeting was reconvened at 9:40 a.m. David Schubel said he was contacted last year by the OSL bankruptcy trustee, requesting clarification as to the County's position in regard to the effect of Local Law number 2 of 1991. He explained that in 1990, the Town of Albion enacted chapter 49 of their local law which is to regulate landfills within the Town of Albion. In 1991, the County enacted Local Law number 2 which seeks to regulate the operation of landfills in the County. Mr. Schubel said that subsequently, counsel for Waste Management contacted him requesting clarification as to the County's position regarding the Local Law. Mr. Slater, the OSL trustee, and counsel for Waste Management, are of the opinion that the Town of Albion's Local Law would cramp the effects of the County's Local Law number 2. Mr. Schubel said he has had extensive discussions and correspondence with Waste Management. Mr. Schubel said this morning Waste Management is represented by counsel with a proposal. The OSL trustee and Waste Management are prepared to initiate an action. In order to avoid that, they have a proposal to present to the Legislature. Legislator Tuohey said, basically what was just said means that they will sue us. Mr. Schubel agreed that is a distinct possibility.

Legislator Bower said, when we enacted Local Law number 2, it did not say we were preventing the landfill, it just put some restrictions on it. One restriction was, it was 40 feet high, another restriction was on the amount of garbage that comes into the landfill. He said we wanted to make sure that someone could run a landfill and make a profit. Albion changed their law to supercede us. Now we are in a predicament as to where we stand.

Legislator Billings asked the County Attorney if it is correct that there is no way we can set limits on the amounts of garbage coming in. Mr. Schubel said that is his interpretation; it is limited by the DEC and Town permits.

Joseph Zagraniczny, attorney from Bond, Schoeneck & King, representing Waste Management, and Larry Bressman from Waste Management, spoke to the Legislature. Mr. Bressman said we are here to propose something for your consideration, to help resolve something in a manner in which I feel benefits everyone.

Mr. Zagranicznzy explained that Orleans County is a potential responsible party in the McKenna landfill; having been identified as a "PRP" by DEC. He said we are trying to move on with the resolution of a dispute that might arise between the County, Waste Management, or OSL. The settlement does not relate as to whether the Local Law passed by the County applies anywhere outside the Town of Albion. He said, Waste Management will defend, indemnify and hold the County harmless as a result of its actions as an operator of the McKenna landfill. Waste Management will agree to defend the municipalities located within the County, if and when they may be identified as a PRP by DEC. Mr. Zagranicznzy continued that the County has expended a substantial amount of attorneys fees already, in defending themselves as a PRP. In order to defray those costs, Waste Management will agree to pay \$20,000 upon entry of the judgement, \$10,000 by December 31, 1994, and an additional \$10,000 by December 31, 1995. The County will agree to cooperate in the defense of claims raised by the County. Waste Management may need records, testimony from county officials, to effectively defend the County as a PRP. Waste Management will also consent that the County should be an interested agency to return the landfill permit process to the Town of Albion. Waste Management will agree to work with the County regarding hauling the trucks over county roads if a permit is issued to Waste Management.

Legislator Bower said, regarding Local Law number 2, someone made a decision that you could not live within the restrictions. Mr. Bressman said he has reviewed the law. He is not disputing any of those conditions or requirements. He is saying that the County law, in our opinion, does not apply to the Town of Albion. As far as operating a facility, there are extensive costs involved in meeting DEC regulations. He said, we are a business and we have to be profitable. Legislator Bower said Waste Management will be getting two pyramids for the price of one. Mr. Bressman said, as far as the reverse pyramid, that is a requirement of the 360 regulations. He said we are looking to maximize our profits, but we have to be able to do that in conjunction with working with the community. Mr. Bressman said, we went to the Highway Superintendent and asked him for the truck routing he would recommend. We used those recommendations. He said, although your law doesn't apply within the Town of Albion, doesn't mean we're going to overlook it totally.

Legislator Tuohey said, the issues are whether we acknowledge that the Town of Albion law preempts our law, and accepting a settlement as far as your

carrying the banner for us regarding legal lawsuits with DEC, and also for any other municipalities. She said, you would have nothing to say about whether or not that landfill is expanded. Mr. Bressman said we would be an interested party and have input in that process. Mr. Zagraniczny agreed that Legislator Tuohey is right in that the focus is on the defense, as PRP's, of those municipalities within the county. Legislator Tuohey remarked that we have already spent \$65,000 for nothing, and see the potential for a couple of million dollars. Chairman Berger said he does not think any of us were aware, in the beginning, that the County law would not supercede anything else, but according to the government, Town law supercedes County law.

Mrs. Wood said she has learned from DEC that Waste Management has submitted a work order to remediate McKenna's landfill. She said as far as DEC is concerned, there will be no more investigation for anymore PRP's because Waste Management is, or will be, totally responsible for maintaining the landfill if this work order is permitted. Mrs. Wood said she understands that there are other towns that are PRP's, consequently, all the towns will benefit from this. Mr. Bressman said, what we submitted to the State is a work plan that Waste Management developed. It is being reviewed by DEC to see if it meets all their criteria. They will comment back on whether or not it is acceptable, then work will begin to investigate what is occurring at that facility. Mr. Zagraniczny said it is inaccurate that there will be no further investigations into PRP's. He said we have not obligated ourselves to do anything in terms of remediation of that landfill yet.

Chairman Berger said DEC closed the McKenna landfill. They wanted the county to have a sanitarian come in. We did not have one, so they had their people there. DEC said we are at fault, as operators of that landfill. DEC said it was capped wrong. They went above the height that is in our law. DEC had given a permit to OSL on how much they could truck and they were going 15 - 20% over that, but DEC said over 15% is okay. Chairman Berger said he has no faith in DEC. Legislator Tuohey said DEC might not be looking for more PRP's but that does not preclude all the other PRP's from looking for other people to get involved, because if there is a bigger pot, their responsibilities will shrink. She said she suspects that the PRP's will look to other municipalities to become interested parties and be responsible for the closing.

Chairman Berger mentioned that 28 postcards were received from residents of Orleans County, in thanks

for the stand against landfills in the past, and urging continued opposition to any future landfills or expansion.

Legislator Bower asked what Waste Management can do to relieve some of the burden on industries brought into this lawsuit. Mr. Bressman said, once this process moves further along and PRP's know their share of funding, there could be potential for Waste Management, if we have a facility, to help those businesses by offering a facility that would allow them to dispose of their waste; which would help that business.

Legislator Tuohey said part of the cost of the counties, villages and towns in this cleanup is going to come from tax dollars, which a good share of come from companies. They are going to be paying twice. She said, if we want to help them, I think we should go with this agreement.

Mr. Zagranicany said, if you are asking whether Waste Management would commit to defend and indemnify those corporations, the answer is we cannot. Legislator Bower said, if you would take the whole pile and make the lawsuit go away, I'll be happier than I am today.

Mr. Bressman said no matter what happens, we cannot turn this around. Legal action will be taken; there is nothing we can do. Chairman Berger interjected that this refers to legal action on DEC's end. Mr. Bressman said that is correct. Legislator Bower said if you cleaned this and relined it, they will certainly look more favorably toward the people they are bringing the lawsuit against. Mr. Bressman replied that we are doing just that. We have stepped forward and said let's move this process forward. There is no other PRP supporting us. We have to see what is occurring at that site. Moving forward will hopefully keep costs down for all PRP's. The work plan is to help come up with what will be the best way to remediate that site.

Legislator Tuohey said they are proceeding to investigate exactly what needs to be done at the landfill in order to cap it. If DEC says you have to do this and that, it could cost \$7 million. If they have a plan, saying this could be done for a certain amount of money, and it is accepted by DEC, this will be money saved.

Legislator Bower said he wants this County to rest assured that the pile will be moved and brought back to normal. He asked if DEC will go away, once it is moved over? Mr. Bressman said, unfortunately not. There will be extensive work continued to be done

there. Legislator Bower said, why should DEC force Orleans County to pay part of it when we told DEC it was leeching into the canal. They said it was not. Now that it is leeching into the canal, they want Orleans County to pay some of the money.

Mr. Bressman said he is in the same boat as the county, for something they didn't do, but he has to work with the DEC and comply with regulations.

Mrs. Wood said there are four different ways that the landfill can be remediated, including capping it, or doing something to correct the leeching. Mr. Bressman said that moving it might not be the best answer because there is known hazardous waste, which is a major concern to everyone. It is not easy to move it because you cannot take the hazardous waste and move it over here. It would have to go to a hazardous waste disposal facility. He said several issues have to be looked at, including the environment, health safety and economics.

Legislator Bennett said one of the things we forget is in 1990, when this board started working on this, we had alot of forethought that none of the towns came up with. As a past Supervisor, I felt that town law was first because they are the ones that, by the State Constitution, were given garbage problems to deal with. He said, I don't have any problem with the Town of Albion's law coming first, but I am concerned about Orleans County being a PRP. We could have the same problem 20 years from now with OSL. He said, if we make an agreement with you, how can you make me feel comfortable in knowing you're going to fight to prove that we're not a PRP. Mr. Zagraniczny replied that the County and Waste Management are in similar circumstances. We are both transporters of solid waste. He said, if it were a question of Waste Management spending so many dollars to get Orleans County out of it, the answer is maybe. Legislator Bennett said it would be best for the taxpayers in the long run to say that Orleans County cannot be named as a PRP.

Mr. Zagraniczny said even if you have an absolute court ruling that you are not responsible for the McKenna landfill, that does not mean that same ruling will be given on another landfill.

Mr. Bressman said he does not think the County or Waste Management will ever not be a PRP. They will be a PRP, but their portion of the fee has alot to do with the legal battle.

Legislator Bennett asked, before we settle anything, are we going to have any input as a legislative body

before you sign a consent order, or, once we pass this, are we done? Mr. Bressman said he cannot answer that question at this time. He said he would have to speak to the attorneys involved. You will definitely be well informed about how the case is moving forward.

At 10:40 a.m., Legislator Bennett called for a recess; seconded by Legislator Tuohey. Reconvened at 11:00 a.m.

Legislator Bower asked Mr. Bressman if we can reach an agreement that, if it comes to the point that all you have to do is move it to the capped area, that you would do it at no expense to the industries. Mr. Bressman replied that, due to the cost of the potential of moving that facility, at \$20 - \$30 million, I will say no, I will not fund the project. Mr. Bressman said, as far as moving the facility, DEC has come up with numbers of \$11.6 million for remediation. Their remediation at this point is looking at the 360 cap and monitoring.

Legislator Bower said, if you expand, there was a height restriction on that and because it was capped improperly, they allowed you to go up 20 feet, which will give you alot of profit. Legislator Bower said he wants some committment that something will be done for the industries. Mr. Bressman said he is willing to talk with those industries that are involved to see what kind of agreement we can come up with.

Legislator Billings objected to paragraph number seven in the settlement proposal. He felt that the statement, "WMNY shall agree to work with the County in routing the hauling trucks over County roads" should read "through Orleans County roads", rather than "over County roads"

Legislator Tuohey suggested, in agreement with Legislator Bennett, some wording that this resolution is not to be misconstrued that we approve of landfills, or additions to landfills, in the county. Legislator Bennett said that by our agreeing to the fact that Albion's law supercedes ours, it does not mean we are in favor of any landfill in the county.

Mr. Zagraniczny suggested stating that this resolution does not identify approval or disapproval of landfills in the County. Legislator Bennett agreed with that. After further discussion on the addition to the resolution, Legislator Tuohey presented the resolution:

RESOLUTION NO. 576-1193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION ACKNOWLEDGING THE PRE-EMPTION OF COUNTY OF ORLEANS LOCAL LAW NO. 2 BY CHAPTER 49 OF THE LOCAL LAWS OF THE TOWN OF ALBION AND ACCEPTING SETTLEMENT PROPOSAL OF POTENTIAL DECLARATORY JUDGMENT ACTION

WHEREAS, the Town of Albion enacted Chapter 49 of the Local Laws of the Town of Albion entitled the "Landfill, Dumps and Dumping Law of the Town of Albion" seeking to regulate land use, landfills and attendant activities within the Town of Albion, and

WHEREAS, the County of Orleans enacted Local Law No. 2 of the Year 1991 entitled the "Solid Waste Disposal and Sanitary Landfill Law of the County of Orleans" seeking to regulate the operation of sanitary landfills within Orleans County and to ensure the availability of solid waste disposal for County residents, and

WHEREAS, the Legislature of the State of New York has restricted the powers of counties to regulate solid waste in towns within a county by the enactment of Environmental Conservation Law section 27-0711, and

WHEREAS, a dispute has arisen involving Orleans Sanitary Landfill, Inc. ("OSL"), Waste Management of New York, Inc. ("WMNY") and the County of Orleans ("County") concerning the applicability of the County Landfill Law within the Town of Albion, and

WHEREAS, OSL and WMNY are prepared to file a declaratory judgment action against the County seeking an order declaring that the County's Landfill Law (1991 Local Law No. 2) has no application within the Town of Albion, and

WHEREAS, the NYS DEC has named the County of Orleans one of several potentially responsible parties for the remediation of the McKenna Landfill site within the Town of Albion, and

WHEREAS, it appears that several of the other named potentially responsible parties are prepared to seek responsible party status against other Towns and Villages within the County, and

WHEREAS, the NYS DEC has estimated the cleanup costs of the McKenna site could cost upwards of \$11-12 million, and

WHEREAS, this Legislature has carefully considered the applicable statutory and case law, the prospects of lengthy and expensive litigation, and all of the various issues involved herein, does hereby find, determine, and resolve, and

WHEREAS, adoption of this resolution in no way demonstrates the approval or disapproval of any landfill within Orleans County,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature acknowledges that the Chapter 49 of the Town of Albion Local Laws pre-empts County Local Law No. 2 of the year 1991 and that the County Local Law has no application within the Town of Albion, and

BE IT FURTHER RESOLVED, that in settlement of the potential declaratory judgment action and other outstanding issues between WMNY and the County, the County accepts the proposed settlement as set forth in a letter memorandum from Bond, Schoeneck and King, dated November 2, 1993, copy of which is annexed hereto and made a part hereof.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Swiercznski.

Legislator Bennett requested a roll call vote:

Legislator Tuohey - yes.

Legislator Bennett - with much thought, yes.

Legislator Berger - yes, but with the feeling that there is no other choice.

Legislator Billings - yes.

Legislator Bower - yes, with a statement for the record, that everything possible will be done to alleviate any problems that will be forthcoming to the industries named in this lawsuit.

Legislator McCarthy - yes, with the same statement as Mr. Berger; that we have no other choice.

Chairman Berger read a resolution regarding the purchase of lapel pins. He asked Mr. Hale if the pins will be sold by the County. Mr. Hale replied that you cannot sell them if they are purchased with matching state funds. Legislator Tuohey asked why we keep using a packet boat. Chairman Berger replied because the canal is one of the main things that go through the county. Legislator Tuohey said she would rather use something that depicts the county, like the emblem or the county seal.

Legislator Bower asked the purpose of the pins. Mr. Hale said it is county pride. It will not be used promotionally. Some will be given to other

organizations. Alot of people ask for pins when they inquire about our county. We also do press releases. They are a good will piece.

The following resolution was then adopted:

RESOLUTION NO. 577-1193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PURCHASE OF LAPEL PINS

WHEREAS, the following written price quotations have been received for production of a county lapel pin:

<u>Vendor</u>	<u>Cost</u>
Stadri Emblems	\$1.25/250
Woodstock, NY	\$.85/500
Emblematics, Inc.	\$1.25/250
San Clemente, Ca.	\$.85/500
Carrot-Top Industries	\$2.20/200
Hillsborough, NC	\$2.15/500
(plus set-up charge)	

BE IT RESOLVED, that this Legislature hereby authorizes purchase of 500 lapel pins from Stadri Emblems at a total cost not to exceed \$431.00 (including shipping), with half of this cost to be county cost and funded by Account 6410.468, Tourism Matching Funds.

Adopted. 5 ayes; 1 nay, Legislator Bower; 1 absent, Legislator Swiercznski.

Legislator Bennett moved to adjourn; seconded by Legislator Billings. Carried.

Meeting adjourned at 11:25 a.m.

LEGISLATURE MEETING
November 10, 1993

The meeting was called to order by the Chairman at 4:40 p.m.

After the pledge to the flag, the Clerk called the roll, with all Legislators being present.

The Clerk presented the following communications: minutes of September OTB meeting, update from Chairman of Orleans County Water Quality Coordinating Strategy Committee, notices of sales tax legislation for various counties.

Reports of Standing Committees:

Legislator McCarthy met with his individual department heads. He also spent time with Legislator Bower to discuss the county vehicle use policy.

Legislator Billings had nothing special to report.

Legislator Bower announced that he had just received a phone call from Jack Pease. The State has just completed their inspection of the Nursing Home, and for the first time that can be remembered, there were no deficiencies.

Legislator Swiercznski had nothing to report.

Legislator Bennett mentioned a concern regarding a problem with the incinerator. He said unless someone tells him differently today, the old one will be fixed. Mr. Dudek mentioned the possibility of meeting with Genesee County to talk about the possibility of building one together.

Legislator Billings mentioned that Genesee County has a part-time District Attorney. He asked if there is any law preventing us from going with another county for a full-time District Attorney. Mr. Schubel replied that each County has to have it's own District Attorney.

Legislator Tuohey had nothing to report.

Chairman Berger attended the GLOW meeting on October 28; then met with the Sheriff. He attended a PIC meeting on October 29; attended the reconvened Legislature meeting on November 3; then attended the Legislature Planning Committee meeting. On November 4, Chairman Berger was at the Legislature office in the morning, and attended the Town of Yates meeting in the evening. On November 5, he saw Hilary Clinton at the Niagara Falls Convention Center. He was at the Personnel Office on November 8; also Planning office and Legislature office; also met with District Attorney and spent time at Health Department. Chairman Berger attended a Soil and Water meeting on November 9 and attended the Awards Banquet that evening. He went to the Radio and Safety meetings on November 10.

Presentation of Resolutions:

RESOLUTION NO. 578-1193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO COUNTY ATTORNEY BUDGET

RESOLVED, that the Orleans County Treasurer is authorized to transfer \$980.00 from account 1990.418 - Contingent Account, to account 1420.418 - County Attorney, Other Contractual, said funds to be used for the purpose of conducting supervisory training programs involving various aspects of the Taylor Law.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 579-1193

By Legislator Bennett, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING MEMORANDUM OF AGREEMENT WITH AFSCME

RESOLVED, that this Legislature does hereby approve the Memorandum of Agreement between the County of Orleans and AFSCME, which designates the addition of a garrison belt to the equipment to be provided to Correction Officers, and be it

FURTHER RESOLVED, that the Chairman of the Legislature is hereby authorized to sign this Memorandum of Agreement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 580-1193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND CONSOLIDATED FUEL CORPORATION

RESOLVED, that this Legislature approves the agreement between Orleans County and Consolidated Fuel Corp., for the provision of services needed to secure transportation gas; said agreement will be at no cost

to the County, and will be effective from January 1, 1994 through December 31, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 581-1193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS AND NEW YORK STATE ELECTRIC AND GAS

RESOLVED, that this Legislature approves the agreement between Orleans County and New York State Electric and Gas, for the provision of services needed to secure transportation gas; said agreement will be at no cost to the County, and will be effective from January 1, 1994 through December 31, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 582-1193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING COUNTY CLERK TO ENTER INTO AGREEMENT FOR THE PROVISION OF ADDED SERVICES

RESOLVED, that this Legislature authorizes the County Clerk, as agent for the Department of Motor Vehicles, to enter into an agreement with New York State, under The Reinventing Concept, for the provision of added services; said agreement to be entered into upon receipt of \$6,000 grant money which will be set up in the County Clerk's revenue account A1255, and be it

FURTHER RESOLVED, that the County Clerk will, under this agreement, process all vehicle registration transactions presented to the County Motor Vehicle office for "FOR HIRE" and "POLITICAL SUBDIVISION" vehicles; appropriate staff will be sent to training to learn to do these transactions.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 583-1193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING TRANSPORTATION AGREEMENT BETWEEN
THE DEPARTMENT OF MENTAL HEALTH AND ORLEANS COMMUNITY
ACTION COMMITTEE

RESOLVED, that this Legislature approves the agreement between the Department of Mental Health and Orleans Community Action Committee, providing Transportation services for Friendship House clients; said agreement to be in effect from January 1, 1994 through December 31, 1994 at the following rates.

For each one-way ambulatory passenger trip within Orleans County	\$ 7.50
Round trip	\$15.00
For each one-way non-ambulatory passenger trip within one zone	\$12.50
Round trip	\$25.00
For each one-way non-ambulatory passenger trip traveling through two or more zones*	\$15.00
Round trip	\$30.00

*A zone is co-terminal within the township in Orleans County, except that the towns of Albion and Gaines are considered one zone.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 584-1193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 13476 through 13885 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims, and be it

FURTHER RESOLVED, that this resolution

pre-authorize the County Treasurer to pay the claims audited the week of November 22, 1993, due to the cancellation of the November 24, 1993 Legislature meeting.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 585-1193

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING HAULER PERMIT APPLICATION OF NIAGARA SANITATION, INC.

WHEREAS, the County Source Separation Law requires waste/recyclables haulers to obtain a hauler permit in order to provide service in the County of Orleans, and

WHEREAS, Niagara Sanitation, Inc.'s application has been reviewed and is complete,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby approves the application of Niagara Sanitation, Inc. and authorizes signing and issuance of a permit to expire June 30, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 586-1193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING TREASURER TO TRANSFER BUDGET MONIES INTO 800 Mhz RADIO ACCOUNT

WHEREAS, the monthly telephone service in connection with the 800 Mhz Radio Systems have been billed incorrectly to the Emergency Management Department, and

WHEREAS, these bills should be charged to the 800 Mhz Radio General Fund Account A1650, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer \$1,750.00 from account A1990 - Contingent Fund to A1650 - 800 Mhz Radio, to cover the telephone charges for the remainder of 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

Before the presentation of the next resolution, Legislator Bower indicated that it would have to be presented by a Legislator that voted no when the resolution was defeated at a previous meeting. Legislator Billings said he would move the resolution. The following resolutions were then presented:

RESOLUTION NO. 587-1193

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING DEPARTMENT OF SOCIAL SERVICES
TITLE XX PLAN FOR 1994

RESOLVED, that the Department of Social Services Title XX Plan for 1994 as presented by the Commissioner of Social Services is hereby approved by this Legislature.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Swiercznski, 0 absent.

RESOLUTION NO. 588-1193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING ADMINISTRATOR OF NURSING HOME
TO CONTRACT WITH SEAR-BROWN ENGINEERING FIRM

RESOLVED, that this Legislature does hereby authorize the Administrator of the Nursing Home to contract with Sear-Brown Engineering firm for the investigation of problems with the drainage around the Nursing Home; costs not to exceed \$3000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 589-1193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING THE ACCEPTANCE OF \$8,948 FROM THE
NEW YORK STATE DEPARTMENT OF HEALTH BY THE COUNTY

HEALTH DEPARTMENT FOR THE IMMUNIZATION ACTION PLAN

RESOLVED, that this Legislature does hereby approve the acceptance of \$8,948 from the New York State Department of Health, by the County Health Department, for the purpose of providing financial support to the County for the implementation of the State's Immunization Action Plan.

FURTHER RESOLVED, that the \$8,948 be added to the following Appropriation Accounts as follows:

A4010.100-Personal Services \$5,991
A4010.210-Furniture & Furnishings \$1,220
A4010.411-Office Supplies \$ 709
A4010.463-Out-of-County Travel \$1,028

and that \$8,948 be added to Revenue Account A3401.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 590-1193

By Legislator Billings, who moved the adoption.

Seconded By Legislator Bennett

RESOLUTION	APPROVING	GLOW	REGION	SOLID	WASTE
MANAGEMENT	COMMITTEE	INTERMUNICIPAL	COOPERATION		
CONTRACT					

WHEREAS, The GLOW Region Solid Waste Management Committee Amended and Restated Intermunicipal Cooperation Contract, the "GLOW Contract," is scheduled to expire on December 31, 1993;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the GLOW Contract, commencing on January 1, 1994 and ending December 31, 1995; at a cost not exceeding \$10,000.00 per year, to be paid from account CL8160.418, Solid Waste, Other Contractual, and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and hereby is authorized to sign the GLOW Contract on behalf of Orleans County.

Adopted. 6 ayes; 1 nays, Legislator Bower, 0 absent.

RESOLUTION NO. 591-1193

By Legislator Bower, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING ANNUAL PLAN GRANT APPLICATION FOR COUNTY OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve the County Office for the Aging Annual Implementation Plan and Grant Applications with the NYS Office for the Aging as follows:

1. Grant Application for Federal III-C Nutrition Dollars, which provides federal dollars for congregate and home delivered meal programs to be in effect during the calendar year 1994 at a total cost of \$191,720; County cost to be \$12,000.00.
2. Grant Application for Expanded In-home Services for the Elderly Program which provides NYS funding for case management and in-home services to be in effect April 1, 1994 through March 31, 1995, at a total cost of \$144,658; County cost to be \$13,292.00.
3. Grant application for Community Services which provides NYS funding for frail, elderly services to be in effect April 1, 1994 through March 31, 1995 at a total cost of \$63,150; County cost to be \$8,970.00.
4. Grant Application for Federal III-B Service Dollars which provides federal dollars for Administration, Access, In-home and Legal services to be in effect during the calendar year 1994 at a total cost of \$85,639; County cost to be \$10,222.
5. Grant Application for Federal III-D Service Dollars which provides federal dollars for in-home services to be in effect during the calendar year 1994 at a total cost of \$1,040; County cost to be \$0.00.
6. Grant Application for Federal Home Energy Assistance Program (HEAP) Dollars which provides for HEAP certification and outreach; to be in effect October 1, 1993 through November 15, 1994 at a total cost of \$9,500.00; County cost to be \$0.00.
7. Grant Application for Federal VII Service Dollars, which provides Federal dollars for Ombudsman activities at a total cost of \$3,889; County cost to be \$389.00

8. Grant Application for State Supplemental Nutrition Assistance Program, which provides State dollars for home delivered meals to be in effect from April 1, 1994 through March 31, 1995 at a total cost of \$131,016; County cost to be \$0.00.
9. Grant Application for Federal III-F Dollars which provides for Health Promotion/Disease Prevention activities throughout the county, to be in effect during calendar year 1994 at a total cost of \$14,168; County cost to be \$0.00.

Adopted. 7 ayes; 0 nays, 0 absent.

RESOLUTION NO. 592-1193

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING COUNTY TREASURER TO REFUND
ERRONEOUS PAYMENT OF REAL PROPERTY TAXES

WHEREAS, Bowman Apple Products, Inc. acquired certain parcels of property in the Town of Yates, and

WHEREAS, Bowman Apple Products, Inc. inadvertently paid the real property taxes on Tax Map Parcels Nos. 24.-1-7, Millers Road and 24.-1-24.1, 11145 Millers Road, being parcels which were not acquired by Bowman Apple Products, Inc., and

WHEREAS, Bowman Apple Products, Inc. is seeking a refund of the real property tax erroneously paid, be it

RESOLVED, that the Orleans County Treasurer is authorized to refund the real property taxes paid by Lyman and Lyman, attorneys for Bowman Apple Products, Inc., on tax map parcels nos. 24.1-1-7 and 24.-1-24.1.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 593-1193

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIMS

RESOLVED, that this Legislature authorizes payment of the following Capital Project - Bridges claims, from account H5120.2:

De Serio-Abate Engineers \$ 5,257.64
(Bates Rd. Bridge)

Keeler Construction Co. \$171,826.15
(Bates Rd. Bridge)

Orleans County Highway Dept. \$ 11,529.02

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution which would approve the Orleans County Legislature as Board of Directors for the Health Department. After this was seconded by Legislator Swiercznski, Legislator Billings suggested rewording the resolution, so as to avoid the impression that this Board is replacing the Board of Health. The following resolution was then adopted:

RESOLUTION NO. 594-1193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING ORLEANS COUNTY LEGISLATURE AS BOARD OF DIRECTORS FOR ORLEANS COUNTY HEALTH DEPARTMENT FOR CASE MANAGEMENT SERVICES REIMBURSEMENT

WHEREAS, the West Seneca Development Disabilities Services Office, located at 1200 East and West Road, West Seneca, NY 14224, will offer financial support for Case Management Services to the Orleans County Health Department for children with developmental disabilities through a Home and Community Based Services Waiver Program, and

WHEREAS, a Board of Directors must be listed on the Health Department's application prior to receiving reimbursement for Case Management Services, now, therefore, be it

RESOLVED, that this Legislature does hereby give approval to list the Legislature as the Board of Directors for purposes of receiving reimbursement for providing service alternatives to a traditional, costly program.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 595-1193

By Legislator Billings, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION CANCELLING NOVEMBER 24, 1993 LEGISLATURE MEETING

WHEREAS, the regularly scheduled Legislature meeting for the fourth Wednesday in November falls on the day before Thanksgiving, and

WHEREAS, the November 10, 1993 meeting will be recessed in case of emergency matters that need to be dealt with before the next regularly scheduled meeting on December 8, 1993, be it

RESOLVED, that this Legislature cancels the November 24, 1993 Legislature meeting.

The meeting was recessed at 5:10 p.m. by Chairman Berger, to the call of the Chairman.

RECONVENED LEGISLATURE MEETING
November 24, 1993

The Chairman reconvened the meeting at 2:31 p.m. Present were Legislators Bennett, Berger, Billings, and McCarthy. Absent were Legislators Bower, Swiercznski, and Tuohey. Also present was County Attorney David Schubel.

The following resolutions were presented:

RESOLUTION NO. 596-1193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS TO CONTRACT FOR SERVICES

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to contract with Seigi Construction, Inc., of East Amherst, N.Y. for the installation of a water meter pit at the County Administration Building, at a cost of \$6,500.00.

Adopted. 4 ayes; 0 nays; 3 absent, Legislators Bower, Swiercznski and Tuohey.

RESOLUTION NO. 597-1193

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING UPGRADE IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature approves the upgrading of the Assistant Superintendent of Buildings and Grounds from Grade 2, Step 2, to Grade 3, Step 1, effective January 1, 1994.

DEFEATED. 4 nays; 0 ayes; 3 absent, Legislators, Bower, Swiercznski, and Tuohey.

Chairman Berger mentioned the following items: A listing of several counties in which the tax apportionment is in the area of the Real Property Tax Offices; A young lady will be at the next meeting asking for permission to place holiday decorations on the Court House lawn. It was agreed that the churches around the square could decorate with the various religious ornaments.

Legislator McCarthy moved for Executive Session to discuss a financial situation. Legislator Billings seconded the motion.

The meeting was reconvened at 4:19 p.m.

Legislator Billings moved to adjourn the meeting. Legislator McCarthy seconded the motion - Adjourned at 4:22 p.m.

LEGISLATURE MEETING
December 8, 1993

The Chairman called the meeting to order at 4:45 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letters from Towns of Albion and Clarendon regarding Planning Board appointments, letter from Maggie Harling accepting renewal of dog pound agreement for 1994, resolution adopted by Broome County in support of litigation among various counties and against New York state for a judgement declaring parts of mandate laws of New York State as unconstitutional, letters from Assemblyman Nesbitt and Beth St. Davis of NYSAC, acknowledging receipt of our resolution numbers 550, 551, 560 and 574-1093, copy of legal notice from Town of Ridgeway regarding proposed zoning ordinance, statement from NYSAC for 1994 dues, and letter of resignation from Angelo Ricci.

Report of Standing Committees:

Legislator Swiercznski attended his regular meetings and the Budget hearing.

Legislator Bennett attended his regular meetings..

Legislator Tuohey attended her regular meetings. She mentioned that there was discussion at the Radio meeting this morning about a problem with the Holley radio system. It is being resolved.

Legislator McCarthy attended his usual meetings. He mentioned that Eric Brown was elected Chairperson of the Orleans County Health Board at last night's meeting.

Legislator Billings attended his usual meetings. He mentioned that the Town of Barre will be participating in the Solid Waste program as of January 1, 1994.

Legislator Bower attended his regular meetings.

Chairman Berger attended an Eagle Ceremony for Troop 28 at the Ridgeway Fire Hall on November 14. On November 15, he was at the Legislature Office at 9:00; participated in grievance hearing at 10:00; also two Step III grievances, Health Department meeting, radio meeting; at 4:30 Interagency Meeting. At 7:30 he

attended the Town of Ridgeway meeting. On November 17, Chairman Berger met with Highway, Buildings & Grounds, and the Treasurer. November 18, he attended Intercounty in Monroe County; which included a tour of the Riga landfill. Chairman Berger commented that Intercounty meets 10 times a year. He said, I would ask that next year when you appoint delegates, have them attend all 10 meetings. You need the representation, that's why you have 2 delegates from each county. Chairman Berger said it was rather embarrassing this year, being President of Intercounty, when the roll call is taken for the number present from each county, I always had to say 1. On November 21, Chairman Berger attended the presentation of the DeWitt-Clinton award to Hospice. On November 22, he attended the combined Fire Chiefs and Fire Advisory Board meeting in Medina. November 24 was the recessed Legislature meeting, GLOW-PIC annual meeting on November 30, Youth Board on December 1. On December 6, Chairman Berger spent time at the Legislature Office and attended the Budget Hearing that evening. On December 7 at 8:00 a.m. he attended a Tourism meeting; then a meeting regarding the Fuel Farm. Chairman Berger mentioned that a real nice job has been done on the Fuel Farm. On December 7, he also spent time at the Legislature and Veterans offices. He took part in a meeting, along with Legislator Bennett, with the District Attorney at 8:00 a.m. on December 8; Radio meeting at 9:00, then Legislature Planning Committee.

The following resolutions were presented:

RESOLUTION NO. 598-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, AND TAX BILLS/MAILERS

RESOLVED, that this Legislature does hereby authorize chargebacks for Data Management Services, for User Fees, and for the cost of the tax bills/mailers to be levied on the 1994 taxes; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the chargeback for Data Management Services to the ten towns as follows:

<u>TOWN</u>	<u>NO. OF PARCELS</u>	<u>AMOUNT</u>
-------------	---------------------------	---------------

Albion	Inside	1615	1,184.24
	Outside	881	646.01
Barre		1264	926.86
Carlton		2283	1,674.06
Clarendon		1504	1,102.84
Gaines	Inside	220	161.32
	Outside	942	690.74
Kendall		1709	1,253.16
Murray	Inside	680	498.63
	Outside	1344	985.52
Ridgeway	Inside	1417	1,039.05
	Outside	1616	1,184.97
Shelby	Inside	911	668.01
	Outside	1225	898.26
Yates	Inside	394	288.91
	Outside	1296	950.32
TOTALS		19301	\$ 14,152.90

and be it

FURTHER RESOLVED that the chargebacks for the tax bills/mailers, totaling 2478.50 shall be apportioned out and charged back, as follows:

<u>TOWN</u>		<u>NO. OF PARCELS</u>	<u>AMOUNT</u>
Albion	Inside	1615	\$ 207.39
	Outside	881	113.13
Barre		1264	162.31
Carlton		2283	293.17
Clarendon		1504	193.13
Gaines	Inside	220	28.25
	Outside	942	120.97
Kendall		1709	219.46
Murray	Inside	680	87.32
	Outside	1344	172.59

Ridgeway	Inside	1417	181.96
	Outside	1616	207.52
Shelby	Inside	911	116.98
	Outside	1225	157.31
Yates	Inside	394	50.59
	Outside	1296	166.42
Total		19301	\$2478.50

and be it

FURTHER RESOLVED, that the licensing fee (user fee), which, effective 1994, will be charged to towns and villages according to the number of parcels within each municipality, be charged back as follows:

<u>TOWN</u>	<u>NO. OF PARCELS</u>	<u>AMOUNT</u>
Albion	2496	\$ 400.00
Barre	1264	350.00
Carlton	2283	400.00
Clarendon	1504	350.00
Gaines	1162	350.00
Kendall	1709	350.00
Murray	2024	400.00
Ridgeway	3033	450.00
Shelby	2136	400.00
Yates	1690	350.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 599-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING APPORTIONMENT OF 1994 SALES TAX
TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 1994 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 600-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION REQUESTING GOVERNOR CUOMO TO MAINTAIN AND STABILIZE FUNDING TO THE COUNTY VETERAN SERVICE AGENCIES PURSUANT TO SECTION 153 OF THE COUNTY LAW AND SECTION 359 OF THE EXECUTIVE LAW

WHEREAS, the State of New York has the second largest veteran population in the country, with approximately 2 million living veterans, and

WHEREAS, the Department of Veterans Affairs Regional Office, in Buffalo, serves over 500,000 veterans in the 31 counties of Western New York and authorizes expenditures of veterans benefits, which exceed \$330 million annually, and

WHEREAS, State budget cuts from Aid to Localities for Veterans Counseling Services will greatly jeopardize this earned benefit income, and

WHEREAS, as a result of increased work loads created from Chapter 175 of the Laws of 1992 and from the country's new generation of benefit-eligible war-time veterans, continuing aid to local governments must be maintained in order to continue the high level of services now being provided by local county veteran service agencies, and

WHEREAS, local veterans service agencies are the backbone of the service delivery system in New York State, and

WHEREAS, the ability of veterans in New York State to take complete advantage of their benefits is critically dependent upon the skilled County Service Officers who serve the veterans and their families, and

WHEREAS, local agencies rely on this aid to help fund the salaries of staff who directly serve veterans, for costs of transporting needy veterans to hospitals, for training of service officers, and for other expenses of operating an agency, now, therefore, be it

RESOLVED, that the Orleans County Legislature hereby strongly urges Governor Cuomo to maintain and stabilize funding to County Veterans Service Agencies for the above stated reasons in accordance with Section 359 of the Executive Law's maximum limits, and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to Governor Cuomo, Senator Jess Present, Assemblypersons Charles Nesbitt and Elizabeth Hoffman, Senator John DeFrancisco, Chair, Senate Veterans Affairs Committee, Assemblyman Ronald C. Tocci, Chair, Assembly Veterans Affairs Committee, Senate Majority Leader Ralph Marino, Assembly Majority Leader Michael J. Bragman, Assembly Speaker Saul Weprin, Assemblyman Frank G. Talomie, Sr., Ranking Member of Assembly Veterans Affairs Committee, Bethany St. Dennis, Legislative Director, NYSAC, Lloyd H. Demboski, President, NYSAC, Dennis Haiser, President, National Association of County Veterans Service Officers.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 601-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant Food Service Helper, at grade 1 of the CSEA salary schedule, in the Nursing Home.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 602-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING ANIMAL DISPOSAL AGREEMENT WITH GENESEE COUNTY

RESOLVED, that this Legislature does hereby approve the animal disposal agreement with Genesee County, which provides for disposal of euthanized animals at the Orleans County Animal Shelter; said agreement to be in effect from January 1, 1994 through

December 31, 1994; cost for services to be \$15.00 for each dog and \$7.50 for each cat, payment to be made to Orleans County on a quarterly basis.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings presented a resolution authorizing payment of claims against the county. He said he had reviewed a voucher submitted by the District Attorney for payment of a copier repair. The copier does not belong to the county, therefore, it was agreed by all Legislators that the bill will not be paid by the County. The following resolutions were then presented:

RESOLUTION NO. 603-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 13902 through 14093 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 604-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billilngs

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE AGREEMENT WITH THE VILLAGE OF ALBION REGARDING THE 1993 IN REM TAX FORECLOSURE PRCEEDINGS

WHEREAS, the Village of Albion has tax liens against parcels of real property that are subject to the 1993 In Rem Tax Foreclosure Proceeding; and

WHEREAS, it is desirable to resolve this matter in the usual manner by the execution of the agreement between the Village and the County agreeing to protect the Village's interests in the respective parcels when ownership of the parcels are transferred to the County in such proceeding, now, therefore, be it

RESOLVED, that the Chairman of the Legislature is authorized to execute the agreement between the Village of Albion and the County relative to the 1993 In Rem Tax Foreclosure Proceeding regarding the parcels of real estate upon which both the County and the Village have tax liens.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 605-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION RE 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, 1994;

NOW, THEREFORE, BE IT RESOLVED, that there shall be and hereby is, 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:

<u>TOWNS</u>	<u>HIGHWAY OUTSIDE</u>	<u>HIGHWAY TOWNWIDE</u>	<u>TOWN OUTSIDE</u>
Albion	\$83,802.00	\$140,975.00	\$ 11.00
Barre		465,271.00	
Carlton		229,300.00	
Clarendon		199,418.00	
Gaines		58,700.00	
Kendall		131,050.00	
Murray		67,776.72	
Ridgeway	37,747.00	176,338.00	36,537.00
Shelby	11,119.00	133,595.00	
Yates	122,435.00	138,915.00	7,981.00

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 below, the following amounts for the purpose of such districts as specified below:

<u>NAME OF DISTRICT</u>	<u>DISTRICT</u>	<u>AMOUNT</u>
Albion	Fire Protection	\$ 26,488.00
	Water Dist.	92,880.00
Barre	Light	1,965.00
	Water Dist. 1	37,065.00
	Fire	48,000.00
Carlton	Fire	76,800.00
	Light	7,750.00
	Water	165,667.40
Clarendon	Fire Protection	100,000.00
Gaines	Fire Protection	25,551.00
Kendall	Fire Dist. 1 (Kendall)	46,820.00
	Fire Dist. 2 (Morton)	57,197.65
	Light Dist. 1 (Kendall)	5,435.00
	Light Dist. 2 (Morton)	2,670.00
	Light Dist. 3 (Roosevelt)	704.00
	Water	-0-
Murray	Fire Protection Dist. 1	35,885.00
	Light Dist. 1 (Fancher)	2,520.00
	Light Dist. 2 (Hulberton)	1,980.00
	Light Dist. 3 (Brockville)	2,250.00
	Fancher-Hulberton-Murray	
	Fire Dist.	49,500.00
	Water Dist. I	12,159.77
	Water Dist. II	45,765.28
	Water Dist. III	39,300.00
Ridgeway	Fire Protection	89,808.00
	Light	3,100.00
	Water Improvement 31-E	15,100.00
	Water Improvement 63	16,058.52
	Water Improvement 269	13,306.50
	Knowlesville Sewer Dist	22,000.00
Shelby	Fire Protection Dist.	
	(Shelby & E. Shelby)	85,960.00
	Light Dist. 1 (Shelby)	3,050.00
	Light Dist. 2 (Millville)	1,200.00
Yates	Fire Protection	34,450.00

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:

<u>TOWN</u>	<u>REASSESSED WATER BILLS</u>	<u>GENERAL FUND</u>
Albion		\$139,301.00
Barre		53,750.00
Carlton	\$1,803.33	95,353.00
Clarendon		196,395.00
Gaines	2,214.08	154,725.00
Kendall		248,556.00
Murray	2,096.56	231,677.88
Ridgeway	3,138.20	208,953.00
Shelby	1,404.59	186,213.00
Yates	983.00	301,670.00

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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 606-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION 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 ended September 30, 1993, 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:

To the Village of Albion:

From the amount credited to the Town of

Albion.....\$ 9,941.06

From the amount credited to the Town of

Gaines..... 7,960.86

From the amount credited to the Town of Shelby.....	5,410.15
<u>To the Village of Holley:</u>	
From the amount credited to the Town of Murray.....\$	4,601.50
<u>To the Village of Lyndonville:</u>	
From the amount credited to the Town of Yates.....\$	21,289.60
<u>To the Town of Barre</u> from amount credited to said Town for State, County and Town purposes.....	11,024.00
<u>To the Town of Carlton</u> from amount credited to said Town for State, County and Town purposes.....	26,893.31
<u>To the Town of Clarendon</u> from amount credited to said Town for State, County and Town purposes.....	20,773.77
<u>To the Town of Gaines</u> from amount credited to said Town for State, County and Town purposes.....	10,928.83
<u>To the Town of Kendall</u> from amount credited to said Town for State, County and Town purposes.....	22,757.48
<u>To the Town of Murray</u> from amount credited to said Town for State, County and Town purposes.....	23,225.17
<u>To the Town of Ridgeway</u> from amount credited to said Town for State, County and Town purposes.....	25,188.99
<u>To the Town of Shelby</u> from amount credited to said Town for State, County and Town purposes.....	19,261.51
<u>To the Town of Yates</u> from amount credited to said Town for State, County and Town purposes.....	8,359.87
Total	\$220,617.66

The foregoing shall be your sufficient Warrant for the payment of said sums as above directed.

Dated at Albion, New York, December 8, 1993

ORLEANS COUNTY LEGISLATURE

By Frank R. Berger, Chairman

I, Kathleen M. Ahlberg, Clerk of the Orleans County Legislature, do hereby certify that the foregoing apportionment of Mortgage Tax, pursuant to law, is correct.

Kathleen M. Ahlberg, Clerk
Orleans County Legislature

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 607-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION SETTING UNIT CHARGE FOR 1994 COUNTY SOLID WASTE/RECYCLING PROGRAM

BE IT RESOLVED, that this Legislature does hereby set the unit charge for the 1994 County Solid Waste/Recycling Program at the following rate for 1994:

- | | |
|-----------------------------|----------|
| 1. One unit of Service | \$181.50 |
| 2. One-half unit of Service | \$ 90.75 |

and be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit and/or half-unit of service.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 608-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING ABSTRACT OF 1994 RECYCLING - SOLID WASTE PROGRAM FEES

RESOLVED, that the Abstract of 1994 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution to adopt the amended 1994 preliminary budget as the Orleans County budget for 1994. She moved to vote on each increased appropriation individually; seconded by Legislator Billings. The budget resolution was presented, as follows:

RESOLUTION NO. 609-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislators as designated within resolution.

RESOLUTION ADOPTING THE AMENDED 1994 PRELIMINARY BUDGET AS THE ORLEANS COUNTY BUDGET FOR 1994

WHEREAS, the 1994 Preliminary Budget for Orleans County was presented to the general public at a public hearing held at 7:30 p.m. on December 6, 1993; and

WHEREAS, this Legislature has reviewed and discussed said preliminary budget, be it

RESOLVED, that this Legislature does hereby amend the 1994 Preliminary Budget as follows:

INCREASE APPROPRIATIONS:

<u>Appropriation</u>	<u>Acct. No.</u>	<u>Amount to be Increased</u>
Libraries	7415.465	\$ 1200.00
Presented by Legislator Tuohey; seconded by Legislator Bower. 5 ayes; 2 nays, Legislators Berger and Billings. Passed.		
Sportsmens Federation	8720.439	\$ 1000.00
Presented by Legislator Tuohey; seconded by Legislator Bower. 6 ayes; 1 nay, Legislator Berger. Passed.		
Cooperative Extension	8750.439	\$36000.00
Presented by Legislator Tuohey; seconded by Legislator Billings. 6 ayes; 1 nay, Legislator Berger. Passed.		
Employee Assistance Program	9090.622	\$ 225.00 (as requested)
Presented by Legislator Tuohey; seconded by Legislator Bennett. 7 ayes; 0 nays. Passed.		
Council on the Arts	8751.439	\$ 1000.00
Presented by Legislator Swiercznski; seconded by Legislator Berger. 4 ayes; 3 nays, Legislators Bennett, Bower and Tuohey. Passed.		

INCREASE REVENUES:

Sales Tax	A1110	\$19425.00
Other Miscellaneous	A2770	\$20000.00

and be it

FURTHER RESOLVED, that this Legislature does hereby adopt the amended 1994 Preliminary Budget as the Orleans County budget for the year 1994, with a tax levy of \$7,524,741.00.

Adopted. Roll Call. 7 ayes; 0 nays; 0 absent.

During discussion of the above resolution, after the presentation of the increased appropriation for EAP, Don Metzger commented that the requested amount of \$250.00 for EAP should have been \$225.00. Legislator Tuohey moved to amend the amount of increase to \$225.00; seconded by Legislator McCarthy. Passed, with Legislator Berger voting nay; he was in favor of leaving it at \$250.00. Legislator Swiercznski said he would like a further amendment to the resolution; to add an appropriation of \$1000.00 to Council on the Arts. He moved this; second by Legislator Berger. Passed with 4 ayes, 3 nays, Legislators Bennett, Bower and Tuohey.

It was agreed to amend the increase in sales tax revenues to \$19,425.

RESOLUTION NO. 610-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION SETTING DATE TO SIGN TAX WARRANTS

RESOLVED, that the taxes as extended upon the assessment rolls of the several towns of this County as prepared by the Clerk of the Legislature, be and hereby are approved and confirmed, and that the Chairman and the Clerk of the Legislature sign and seal the warrants for the collection of taxes in the manner prescribed by law on December 22, 1993.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 611-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPORTIONMENT OF THE 1994 GENERAL COUNTY BUDGET

RESOLVED, that the apportionment of the General County Budget for 1994, as prepared by the Clerk of

the Legislature, be, and hereby is, in all respects approved by this Legislature.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 612-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING ABSTRACT OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Form 1; Footings of Assessment Rolls, Form 2; Amount and Purpose of Taxes for Town Expenditures, Form 3; Amount and Purpose of Taxes for County Expenditures, Form 4; Ascertaining of Tax Rates, 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 for the several taxes be levied upon respective tax districts of the county and be fixed as the tax rates for the extension of taxes in such districts.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings withdrew a resolution setting the date and time for the 1994 Organizational Meeting. The following resolutions were then presented:

RESOLUTION NO. 613-1293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes the payment of the following Capital Project claims:

Fuel Farm H3591	
to Interface Services, Inc.,	\$29,735.00
	41,610.00

Bridges H5120 - Capital Project	
Keeler Construction Co.	56,193.85
Keeler Construction Co.	25,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

Before presenting the next resolution, Legislator Bower asked Carol Blake for an explanation of the transfer of \$2713 from contingency. Mrs. Blake said this is an adjustment regarding the Sheriff's Deputy at the Administration Building; the budget was never adjusted accordingly. The following resolutions were then presented:

RESOLUTION NO. 614-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING INCREASE IN BUDGET ACCOUNTS FOR THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, additional revenue has been made available to the Department of Social Services for the provision of day care services for children; and

WHEREAS, the Department is desirous of providing these services to eligible recipients at no cost to the County; and

WHEREAS, the Home Energy Assistance Program (HEAP) account is overdrawn; and

WHEREAS, it is necessary to continue payments to and on behalf of eligible recipients from this account; and

WHEREAS, funds are needed for security services provided by the Sheriff's Department pursuant to an agreement authorized by this Legislature on March 10, 1993 (Resolution #168-393);

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNTY TREASURER is hereby authorized to transfer funds as follows:

Transfer \$2,713 from A1990.418 Contingent to A6010.418 Other Contractual; and

BE IT FURTHER RESOLVED that the County Treasurer is hereby authorized to set up new budget monies as follows:

A6010.418 - Other Contractual	\$ 8,137
A6070.455 - Service for Recipients	106,057
A6141.465 - HEAP	11,000
A3610 - State Aid	14,130
A4610 - Federal Aid	100,064

A4641 - HEAP

11,000

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 615-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AMENDING RESOLUTION NUMBER 498-993

WHEREAS, Resolution No. 498-993 awarded the bid for a copier, to be purchased by the Probation Department, to Taylor Typewriter, and

WHEREAS, the copier was not purchased during the time span covered by the bid, thereby causing Taylor Typewriter to refuse to provide the copier at the bid price, now, therefore, be it

RESOLVED, that this Legislature amends resolution number 498-993, as follows:

Second Paragraph will now state: FURTHER RESOLVED, that this Legislature authorizes the Probation Department to purchase a Canon Copier from Kex Copysource, under State Bid Contract #P003386, at a cost of \$4972.00.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings presented a resolution authorizing the Chairman to execute a release of trolley right-of-way reconveyance privilege; seconded by Legislator Bower. Chairman Berger asked if something could be added waiving the \$50.00 fee as this involves a non-profit organization. Legislator Billings said he would accept that change.

RESOLUTION NO. 616-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE A RELEASE OF TROLLEY RIGHT-OF-WAY RECONVEYANCE PRIVILEGE

WHEREAS, by Quit Claim Deed dated December 6, 1954 and recorded May 20, 1964 in the Orleans County Clerk's Office in Liber 314 of Deeds at Page 589, the

County of Orleans through the Board of Supervisors conveyed to Pearl E. Ricebrook the former Rochester, Lockport and Buffalo trolley right-of-way which went across her premises on the east side of North Main Street, in the Village of Holley, Town of Murray, and

WHEREAS, the deed contained the usual requirement of reconveyance upon demand to the County for the payment of \$5.00, and

WHEREAS, by Quit Claim Deed dated June 11, 1982 and recorded July 6, 1982 in the Orleans County Clerk's Office in Liber 404 of Deeds at page 198, Laverne C. Atkinson acquired title to the above mentioned premises, and

WHEREAS, there came a time where it was determined that the County would not be requesting such a reconveyance, and

WHEREAS, the Holley Fire Dept. Building, Inc. is about to acquire title to the premises on which the former trolley right of way is located, and

WHEREAS, the Holley Fire Dept. Building, Inc. is desirous of a release from the County terminating the reconveyance privilege, now, therefore, be it

RESOLVED, that this Legislature hereby authorizes its Chairman or the County Treasurer to execute a release of trolley right-of-way reconveyance privilege covering only so much of the former Rochester, Lockport and Buffalo Railroad Corporation right-of-way owned by Laverne C. Atkinson at the time he received a deed from the County of Orleans, recorded in Liber 404 of Deeds at Page 381, and be it

FURTHER RESOLVED, that the usual consideration to be paid for such release, in the amount of \$50.00 as set by resolution number 301-593, be waived as this involves a non-profit organization.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 617-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION 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 18, 1993, 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 OF ALBION:

72.-1-21	Albion Corr. Facility (1993)		
	County	\$ 327.01	
	School	\$ <u>136.07</u>	
	Total		\$ 463.08
72.-1-10	Parker/N.Y. State (1992)		
	County	\$ 461.00	
	Town	\$ <u>245.51</u>	
	Total		\$ 706.51
73.6-3-67	Henri Pulley (1993)		
	County	\$ 129.80	
	School	\$ <u>1051.02</u>	
	Total		\$1180.82
82.-2-13	John Babcock (1993)		
	County	\$ 32.07	
	Town	\$ <u>28.21</u>	
	Total		\$ 60.28

TOWN OF BARRE

107.-1-25	Edward Jaczynski (1991-1993)		
	County	\$ 87.10	
	Town	\$ <u>90.85</u>	
	Total		\$ 177.95

TOWN OF CARLTON:

5.51-1-65	Leon Suchecki (1993)		
	Town	\$ <u>18.20</u>	
	Total		\$ 18.20
8.10-1-9	John Lechner (1993)		
	County	\$ 102.15	
	Town	\$ <u>46.80</u>	
	Total		\$ 48.95
16.-1-35.1	Wallace Mapes (1993)		
	County	\$ 314.38	
	Town	\$ <u>144.01</u>	
	Total		\$ 458.39
18.1-2-47	NY State (1993)		
	County	\$ 427.32	
	Town	\$ <u>331.40</u>	
	Total		\$ 758.72

18.1-2-48 NY State (1993)		
County	\$ 364.02	
Town	<u>\$ 302.40</u>	
Total		\$ 666.42

18.1-2-43 Marcel & Delores Cote (1993)		
Town	\$ 133.86	
Total		\$ 133.86

TOWN OF MURRAY

88.-1-5 .111 James & George Herring (1993)		
Town	<u>\$ 176.80</u>	
Total		\$ 176.80

53.-2-48 Bonita Bennett (1993)		
County	\$ 48.93	
Town	<u>\$ 19.55</u>	
Total		\$ 68.48

TOWN OF RIDGEWAY

34.-3-5.12 Daniel Snyder (1993)		
Town	<u>\$ 140.03</u>	
Total		\$ 140.03

TOWN OF YATES

2.-1-29./V Francis Allport (1993)		
County	\$ 438.84	
Town	<u>\$ 525.12</u>	
Total		\$ 963.96

34.-1-18.22 Heidman & Beaver (1993)		
County	\$ 37.38	
Town	<u>\$ 41.60</u>	
Total		\$ 78.98

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 618-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohy

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES
IN PLANNING AND DEVELOPMENT DEPARTMENT AGAINST SECTION
8 HOUSING RESERVE

WHEREAS, the Section 8 Housing Office has
experienced unanticipated postage expenditures;

NOW, THEREFORE, BE IT RESOLVED, that this
Legislature does hereby authorize the County Treasurer

to set up appropriations against the Section 8 Housing Reserve as follows:

A8020.461 Postage \$800

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 619-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged to the several towns of Orleans County for erroneous and refunded taxes;

NOW, THEREFORE, BE IT RESOLVED that this Legislature does hereby authorize the following amounts to be levied against the respective towns:

<u>TOWN</u>	<u>OUTSIDE</u>	<u>INSIDE</u>
Albion	\$ 273.72	\$ -0-
Barre	90.85	-0-
Carlton	976.67	-0-
Clarendon	-0-	-0-
Gaines	-0-	-0-
Kendall	-0-	-0-
Murray	196.35	-0-
Ridgeway	140.03	-0-
Shelby	-0-	-0-
Yates	<u>566.72</u>	<u>-0-</u>
TOTALS	\$2,244.34	\$ -0-

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 620-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING SALARY INCREASE FOR EMPLOYEES COVERED BY THE MANAGEMENT COMPENSATION PLAN

RESOLVED, that this Legislature does hereby approve a 3.5% increase in the Management Compensation Plan salary schedule, effective January 1, 1994, and be it

FURTHER RESOLVED, that employees are also

authorized to receive any increments they are entitled to under the plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 621-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AMENDING RESOLUTION 524-993

RESOLVED, that resolution number 524-993 is amended as follows:

RESOLVED, that this Legislature does hereby confirm the appointment of Ted Fiorito II, as Orleans County Fire Investigator, effective October 1, 1993; such appointment to be subject to a twelve-month probationary period to allow time to complete the necessary state training and for further review from the Orleans County Fire Advisory Board.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 622-1293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION MOVING MONEY FROM BUILDINGS AND GROUNDS ACCOUNTS TO BUILDINGS AND GROUNDS RESERVE ACCOUNT

WHEREAS, various projects have been approved to be undertaken by the Buildings and Grounds Department during 1993, and

WHEREAS, the Buildings and Grounds Department has not been able to complete these projects during 1993, be it

RESOLVED, that the Orleans County Treasurer is authorized to move the total amount of \$29,000.00 from account 1620.418, Buildings and Grounds Other contractual, and \$800.00 from 1620.220, Buildings and Grounds, Office Equipment, to the Buildings and Grounds Reserve Account, to cover the following projects to be completed during 1994:

Office renovations for Superintendent	\$1800.00
Replace sidewalks around Courthouse Square	1500.00
Repair dormers at Central Hall	1500.00
Seal parking lots	4000.00

Replace Carpeting at Administration Bldg.	5000.00
Courthouse Renovations (Grant)	<u>16000.00</u>
Total	\$29800.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 623-1293

By Legislator Tuohey, whe moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION MODIFYING MEDICAL INSURANCE BENEFITS OF
MANAGEMENT COMPENSATION PLAN

RESOLVED, that the portion of the Management Compensation Plan that describes the medical benefits for both department heads and managerial/confidential employees is hereby amended by adding the following clause:

Full time employees hired after 1/1/94 will be eligible for single coverage until they have completed 26 weeks of employment, after which they become eligible for family coverage. These employees must pay 15% of the cost of the medical coverage they receive until they have completed three (3) years of service.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 624-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY TO
OPERATE THE ORLEANS COUNTY YOUTH BUREAU/BOARD

RESOLVED, that this Legislature does hereby approve an agreement with Genesee County for the operation of the Orleans County Youth Bureau; with Orleans County's share (40% of the actual annual operating cost of the Genesee-Orleans Youth Bureau) for 1994 being \$43,989, payable in monthly installments of \$3,665, with the exception of the monthly installment for December, which will be an adjusted payment, based on a reconciliation of expenditures.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Billings presented a resolution authorizing a transfer of funds from the Contingent Account to the County Attorney's budget; seconded by Legislator Swiercznski. Legislator Tuohey asked David Schubel about the resolution. Mr. Schubel explained that this budget line item covers arbitration, not only fees for outside counsel, but also processing fees for NYS regarding demands for arbitration. He said there have been numerous demands for arbitration and we have had a number of proceedings. Legislator Tuohey asked for a ball park figure of the cost when an employee goes to arbitration. Mr. Schubel said it depends if he handles it or if he has someone outside do it; he estimated a minimum of \$3,000.00. The following resolutions were then adopted:

RESOLUTION NO. 625-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM
CONTINGENT ACCOUNT TO COUNTY ATTORNEY'S BUDGET

WHEREAS, the fees and disbursements involved in arbitration matters has exceeded the amount budgeted in the County Attorney budget, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$27,979.50 from Contingent Fund A1990.418 to Arbitration-County Attorney account 1420.459.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 626-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING TRANSFER OF FUNDS AND SETTING
UP NEW BUDGET MONIES FOR SPECIAL COUNSEL CONCERNING
MCKENNA LANDFILL

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer the sum of \$685.00 from Solid Waste Capital Reserve to General Fund Revenue A5031, and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized to set up new budget monies as follows:

Revenues

A5031 Interfund Transfers \$685.00

Appropriations

A1930 Judgments & Claims \$685.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 627-1293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING SETTING UP OF FUNDS IN
BUILDINGS AND GROUNDS CAPITAL RESERVE ACCOUNT AGAINST
EMERGENCY MANAGEMENT CONTRACTUAL ACCOUNT

WHEREAS, funds have been set up in the Emergency Management budget for roof coating and bonding of the buildings, and

WHEREAS, it has been determined that the Buildings and Grounds Department will not be able to make said repairs until 1994, now, therefore, be it

RESOLVED, that this Legislature authorizes the County Treasurer to make the following transfer:

From:

3640.418 Emergency Management, Other Contractual \$7000

To:

Buildings	&	Grounds	Capital	Reserve
Account				\$7000

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 628-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION DESIGNATING DEPOSITORIES

RESOLVED, that pursuant to Section 212 Subdivision 3 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 that listed below:

Marine Midland Trust Company-Western.....	\$ 3,000,000
Fleet Bank.....	15,000,000
Manufacturers' & Traders Trust Company (Lyndonville).....	4,500,000
Chase Lincoln.....	2,500,000.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution establishing the workday for elected and appointed officials. Mr. Schubel said this is only for the purpose of the Retirement System. All agreed to add wording to make it clear that the six hour day applies only for retirement system purposes. The following resolutions were then adopted:

RESOLUTION NO. 629-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION ESTABLISHING WORKDAY FOR ELECTED AND APPOINTED OFFICIALS

WHEREAS, the New York State Employees Retirement System requires the establishment of a standard work day to meet accounting requirements for the calculation of retirement benefits, be it

RESOLVED, that this Legislature does hereby establish the following as a standard workday for elected and appointed officials for purposes of the New York State Employees Retirement System only:

<u>Elected Officials:</u>	Five day work week; six hour day.
Sheriff	
District Attorney	
County Clerk	
County Treasurer	
Legislators	

<u>All Department Heads:</u>	Five Day work week; six hour day.
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and be it

FURTHER RESOLVED, that the Clerk of the Legislature be authorized to send a certified copy of this resolution to the New York State Employees Retirement System.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 630-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AWARDING BID FOR MICROFILM SERVICES

WHEREAS, the County has received a state grant to microfilm payroll and taxroll records located in the Treasurer's Office, and

WHEREAS, the County has received three valid bids to provide this service, now, therefore, be it

RESOLVED, that the County does hereby award the microfilm services bid to the low bidder, Riverside Micrographics, Inc., of Rochester, N.Y., and be it

FURTHER RESOLVED, that the total amount of this agreement shall not exceed the funds available under the State grant, and be it

FURTHER RESOLVED, that the vendor shall fully comply with all requirements of the State grant.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 631-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF BARRE

RESOLVED, that this Legislature sell and convey unto James B. Rockwell, 953 Howland Rd., Shortsville, New York 14548, for the sum of \$3,107.97, Parcel No. 30, Tax Map No. 115.-1-30.2 of the premises contained in the 1992 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 494 of Deeds at Page 79, and being formerly assessed to James B. Rockwell, bounded

and described as follows: In the Town of Barre, Orleans County, New York, being known as L50, T14, R2, Crane Road East, 1.70 acres; 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.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 632-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENT BETWEEN SHERIFF AND NYS UNIFIED COURT SYSTEM

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Department and the New York State Unified Court System; whereby the County agrees to provide security while Court is in session; said agreement to be effective April 1, 1993 through March 31, 1994, with maximum compensation being \$59,716.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 633-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION 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 1994 tax rolls of the respective towns as of November 1, 1993.

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$ 163,568.99
	Outside	108,639.64
Barre		164,946.55
Carlton		267,286.29
Clarendon		152,182.76
Gaines	Inside	104,788.08
	Outside	131,621.42
Kendall		114,625.90
Murray	Inside	68,618.40
	Outside	227,711.34

Ridgeway	Inside	127,423.15
	Outside	186,700.75
Shelby	Inside	75,854.65
	Outside	147,937.90
Yates	Inside	25,794.18
	Outside	<u>118,731.48</u>

TOTAL \$2,186,431.48

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 634-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings.

RESOLUTION 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 1993 Unpaid Solid Waste/Recycling Fees to the 1994 tax rolls of the several towns in Orleans County:

TOWN		AMOUNT
Albion	Inside	\$ 14,905.03
	Outside	-----
Barre		-----
Carlton		20,468.55
Clarendon		11,336.22
Gaines	Inside	1,889.37
	Outside	8,187.28
Kendall		8,817.12
Murray	Inside	4,408.53
	Outside	6,087.97
Ridgeway	Inside	10,286.57
	Outside	18,473.87
Shelby	Inside	9,236.92
	Outside	13,855.42
Yates	Inside	1,469.51
	Outside	<u>9,551.92</u>
TOTAL		\$138,974.28

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 635-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) Orleans County Office for the Aging, Albion, NY for performance of outreach activities for the Low Income Home Energy Assistance Program (HEAP); effective November 1, 1993 at a cost of \$32 per application. County cost is \$0.
- (2) Orleans County Data Processing Department, Albion, NY to provide computer programming, maintenance and consultation services; to be effective January 1, 1994 through December 31, 1994 at a cost of \$10,000. County cost is \$2,500.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett presented a resolution authorizing the Jail Physician agreement; seconded by Legislator Swiercznski. David Schubel explained that in the past, Dr. Fernandez has requested that the County pick up the cost of his liability and malpractice insurance. We have not done it in the past and this agreement does not include it. The following resolutions were then adopted:

RESOLUTION NO. 636-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING JAIL PHYSICIAN AGREEMENT

RESOLVED, that this Legislature authorizes the agreement between the Orleans County Sheriff and Dr. John P. Fernandez for Jail Physician services, said agreement to be effective January 1, 1994 through December 31, 1994, at an annual cost of \$11,000.00.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 637-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING JAIL NURSE AGREEMENT

RESOLVED, that this Legislature does hereby authorize the agreement between the Orleans County Sheriff and Carol Tibbits for Jail Nurse services; said agreement to be effective January 1, 1994 through December 31, 1994 at an hourly rate of \$10.00 base, for six hours per week; cost of malpractice insurance, not to exceed \$100.00, to be provided by the County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution approving the agreement for chaplain services at the jail. The following resolutions were then adopted:

RESOLUTION NO. 638-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING DISPATCH AGREEMENT BETWEEN COUNTY OF ORLEANS AND VILLAGE OF ALBION

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the Village of Albion, providing for dispatch services for the Albion Police Department; said agreement to be in effect through the year 1994, at an annual cost of \$28,160.50.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 639-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING DISPATCH AGREEMENT BETWEEN COUNTY OF ORLEANS AND VILLAGE OF HOLLEY

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the Village of Holley, providing dispatch services for the Holley Police Department; said agreement to be in effect through 1994, at an annual cost of \$9,388.70.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 640-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AMENDING 1993 STOP-DWI BUDGET

WHEREAS, the STOP-DWI Committee recommended to the Legislature that some of the reserve fund be spent for DWI purposes as listed below:

1. One Alco Sensor (Intoximeter) at a cost of \$387.00 for the New York State Police.
2. Two 20" TV/VCR Combinations at a cost of \$940.00, one for New York State Police and for the Orleans County Probation.
3. One Word Processor at a cost of \$485.00 for New York State Police.
4. One Panasonic Plain Paper Fax machine at a cost of \$1,249.00 for the Holley Police Dept.
5. Ten Mag flashlights and chargers at a cost of \$900.00, three for Holley Police Dept., three for Medina Police Dept., three for Albion Police Dept., and one for Orleans County Sheriff.
6. One Swintec typewriter at a cost of \$240.00 for Medina Police Dept.
7. Four Lapel microphones at a cost of \$200.00 for the Holley Police Dept.
8. One CD Rom Research System at a cost of \$1200.00 for the District Attorney..
9. One transcriber recorder at a cost of \$50.00 for the District Attorney.
10. One VGA color computer monitor w/card at a cost of \$340.00 for the Albion Police Dept.
11. Eleven ASP expandable batons 16.5 oz. at a cost of \$440.00 for the albion Police Dept.
12. Eleven ASP baton open-top holders at a cost of \$246.00 for the Albion Police Dept.

13. Seventeen reversible raincoats at a cost of \$1190.00 for the Sheriff's Dept.

now, therefore, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up appropriations against the STOP-DWI Reserve Account, as follows:

3315.220, STOP-DWI Office Equip. - \$3564.00
3315.250, STOP-DWI Other Equip. - \$4303.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 641-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to fill two vacant full-time Correction Officer positions in the Orleans County Jail.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 642-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION GRANTING LEAVE OF ABSENCE IN DEPARTMENT OF SOCIAL SERVICES AND CREATING TEMPORARY POSITION TO FILL VACANCY

RESOLVED, that this Legislature does hereby grant an unpaid childrearing leave of absence from the position of Senior Caseworker to Mary Nenni for one month following paid leave available (approximately April 1, 1994 - April 30, 1994); and

FURTHER RESOLVED, that such leave will be extended by up to five additional months if so requested by said employee by February 1, 1994; and

FURTHER RESOLVED, that this Legislature does hereby create a temporary, part-time Senior Caseworker position to fill said position from January 1, 1994 to

the end of leave period; and

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the vacancy of temporary part-time Senior Caseworker at Step 1, Grade 13 of the CSEA salary schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 643-1293

By Legislator Bower, who moved the adoption

Seconded by Legislator Swiercznski

RESOLUTION ABOLISHING AND CREATING POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, a full time position of Account Clerk Typist has been vacant since September 20, 1993, and;

WHEREAS, the Department has utilized this opportunity to evaluate staffing needs in both the Accounting and Data Entry Units; now, therefore, be it

RESOLVED, that this Legislature approves the abolishing of one Account Clerk Typist position in the Department of Social Services, and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of one part time Account Clerk Typist at Grade 5 of the CSEA salary schedule and one part time Data Entry Operator at Grade 5 of the CSEA salary schedule effective December 13, 1993, and;

BE IT FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the vacancies of said part time Account Clerk Typist and part time Data Entry Operator.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 644-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION TO FILL VACANT PART TIME CHAUFFEUR POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacant position of part-time Chauffeur.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 645-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION APPROVING MEDICAID MANAGED CARE GRANT APPLICATION FOR THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services is required to develop a Medicaid Managed Care Plan under the Statewide Managed Care Act (Chapter 165, Laws of 1991), and;

WHEREAS, the New York State Department of Social Services has made available 100% grant funds for the purpose of developing and implementing said Plan;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does approve the submission of a grant application to the New York State Department of Social Services for \$125,262 in 100% reimbursable funds for the purpose of developing the Medicaid Managed Care Plan.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 646-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING CONTRACT TO DEVELOP THE MEDICAID MANAGED CARE PLAN FOR THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services is required under the Statewide Managed Care Act (Chapter 165, Laws of 1991) to develop and submit a Managed Care Plan for the Medicaid population, and;

WHEREAS, development of the Plan requires significant health care planning expertise; and

WHEREAS, the Department of Social services has requested proposals from health care planning organizations to develop the required Plan for Orleans County;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby approve of a contract between the Orleans County Department of Social Services and the Health Systems Agency of Western New York to develop and write the Medicaid Managed Care Plan for Orleans County at a cost of \$18,000 for the period December 1, 1993 to and including March 31, 1994 to be paid for out of 100% New York State Managed Care Planning funds.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 647-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE SECTION 8 EXISTING AND VOUCHER AND MOD REHAB CONTRACTS.

RESOLVED, that the Chairman of the Legislature, be and hereby is authorized to execute the Section 8 Housing Assistance Payments Program Contract Extension for Existing, Voucher, and Mod Rehab for submission to the New York State Division of Housing and Community Renewal for their signature; said Contract Extension to be effective January 1, 1994 to December 31, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 648-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING 1994 TOURISM TRAVEL SHOWS

WHEREAS, the Orleans County Tourism Agency will be participating in promotion of Orleans County at travel and trade shows in 1994 under the "I Love New York" Matching Funds Program as approved by the New York State Department of Economic Development; and

WHEREAS, one-half of the costs of space rental are assumed by the Matching Funds Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the Legislature Chairman to sign contracts to reserve booth space at the travel shows listed below for 1994:

Greater Philadelphia Sport, Travel and Outdoor Show January 19-23	\$ 650.00
Springfield Outdoor Show February 24-27	\$ 595.00
Greater Detroit Sportfishing Expo March 3-6	\$ 525.00
WNY Outdoor Adventure Expo March 10-13 Hamburg, N.Y.	\$ <u>450.00</u>
	\$2220.00

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution approving a private pay rate increase for the Nursing Home; seconded by Legislator Swiercznski. Chairman Berger commented that he has recently heard compliments from three people regarding the care given at the Nursing Home. The following resolutions were then adopted:

RESOLUTION NO. 649-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING PRIVATE PAY RATE INCREASE FOR ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize a rate increase for private pay residents at the Orleans County Nursing Home from \$119.00 per day to \$125.00 per day.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 650-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

A RESOLUTION AUTHORIZING THE CONSTRUCTION OF AN ADDITION TO AND THE RECONSTRUCTION OF PORTIONS OF THE ORLEANS COUNTY NURSING HOME IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,500,000 AND AUTHORIZING THE ISSUANCE OF \$2,500,000 SERIAL BONDS OF SAID COUNTY TO PAY THE COST THEREOF.

BE IT RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. The construction of an addition to and the reconstruction of portions of the Orleans County Nursing Home in and for the County of Orleans, New York, including, original furnishing, equipment, machinery and apparatus and other improvements incidental thereto, is hereby authorized at a maximum, estimated cost of \$2,500,000.

Section 2. SEQOR DETERMINATION: This County Legislature has heretofore adopted Resolution No. 99-292 issuing a NEGATIVE DECLARATION under SEQOR for the purpose herein authorized.

Section 3. It is hereby determined that the plan for the financing of such maximum estimated cost is by the issuance of \$2,500,000 serial bonds of said County hereby authorized to be issued therefor pursuant to the Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 12 (a) (1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 5. 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 6. 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 7. 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 and also including the consolidation with other issues, 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 8. 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 9. 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 10. This resolution, which takes effect immediately, shall be published in full in the Medina Journal-Register and the Albion Advertiser, 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.

Adopted. Roll call. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 651-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING CONTINUANCE OF CONTRACT AND FUNDING FOR ENERGY MANAGEMENT SERVICES AT THE MENTAL HEALTH BUILDING

RESOLVED, that this Legislature does hereby approve the continuance of the service contract with Barber Coleman Company for energy management at the Mental Health Building at an annual cost of \$3,500. 1/1/1994 through 12/31/1994) which includes all labor and parts for the computerized energy management system; said agreement to continue through May 14, 1995 (Reference Resolution No. 236-493). In 1994, the Department will submit a resolution for the annualized amount of this agreement extended into 1995.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy withdrew a resolution approving an appointment to the Community Services Board. The following resolutions were then adopted:

RESOLUTION NO. 652-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO EXPEND EXCESS 100% STATE 1993 COMMUNITY SUPPORT SERVICES FUNDS FOR DESCRIBED EQUIPMENT AND SUPPLIES

WHEREAS, \$38,366. of 100% State 1993 Community Support Service funds has been identified as returnable to New York State and

WHEREAS, the New York State Office of Mental Health has indicated that excess funds be utilized for useful, appropriate one time expenditures proposed as follows:

- | | |
|--|-----------|
| 1) Management Information System Software | \$ 6,500. |
| 2) 60" Gas Stove, 6 burner, grill, 2 ovens, and stove hood | 5,500. |
| 3) Double-door commercial stainless steel refrigerator 40" (1) | 2,098. |

4)	Basement Renovations	7,985.
5)	Portable radios (3) Base Station (1)	4,023.
6)	SVGA Computer Monitors (3)	852.
7)	Optical Scanner (1)	1,000.
8)	Laser Printer (1) /cables	600.
9)	Raised Cart for TV/Video(1)	200.
10	Gas Grill(1)	159.
11	Trash Receptacle (1)	54.
12	Water Fountain/ADA Approved(1)	540.
13	Lateral file (1)/File supplies (folders, binder clips, labels	2,500.
14	Wall Presentation Cabinet (1)	800.
15)	Fax Machine(1)	1,200.
16)	Desks, Chairs, Bookcases (3 offices for ICMs & CMs)	2,180.
17)	Telephone (3) and phone lines for ICMs & CMs	900.
18)	Color modules (2) for Copier	500.
19)	Wind Panels for Deck (8)	500.
20)	PA Amplifier/Speaker	<u>275.</u>

<u>Grand Total</u>	<u>38,366.</u>
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NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Director of Mental Health to expend \$38,366.00 of excess Community Support Services funds for equipment and supplies as listed above, and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget accounts from the fund balance to Other Equipment 4320-250 (\$35,766.) and 4320-411 office supplies (\$2,600.) totalling \$38,366.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy presented a resolution authorizing the Director of Mental Health to provide New York State Office of Mental Health funds to the Friends of Mental Health in Orleans County; seconded by Chairman Berger. Legislator Swiercznski asked Mr. Metzger why he is requesting that the current appropriation of \$8500.00 be increased to \$20,500.00. Mr. Metzger replied that the \$8500 was for six months. He also explained about \$3500 per year received by the Mental Health Association from Erie County. Legislator Bower said this was taken up six months ago when we had said we would look at it mid-year of 1994. Now it is being requested again. Legislator Tuohey told Mr. Metzger that, if after the first of the year he wants to ask to extend it, okay. After further discussion, Legislator McCarthy withdrew the resolution. The following resolutions were then adopted:

RESOLUTION NO. 653-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO ESTABLISH A CHECKING ACCOUNT FOR THE SERVICE DOLLARS OF THE ADULT INTENSIVE CASE MANAGER PROGRAM.

WHEREAS, in order to effectively manage the Adult Intensive Case Manager Program and disburse funds to clients as required by law, and

WHEREAS, a similar account was established for the Intensive Case Manager Program for children and approved by the Legislature, and

WHEREAS, service dollars need to be available to the Adult Intensive Case Manager to assist clients in developing and maintaining situations for living, working, socializing in the community and emergencies which enhances their potential for growth and independence, and

WHEREAS, the funds for such emergencies will be available from a banking institution.

NOW, THEREFORE, BE IT RESOLVED, that the Legislature authorizes the Director of Mental Health, through his designee, the Adult Intensive Case Manager/Coordinator to establish a checking account for service dollars at a local banking institution and it is

FURTHER RESOLVED, that the Petty Cash/Checking Account will function as follows:

\$200 will be in a separate Adult ICM checking account.

\$100 to be with Adult ICM at all times.

\$400 in locked safe for processing receipts.

\$700 Total to be divided into \$200 for checking and \$500 for petty cash.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey said the next resolution on the agenda, requesting the Legislature to restore \$26,880 of requested expense for psychiatry services in the 1994 Mental Health budget, was discussed this afternoon and it was decided to leave it as it is. Legislator Billings commented that the budget has been adopted so we cannot restore the funds. Legislator Tuohey said it can be requested after the first of the year. Legislator McCarthy then withdrew the resolution.

Legislator Bennett presented a resolution creating a full-time District Attorney position; seconded by Chairman Berger. Legislator Bower tabled the resolution, as a money matter. The following resolutions were then adopted:

RESOLUTION NO. 654-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING CONTINUATION OF SICK LEAVE WITHOUT PAY FOR PLANNING AND DEVELOPMENT DEPARTMENT EMPLOYEE

WHEREAS, a physician's certificate has been received by the Planning and Development Department recommending extension of sick leave for Joyce McCarthy;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize continuation of sick leave without pay for said employee retroactive to December 6, 1993 continuing until such time as the physician recommends a return to work.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator McCarthy; 0 absent.

RESOLUTION NO. 655-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION TO APPROVE THE CREATION AND FILLING OF A PERMANENT, FULL-TIME PUBLIC HEALTH SANITARIAN POSITION IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, the State Department of Health has determined that the Orleans County Health Department is unable to achieve an appropriate maintenance of effort level regarding mandated Environmental Health Programs, due to lack of appropriate staff, as a result of the County's reduction in personnel, effective January 1, 1992; and

WHEREAS, such condition is cause for a reduction in State Aid, from 100% to 40% reimbursement, for all core, mandated programs;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the re-creation and filling of a permanent, full-time, Public Health Sanitarian position in the County Health Department, at Grade 14, Step 1, of the CSEA Salary Schedule.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 656-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION APPROVING AGREEMENT WITH TOWN OF BARRE FOR SOLID WASTE SERVICES

WHEREAS, the Town of Barre has indicated its desire to participate in the Solid Waste Program by official resolution of the Town Board, and by executing the Municipal Cooperation Agreement providing for such participation, now, therefore, be it

RESOLVED, that the Chairman of this Legislature is authorized to execute the Municipal Cooperation Agreement with the Town of Barre on behalf of the County.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Swiercznski moved to adjourn; seconded by Legislator Bennett. Carried. Meeting adjourned at 6:00 p.m.

LEGISLATURE MEETING
December 22, 1993

The Chairman called the meeting to order at 4:30 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letter from Assemblywoman Hoffman acknowledging receipt of resolutions, and commenting on the fact that Orleans County is the first in the state to ratify the Second Amendment by resolution, letters from Beth Davis of NYSAC, Senators DeFrancisco and Marino, and Assemblyman Nesbitt acknowledging receipt of resolution number 600-1293 regarding funding of Veterans Agencies, 1994 Planning Board schedule, 1993 attendance, November minutes and December agenda, letter of congratulations to Mary Basinait from the IRS on being identified as an IRS quality supplier for accuracy in filing information returns via magnetic media, letter from Town of Shelby regarding appointment of Lynn Canham to Planning Board, letter from Town of Albion regarding appointment of Ron Tower to Planning Board.

Report of Standing Committees: Legislator McCarthy attended his regular meetings; also the Health Board's annual dinner meeting.

Legislator Bower attended his usual meetings.

Legislator Swiercznski attended his regular meetings.

Legislator Bennett also attended his usual meetings. He commented on a voucher that was submitted by the District Attorney for repair of his copier, that was refused for payment by the auditor; also another voucher has since been submitted for copier supplies. Legislator Bower commented that there should be a policy regarding this. Legislator Billings commented that no agreement has been found regarding this. Legislator Bennett requested a poll vote on this. There were four nays from Legislators Berger, Billings, Bower and Tuohey against paying the vouchers.

Legislator Tuohey attended her regular meetings. The Finance Committee met with the County Judge and the Public Defender regarding the Assigned Counsel.

Legislator Tuohey said the Judge will be starting to make the assignments, which should help the Assigned Counsel budget. Legislator Tuohey also attended a meeting at the Highway Department regarding the Fuel Farm on December 17.

Chairman Berger attended the Genesee Finger/Lakes Regional Planning Council Executive Board meeting on December 9, followed by the regular meeting of the Genesee Finger Lakes Regional Planning Council. He also attended the Village of Yates meeting on December 9. On December 10 he attended Senator Cook's Inter-agency Meeting in Batavia; Social Services Commissioner and Directors of Mental Health and Probation were also in attendance. On December 14 Chairman Berger spent time at the Legislature Office and Soil and Water, Canal Task Force, and Village of Medina meeting. On December 16, he attended the Genesee Transportation Council meeting in Brighton, and Private Industry Council on December 17. On December 20 he spent time at the Legislature Office, including participating in a Step III hearing; also went to Soil and Water. On December 22 he attended the Radio Meeting, Conference Session and Legislature meeting.

During the Open Discussion portion of the meeting, Andy Lucyszyn read a portion of a letter written by Stuart Brown of Stuart Brown Associates, the firm that prepared the applications on behalf of the Towns and Villages in Orleans County, for the small cities grant for water. The letter was in thanks to the Health Department for all the cooperation and assistance in documenting the severity of the problems and to provide insight to solve the problems.

Chairman Berger mentioned that on November 17 Deanne Schuler contacted him asking if there could be a multi-religious display on the courthouse lawn. Chairman Berger said his suggestion is that there are seven churches in the Courthouse Square and it would be appropriate for the churches to have the decorations on their property. Chairman Berger also said we have a two-page letter from the County Attorney dated December 3, 1992 which refers to two previous rulings.

Chairman Berger asked if all the Legislators received a complete packet of information that was handed out by Mr. Massaro. He asked if anyone had any comments. Legislator Bennett suggested that an Executive Session regarding this would be appropriate after the first of the year.

Legislator Tuohey withdrew a resolution authorizing a public hearing on Local Law No. 1 of 1994 regarding

salaries of County employees.

The following resolutions were adopted:

RESOLUTION NO. 657-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION 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, due to the end of year schedule the last audit of 1993 vouchers will be on January 5, 1994 and the first audit of 1994 vouchers will be on January 19, 1994; and

WHEREAS, these dates do not fall during weeks of Legislature meetings;

NOW, 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, Job Development Agency, Self-Insurance Fund, and Highway accounts without the benefit of a prior resolution, upon completion of the January 5, 1994 and January 19, 1994 audits.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 658-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION TO REMOVE PARCELS FROM 1993 IN REM TAX
FORECLOSURE PROCEEDING

WHEREAS, the In Rem Tax Foreclosure Proceeding for 1993 was commenced by the filing of a List of Delinquent Taxes in the Orleans County Clerk's office on May 5, 1993; and

WHEREAS, there was included in such List, Tax Map No. 79.35-1-28, in the name of Jeffrey Fuller, and

WHEREAS, it appears that such parcel was also listed in the Village of Medina In Rem Tax Foreclosure

Proceeding for 1993 and upon the conclusion of such proceeding, was deeded to the Village of Medina and is now owned by said Village of Medina, and

WHEREAS, by virtue of the Agreement between the County of Orleans and the Village of Medina in the County 1993 In Rem Tax foreclosure Proceeding, the said parcel should not have been included in the List of Delinquent Taxes as so filed by the County to commence the 1993 County proceeding; now, therefore, be it

RESOLVED, that the County Treasurer be, and she hereby is, directed to make and file a Certificate of Withdrawal as regards said parcel listed in such List of Delinquent Taxes as follows:

Parcel #97	Jeffrey Fuller
Tax Map No. 79.35-1-28	308 Catherine St.
	Medina, New York 14103
	Known as 308 Catherine St.
	42.00 x 127.42'

Sale of 1990 Tax	\$1361.71
1991 Tax	\$1331.67
1992 Tax	\$1383.69

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 659-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 14107 through 14298 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 660-1293

By Legislator Tuohey, who moved the adoption.

Unanimous Second

RESOLUTION HONORING MARY B. BASINAIT ON HER RETIREMENT
AS ORLEANS COUNTY TREASURER

WHEREAS, Mary B. Basinait has faithfully served as Orleans County Treasurer since January 1, 1973, and

WHEREAS, Mary B. Basinait has performed exemplary service and shown much dedication for the County of Orleans over the last twenty-one years, now, therefore, be it

RESOLVED, that the Orleans County Legislature does hereby acknowledge with gratitude the service of Mary B. Basinait to the County of Orleans, and does wish Mary B. Basinait the best of luck and happiness in her retirement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 661-1293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING LINE ITEM TRANSFERS WITHIN THE
COUNTY HIGHWAY DEPARTMENT 1993 BUDGET ACCOUNTS

WHEREAS, various unforeseen expenses occurred in certain line items of the 1993 County Highway Department budget accounts;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the County Treasurer to make the following line item transfers within the 1993 County Highway Department budget accounts:

PERSONAL SERVICES:

<u>From</u>	<u>To</u>	<u>Amount</u>
D5112.1 Road Construction	D3310.1 Traffic Safety	\$10,000.00
D5112.1 Road Construction	D5142.1 Co. Snow & Ice	3,500.00

D5112.1 Road Construction	D5010.1 Administration	7,500.00
D5112.1 Road Construction	D5110.1 Road Mtc.	8,000.00
D5120.1 County Bridges	D5110.1 Road Mtc.	<u>37,000.00</u>
Total		\$66,000.00

CONTRACTUAL:

<u>From</u>	<u>To</u>	<u>Amount</u>
D5112.418 Rd. Construction Other Cont.	D5110.418 Road Mtc. Other Cont.	\$11,000.00
D3310.442 Traffic Safety Equip. Use	D5110.418 Road Mtc. Other Cont.	8,000.00
D3310.418 Traffic Safety Other Cont.	D5142.418 Snow & Ice Other Cont.	500.00
D3310.418 Traffic Safety	D5142.442 Snow & Ice Equip. Use	5,500.00
Total		\$25,000.00

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 662-1293

By Legislator Swiercznski, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING TRANSFER OF FUNDS INTO BUILDINGS AND GROUNDS ACCOUNT

RESOLVED, that this Legislature does hereby authorize the County Treasurer to transfer monies into the Buildings and Grounds budget for expenses for the water meter pit at the County Office Building, as follows:

Transfer From
A-1990.418 Contingency Fund \$22,000

To
1620.418 Other Contractual 22,000

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution to abolish and create positions in the Real Property Tax Office; seconded by Legislator McCarthy. Legislator Bennett questioned why the new position is a Senior Clerk when there will not be anyone working under that person. Legislator McCarthy replied that the person in the Senior Clerk position will actually be doing almost two jobs. The following resolutions were then adopted:

RESOLUTION NO. 663-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION ABOLISHING AND CREATING POSITIONS IN THE REAL PROPERTY TAX OFFICE

WHEREAS, the Real Property Tax Director has proposed a reorganization in the staffing of the Real Property Tax Office; and

WHEREAS, the Legislature wishes to support his request; be it

RESOLVED, that this Legislature does hereby abolish the position of Real Property Information System Coordinator, Grade 2, in the Management Compensation Plan; and in its place creates a Senior Clerk position, which is Grade 6 of the CSEA Salary Schedule; and it is

FURTHER RESOLVED, that the Director of Real Property is authorized to fill the vacant Senior Clerk position; and it is

FURTHER RESOLVED, that when the Senior Clerk position is filled, the Director of Real Property is authorized to fill the vacant Part Time Clerk position; and it is

FURTHER RESOLVED that this resolution will become effective January 1, 1994.

Adopted. 6 ayes; 1 nay, Legislator Berger; 0 absent.

Legislator Swiercznski said he would like to table a resolution creating a revenue account for Weights & Measures. Legislator Bower then said he would sponsor the resolution. The following resolutions were then adopted:

RESOLUTION NO. 664-1293

By Legislator Bower, who moved the adoption

Seconded by Legislator McCarthy

RESOLUTION CREATING A REVENUE ACCOUNT FOR THE
INSPECTION FEES COLLECTED BY THE WEIGHTS AND MEASURES
DEPARTMENT

RESOLVED, that this Legislature does hereby create
the following set of inspection fees for the Weights
and Measures Department, according to the guidelines
set forth by Article 16, Section 220.3:

1994 FEE SCHEDULE
FOR INSPECTIONS by DIRECTOR
WEIGHTS & MEASURES

SCALES

Up to and including 15 kg (33lb.) capacity	
For each of the first five scales/ establishment	10.00
For each scale/establishment after first five	5.00
Over 15 kg and including 300 kg (661 lb.) capacity	20.00
Over 300 kg and including 1500 kg (3307 lb.) capacity	50.00
Over 1500 kg and including 7000 kg (15432 lb.) capacity	70.00
Over 7000 kg and including 23000 kg (50706 lb.) capacity	80.00
Over 23000 kg (50706 lb.) capacity	100.00

WEIGHTS -- FIELD STANDARD (Class F)

Up to and including 3 kg (7 lb.)	4.00
Over 3 kg and including 30 kg (66 lb.)	8.00
Over 30 kg and including 300kg(661lb.)	16.00
Over 300 kg & including 1200 kg (2646 lb.)	30.00

LINEAR FIELD MEASURES

Up to 1 m (39 in.)	2.00
Over 1 m and including 16 m (52 ft.)	4.00
Over 16 m and including 31 m (102 ft.)	6.00
Over 31 m	10.00
Fabric measuring devices	10.00
Wire and cordage measuring devices	20.00

LIQUID MEASURES AND DEVICES

Liquid measures 20 L (5 gal.) or less	4.00
Liquid pump (hand operated) 20 L or less	10.00

PETROLEUM DISPENSING AND MEASURING DEVICES

Single dispensing pump	10.00
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Dual dispensing pump	20.00
Blend dispensing pump	20.00
Grease and oil pump	4.00

VEHICLES

Metering systems 300 L/min (79 gpm) or less	50.00
Metering systems over 300 L/min	60.00
Compartment calibration:	
Up to and including 3000 L (793 gal.) capacity	20.00
Over 3000 L and including 6000 L (1585 gal.)	40.00
Over 6000 L and including 12000 L (3170 gal.)	60.00
Over 12000 L capacity	120.00

STATIONARY PETROLEUM METERING SYSTEMS

Up to 400 L/min (106 gpm)	50.00
Over 400 L/min including 2000 L/min (528 gpm)	60.00
Over 2000 L/min and including 4000 L/min (1057 gpm)	70.00
Over 4000 L/min	80.00

BULK MILK TANKS

Up to 3000 L (793 gal.) capacity	20.00
Over 3000 L and including 6000 L (1585 gal.) capacity	40.00
Over 6000 L and including 12000 L (3170 gal.) capacity	60.00
Over 12000 L capacity	120.00

TIMING DEVICES

All commercially used devices where time is a basis for charge	2.00
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TAXI METERS	20.00
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APPROXIMATE REVENUE FOR 1994

SCALES	3265.00
WEIGHTS	1228.00
LINEAR FIELD MEASURES	60.00
PETROLEUM DISPENSING & MEASURING DEVICES	2540.00
VEHICLE METERING SYSTEMS	500.00
BULK MILK TANKS	120.00
TIMING DEVICES	<u>42.00</u>

TOTAL \$7755.00

Adopted. 5 ayes; 2 nays, Legislators Bennett and Swiercznski; 0 absent.

RESOLUTION NO. 665-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING FILLING OF A VACANCY IN THE NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacancy in the Nursing Home:

Laundry Worker - P/T - Grade 1

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 666-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION SETTING UP NEW BUDGET MONIES IN COUNTY HISTORIAN DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Treasurer to set up new budget monies in the County Historian Department as follows:

Appropriation Account

7510.441

Historian - Printing \$300.00

Revenue Account A2705

Donations \$300.00

Adopted. 6 ayes; 1 nays, Legislator McCarthy; 0 absent.

RESOLUTION NO. 667-1293

By Legislator Billings, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING APPOINTMENTS TO THE ORLEANS COUNTY PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the following appointments to the Orleans County Planning Board:

<u>NAME</u>	<u>TOWN</u>	<u>EXPIRATION DATE</u>
Herman Lorenz 15590 Power Line Road Holley, NY 14470	Clarendon	12/31/96
Dennis Peak 4606 Upper Holley Road Holley, NY 14470 (Alternate)	Clarendon	12/31/96
Ronald Tower 14460 E. County House Road Albion, NY 14411	Albion	12/31/94

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 668-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPOINTING COMMISSIONER OF ELECTIONS

WHEREAS, the Commissioner of Elections, Angelo Ricci, submitted his letter of resignation, effective December 31, 1993, now, therefore, be it

RESOLVED, that this Legislature appoints Theodore Swiercznski as the Commissioner for Elections to fill Angelo Ricci's unexpired term, effective January 1, 1994.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Swiercznski; 0 absent.

RESOLUTION NO. 669-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION CONFIRMING PARTICIPATION IN THE NEW YORK MUNICIPAL INSURANCE RECIPROCAL

WHEREAS, the County has an opportunity to participate in the New York Municipal Insurance Reciprocal (N.Y.M.I.R.) and

WHEREAS, the Legislature has reviewed the risks and benefits of such participation, including the possibility of assessments, and

WHEREAS, the Legislature believes that the immediate reduction in premium plus the potential for long term stability regarding insurance availability offset the potential risk, now, therefore

BE IT RESOLVED, that the Legislature does hereby confirm its previous decision to join NYMIR and place coverages based on NYMIR's proposed cost of approximately \$175,000, and be it

FURTHER RESOLVED, that the Legislature does hereby authorize prepayment of two additional years of the five year capital contribution of approximately \$11,500 per year, and be it

FURTHER RESOLVED, that the Chief Administrative Officer is hereby authorized to place coverages not written through NYMIR with the best available source.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy introduced a resolution adopting a vehicle use policy. Legislator Bennett moved to table the resolution; seconded by Legislator Billings. Carried, with Legislators Bennett, Billings, Swiercznski and Tuohey voting aye to table. Legislator Bennett said the Legislature passed a resolution disallowing parties during working hours. He asked why there was a party last Friday during working hours at the Courthouse, which included four employees from the Treasurer's Office. Legislator McCarthy replied that the resolution said there will be no parties during working hours without prior approval of the Legislature. The following resolutions were then adopted:

RESOLUTION NO. 670-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION AUTHORIZING TRANSFER OF FUNDS INTO THE PUBLIC DEFENDER DEPARTMENT

WHEREAS, the Public Defender's assigned counsel budget has had unanticipated expenses, therefore be it

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Public Defender's budget, as follows:

FROM:

Contingent 1990.418 \$30,000

TO:
Public Defender 1170.459
Assigned Counsel \$30,000

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 671-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION APPROVING ANNUAL AGREEMENTS BETWEEN OFFICE
FOR THE AGING AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby
approve the County Office for the Aging 1994 service
agreements as follows:

The Agreement between the Office for the Aging and
the First Presbyterian Church of Albion, providing for
home delivered meal services through the NYS
Supplemental Nutrition Assistance Program and
providing for congregate meals and home delivered
meals through the Federal C-1 and C-2 programs at a
cost of \$253,288 with \$241,288 reimbursement.

Contract with Orleans Community Action Committee,
Inc., providing transportation services to persons
over age 60 for the calendar year 1994, at a cost of
\$2,500 with \$27,040 reimbursement;

Contract with Ronald Kettle to do RJ31X
installations when needed for Lifeline for calendar
year 1994 without any cost to the County.

Contract with Oak Orchard Legal Services, Inc.
providing for legal advice and representation to
persons over age 60 for the calendar year 1994 at a
cost of \$4725 with \$3969 reimbursement.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 672-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION TO APPROVE AN AMENDMENT TO THE AGREEMENT
WITH CRITICAL CARE AMERICA AND THE COUNTY HEALTH
DEPARTMENT FOR THE PURPOSE OF PROVIDING NURSING
SERVICES

RESOLVED, that this Legislature does hereby approve an Amendment to the Agreement with Critical Care America, for the purpose of including nursing services. Cost of said services to be paid, to Critical Care America, at a rate of 80% of fee reimbursed, to County Health Department, from third party payors.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 673-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING APPOINTMENT TO THE BOARD OF HEALTH

RESOLVED, that this Legislature does hereby appoint Charles Gelia, MD, to the Orleans County Board of Health for a six-year term, commencing 01 January 1994 and expiring 31 December 1999.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 674-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION AUTHORIZING USE OF COUNTY ADMINISTRATION BUILDING CONFERENCE ROOM BY AMERICAN RED CROSS FOR BLOOD DRIVE

RESOLVED, that this Legislature does hereby authorize the use of Conference Room A - C, at the County Administration Building, for an "Orleans County Employee Blood Drive" to be held on January 13, 1994, between the hours of 9:00 AM and 3:00 PM. Said Blood Drive is being conducted by the American Red Cross through the County Health Department.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 675-1293

By Legislator Bennett, who moved the adoption

Seconded by Legislator Billings

RESOLUTION APPROVING AGREEMENT WITH VILLAGE OF
LYNDONVILLE FOR SHERIFF'S PATROL

RESOLVED, that the agreement between the Sheriff's Department and the Village of Lyndonville for a Deputy Sheriff assigned to patrol the Village is hereby approved by this Legislature; and be it

FURTHER RESOLVED, that the Sheriff shall charge to the Village for said patrol the cost of the patrol computed at \$13.68 per hour with an initial charge of \$500.00 to offset miscellaneous uniform, weapon and training expense.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 676-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION APPROVING SECURITY SYSTEM SERVICE
AGREEMENTS WITH ORLEANS COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following Security System Service Agreements with the Orleans County Sheriff's Department and those listed below for the period of January 1, 1994 through December 31, 1994 at a rate of \$20.00 per month:

1. Marine Midland Bank - Albion Main Office
2. Marine Midland Bank - Drive-in Albion
3. Marine Midland Bank - Holley
4. Bayex, Inc. - Sprinkler System
5. Bayex, Inc. - Burglary Alarm
6. Ontario Foods, Inc.
7. Albion Federal Savings & Loan - Hold-up
8. Albion Federal Savings & Loan - Fire Alarm
9. Albion Industrial Center - Crossland Bank

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 677-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator McCarthy

RESOLUTION AMENDING RESOLUTION NO. 600-1293

WHEREAS, Resolution No. 600-1293, regarding the funding of County Veteran Service Agencies, names

Frank C. Talomie, Sr. as Ranking Member of the Assembly Veterans Affairs Committee, and

WHEREAS, Charles Nesbitt is the actual Ranking Member of the Assembly Veterans Affairs Committee, now, therefore, be it

RESOLVED, that this Legislature hereby amends Resolution No. 600-1293, to name Assemblyman Charles Nesbitt as the Ranking Member of the Assembly Veterans Affairs Committee, and be it

FURTHER RESOLVED, that this resolution will be sent by the Clerk of the Legislature to all those named for receipt in the original resolution.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey introduced a resolution setting the salaries for the County Clerk, County Treasurer and Historian; seconded by Legislator Swiercznski. Legislator Swiercznski said the Historian position should be appointed yearly. The following resolutions were then adopted:

RESOLUTION NO. 678-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION SETTING SALARIES FOR COUNTY CLERK, COUNTY TREASURER, AND HISTORIAN

BE IT RESOLVED, that the 1994 salary for certain elected and appointed officials is hereby established as follows:

	Salary	Longevity
County Clerk	40,154	
County Treasurer	32,145	325
Historian	4,860	

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 679-1293

By Legislator Bower, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING COUNTY NURSING HOME TO SUBMIT TECHNICAL ASSISTANCE STUDY TO THE NEW YORK STATE ENERGY OFFICE

RESOLVED, that this Legislature authorizes the County Nursing Home to contract with the Sear Brown Group in order to submit a Technical Assistance Study to New York State for inclusion in the 1994 round of Energy Grant proposals, and it is

FURTHER RESOLVED, that the cost of this proposal shall not exceed \$5900.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 680-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION APPROVING HEALTH INSURANCE COUNSELING APPLICATION FOR COUNTY OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby authorize the County Office for the Aging to submit an application to the New York State Office for the Aging for a Health Insurance Counseling grant of \$3,000 in 100% reimbursable monies.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 681-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING SOFTWARE MAINTENANCE AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND VECTOR SYSTEMS

WHEREAS, the proposed Software Maintenance Agreement with Vector Systems, 4991 Wyffels Road, Canandaigua, NY 14424 offers support services for the prnPLUS Software Program currently in use at the Mental Health Department in the following ways:

1. New features added to prnPLUS;
2. Program enhancements forced by regulatory changes;
3. On-line support via telephone and Carbon Copy;
4. Emergency fixes in the event of program error; and

WHEREAS, it is necessary to have said agreement with Vector Systems in order to assure the Department of continued effective management of its prnPLUS Software Billing Program;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the agreement with Vector Systems; said agreement to be in effect during the 1994 calendar year at an annual cost of \$1,000.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator McCarthy presented a resolution approving agreements with psychiatrists and accountant for the Mental Health Department. He moved to amend the resolution to delete Dr. Patil's name from the resolution; seconded by Legislator Tuohey. Carried, with Legislator Bennett voting nay. Legislator Bennett said he thought the accountant was temporary and asked how long the position will continue. Mr. Metzger said he has no knowledge of the original contract but this position is vital; he saves us alot of money. The amended resolution was then presented:

RESOLUTION NO. 682-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Tuohey

RESOLUTION APPROVING AGREEMENTS WITH PSYCHIATRISTS AND ACCOUNTANT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following consultants to the Mental Health Department for the calendar year 1994.

1. F. Gordon Pleune, M.D., 3745 East Ave., Rochester, New York 14618 providing services as a Supervising Psychiatrist for 9 hours per week at an hourly rate of \$70.00 for 48 weeks.
2. Howard S. Axelrod, M.D., P.C., 24A Grove Street, Pittsford, NY 14534 providing services as a Consulting Psychiatrist for 09 hours per week at an hourly rate of \$70.00 for 48 weeks.
3. Raymond Sullivan, 92 Fairlane Drive, Tonawanda, NY 14150 providing services as Consulting Accountant for 25 hours per month at a rate of \$450.00 per month.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator McCarthy withdrew a resolution to continue and make permanent two part-time positions in Mental

Health. Legislator Tuohey asked if it could be amended and re-introduced with the positions being extended for six months, rather than made permanent. All agreed. The following resolution was then adopted:

RESOLUTION NO. 682a-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Bower

RESOLUTION CONTINUING TWO PART-TIME POSITIONS IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Legislature through approval of the 1994 County budget has approved continuing allocations for two part-time Account-Clerk Typist positions in the County Mental Health Department; and

WHEREAS, two (2) temporary Account-Clerk Typist positions were created by Resolution No. 16-193 for a period of seven months; and

WHEREAS, these positions were extended through resolution to 12/31/93, and

WHEREAS, the employees in these positions will work seventeen (17) hours each week and only receive benefits for these positions as required by law; and

WHEREAS, failure to approve of these positions for 1994 may result in a decrease in revenues in the amount of \$35,000 to \$40,000 that would have to be made up by combined county and state funds.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize the continuation of two part-time Account-Clerk Typist positions in the Mental Health Department, through June 30, 1994.

RESOLUTION NO. 683-1293

By Legislator McCarthy, who moved the adoption.

Seconded by Legislator Bennett

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO PROVIDE NEW YORK STATE OFFICE OF MENTAL HEALTH FUNDS TO THE FRIENDS OF MENTAL HEALTH IN ORLEANS COUNTY, INC.

WHEREAS, there is a necessity in Orleans County to provide for the continuance of support groups because of a significant number of less severely mentally ill

WHEREAS, the Friends of Mental Health in Orleans County, Inc. have the interest and competence to provide these services and

WHEREAS, \$8,500. is currently included in the 1994 preliminary Orleans County budget for the Friends of Mental Health in Orleans County.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Director of Mental Health to provide and subcontract \$8,500 to the Friends of Mental Health in Orleans County, Inc. (which is 100% funded by the New York State Office of Mental Health) for the period of Jan. 1, 1994 through June 30, 1994.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator McCarthy introduced a resolution requesting the Legislature to restore \$26,880 for psychiatry services to the Mental Health Budget. Legislator Tuohey tabled the resolution.

Legislator McCarthy introduced a resolution authorizing the Director of Mental Health to create and fill a Case Manager position. Legislator Tuohey tabled the resolution.

Legislator McCarthy withdrew a resolution approving an agreement with a psychiatrist for Mental Health.

The following resolutions were then adopted:

RESOLUTION 684-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING THE COUNTY TREASURER TO TRANSFER FUNDS TO THE MEDICAL EXAMINERS AND CORONERS BUDGET

WHEREAS, the Medical Examiners & Coroners account is overexpended and the final half year payment on the 1993 contract with the Monroe County Medical Examiners has not been paid;

WHEREAS, this account will be overspent by approximately \$30,821 as of December 31, 1993;

THEREFORE, BE IT RESOLVED, that this Legislature does hererby authorize the County Treasurer to transfer \$30,821 as follows:

FROM: Contingent (A1990.418) \$30,821

TO: Medical Exam. & Coroners \$30,821
(A1185.455)

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution creating a position in Social Services; seconded by Legislator Swiercznski. Legislator Tuohey tabled the resolution.

Legislator Bower presented a resolution approving an agreement in Social Services; seconded by Legislator Swiercznski. Legislator Swiercznski then tabled the resolution.

The following resolutions were then adopted:

RESOLUTION NO. 685-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MOTOR VEHICLE OFFICE

RESOLVED, that this Legislature authorizes the Orleans County Clerk to fill the vacant Motor Vehicle Application Examiner position, Grade 5 on the CSEA Salary Schedule, at the Motor Vehicle office, effective January 1, 1994.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 686-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION AUTHORIZING COUNTY CLERK TO ACCEPT OVERPAYMENTS FOR FILING FEES AS A PROCESSING FEE UP TO THE AMOUNT OF \$5.00.

WHEREAS, the County Clerk receives by mail fees for recording various documents, and frequently receives excessive amounts which require time for telephoning, postage, etc., and this clerical work is time consuming and costly, and

WHEREAS, the County Clerk has requested that overpayments up to \$5.00 be kept and accounted as

overages on cashslips and deposited to the credit of Revenue Account A1255, County Clerk fees, be it

RESOLVED, that commencing January 1, 1994, the County Clerk be authorized to accept overages up to \$5.00 and shall indicate the exact amount on an overage line of the cashslip and those overages shall be credited to Revenue Account a1255, County Clerk fees.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution authorizing the County Clerk to install an additional telephone line for public use, in order for the County Clerk to check further options.

The following resolutions were then adopted:

RESOLUTION NO. 687-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AUTHORIZING PURCHASES FROM DWI BUDGET

WHEREAS, Resolution number 640-1293 authorized the County Treasurer to set up appropriations against the STOP-DWI Reserve Account, for the purchase of various items of equipment, as follows,

1. One Alco Sensor (Intoximeter) at a cost of \$387.00 for the New York State Police.
2. Two 20" TV/VCR Combinations at a cost of \$940.00, one for New York State Police and for the Orleans County Probation.
3. One Word Processor at a cost of \$485.00 for New York State Police.
4. One Panasonic Plain Paper Fax machine at a cost of \$1,249.00 for the Holley Police Dept.
5. Ten Mag flashlights and chargers at a cost of \$900.00, three for Holley Police Dept., three for Medina Police Dept., three for Albion Police Dept., and one for Orleans County Sheriff.
6. One Swintec typewriter at a cost of \$240.00 for Medina Police Dept.

7. Four Lapel microphones at a cost of \$200.00 for the Holley Police Dept.
8. One CD Rom Research System at a cost of \$1200.00 for the District Attorney..
9. One transcriber recorder at a cost of \$50.00 for the District Attorney.
10. One VGA color computer monitor w/card at a cost of \$340.00 for the Albion Police Dept.
11. Eleven ASP expandable batons 16.5 oz. at a cost of \$440.00 for the albion Police Dept.
12. Eleven ASP baton open-top holders at a cost of \$246.00 for the Albion Police Dept.
13. Seventeen reversible raincoats at a cost of \$1190.00 for the Sheriff's Dept.
14. One Word Processor at a cost of \$485.00 for the Medina Police Department.

now, therefore, be it

RESOLVED, that this Legislature authorizes the purchase of the above listed items, to be paid by account numbers 3315.220 (DWI Office Equipment) - \$4049.00, 3315.250 (DWI Other Equipment) - \$4303.00; all items to be purchased at a cost of that listed or less.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett moved to waive the rules to introduce a resolution amending a previous resolution which authorized the setting up of monies in the DWI account; Legislator Swiercznski seconded the motion. Carried. The following resolutions were then adopted:

RESOLUTION NO. 688-1293

By Legislator Bennett, who moved the adoption.

Seconded by Legislator Swiercznski

RESOLUTION AMENDING RESOLUTION NUMBER 640-1293

WHEREAS, Resolution number 640-1293 authorized the County Treasurer to set up appropriations against the

STOP-DWI Reserve Account for the purpose of purchasing various equipment items, and

WHEREAS, the resolution inadvertently did not list a word processor for the Medina Police Department, at a cost of \$485.00, now, therefore, be it

RESOLVED, that this Legislature amends Resolution number 640-1293 to include one word processor for the Medina Police Department, and authorizes the County Treasurer to set up appropriations against the STOP-DWI Reserve Account, as follows:

3315.220 STOP DWI Office Equip. - \$4049.00
(instead of \$3564.00)

3315.250 STOP DWI Other Equip. - \$4303.00
(same as original resolution)

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett said he is not removing the tabled resolution regarding a full-time D.A. from the table.

Legislator Tuohey moved to waive the rules to add two resolutions to the agenda; seconded by Legislator McCarthy. The following resolutions were then adopted:

RESOLUTION NO. 689-1293

By Legislator Tuohey, who moved the adoption.

Seconded by Legislator Billings

RESOLUTION TO REMOVE PARCELS FROM 1993 IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, the In Rem Tax Foreclosure Proceeding for 1993 was commenced by the filing of a List of Delinquent Taxes in the Orleans County Clerk's office on May 5, 1993; and

WHEREAS, there was included in such List, Tax Map No. 5.-1-3.2, in the name of Green Harbor Inc., C/J & L Mostyn and

WHEREAS, the County Treasurer may withdraw parcels from the In Rem Proceedings subject to the approval of this Legislature pursuant to Sections 1138 and 1122 of the Real Property Tax Law,

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer be, and she hereby is, directed to make and file a Certificate of Withdrawal as regards the following said parcels listed in such List of

Delinquent Taxes as follows:

TOWN OF CARLTON

Parcel #28 Green Harbor Inc.
Tax Map No. 5.-1-3.2 C/J & L Mostyn
12586 Cape Drive
Lyndonville, N.Y. 14098
Being known as L10, T16, R2,
16.00 acres, 12813
Lakeshore Rd., Camping Park

Sale of 1990 Tax	\$8801.32
1991 Tax	\$8417.16
1992 Tax	\$9064.65

RESOLUTION NO. 690-1293

By Legislator McCarthy, who moved the adoption.

Unanimous Second

RESOLUTION OF APPRECIATION TO DR. SATYA SAHUKAR

WHEREAS, Dr. Satya Sahukar has served on the Orleans County Board of Health, both as a Health Board member, and as Chairman of the Health Board, be it

RESOLVED, that this Legislature expresses much appreciation to Dr. Sahukar for his dedication over his many years of service to Orleans County and wishes Dr. Sahukar good wishes on his retirement from the Orleans County Board of Health.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Berger presented Legislator Swiercznski with a plaque commemorating Legislator Swiercznski's years of service to the County, as both a member of the Board of Supervisors and the Orleans County Legislature. Chairman Berger presented the plaque with gratitude and appreciation.

Chairman Berger presented Legislator McCarthy with a plaque, acknowledging Legislator McCarthy's years of service as a member of the Orleans County Legislature.

Legislator Billings presented Chairman Berger with a plaque of appreciation for Chairman Berger's years served on the Orleans County Legislature, and as Chairman of the Legislature.

Legislator McCarthy moved to adjourn; seconded by Legislator Bower. Meeting adjourned at 5:35 p.m.

Sine die.

TO THE HONORABLE MEMBERS OF THE ORLEANS COUNTY LEGISLATURE
AND TAXPAYERS OF ORLEANS COUNTY:

Elected officials throughout the County are finding that there are no easy solutions to the financial crisis confronting their municipalities. The public continues to feel that pressure applied to the right places will encourage the governing body to continue to fund any program. The truth is that revenues cannot keep pace with the demand for services. This is a problem which cannot be denied, or postponed, or reconsidered at a later date -- it must be confronted immediately.

During the past several years it became increasingly clear that the Orleans County budget was caught between an upward trend in program expenses, such as public assistance and Medicaid, over which the County has little or no control, and a downward trend in state and federal funding. To meet this challenge, all departments in County government have been asked to develop a 1994 budget that would close this gap and pay its way, while preserving the most important assets and priority programs for which Orleans County is responsible.

The annual budget is the adopted plan of operation for the municipal unit -- this rather basic statement has far-reaching implications to those concerned with the operations of local governments. The purpose for local government is to adhere to the wishes and needs of the constituency by providing services to the extent of available resources. In these times of shrinking resources and expanding demands, it is imperative that the budget be both understandable and meaningful to all concerned parties.

In response to taxpayers, and in the interest of providing more detailed information to management and the County Legislature, we have recoded many of the specific items formerly included in "Other Contractual" in individual

Social Services and Social Services Programs continue to be the most difficult to control. We are facing a \$400,000 deficit in our 1993 Social Services Programs budget, largely due to the increased cost of Medicaid. The projection for 1994 is even more disturbing with an increase of \$1,128,767 (24.77%) for all Social Services costs...all mandated. This amount is approximately 38% of the total net County cost.

County Attorney's budget is increased by \$19,868 (38%). This increase is due to the costs of arbitration for Labor Counsel challenges concerning more grievances and Outside Counsel for anticipated fees connected with recovery of taxes on bankruptcy parcels. The Public Defender budget is increased by \$29,687 (24.94%) over 1993. This is a result of Assigned Counsel costs. Medical Examiners and Coroners budget provides an increase of \$20,000 (80%) from \$25,000 to \$45,000 in 1994. The 1993 budget is expected to be over projection by about \$25,000.

Buildings and Grounds Department personnel has shown initiative in taking appropriate economical care of public facilities under their supervision. This budget provides for projects to comply with a part of the Americans with Disabilities Act. This is a Federal law which must be taken into consideration.

Contribution to Soil and Water Conservation District is increased to \$42,441 from \$25,157 in 1993 (\$17,284 or 68.7%). County Extension was increased by \$36,000 (19%) to \$221,723.

Purchasing procedures under the direction of the Chief Administrative Officer have been streamlined to obtain the best value for purchased goods and services.

County Clerk revenues are expected to increase by \$39,300. This budget projects a decrease in County cost by \$14,469 (35.92%). Interest and Penalties on Real Property taxes is expected to increase by \$45,000, but due to an increase in volume of uncollectible property taxes, the budgetary provision for uncollected real property taxes is insufficient. We increased this reserve by \$30,000.

Employee benefits are projected to decrease by approximately \$18,121. This is due partially to the early retirement program and the resulting lower salaries and lower retirement costs for new employees, who are now required to pay 15% of their medical insurance for the first three years of employment. Salary increases were 3.5%, plus step where applicable, also in accordance with Union contracts. No upgrades were granted.

The Highway Department has made every effort to obtain the best return from the taxpayers investment in mobile and support equipment. The County Highway has rehabilitated or replaced more than twenty-nine bridges in the past six years, with 72% (21 bridges) of the total number handled by County crews. This department is responsible for the repair and maintenance of two hundred miles of County roads. The Highway budget, including the Machinery fund, is decreased by \$36,703 (2.32%) from the 1993 budget. In addition, the Legislature has elected to use \$150,000 of the Highway fund balance to further reduce the County cost of the Highway department budget, which is \$1,545,615 projected for 1994.

Changes in staffing are occurring -- Departmental requests for new personnel since fiscal year 1993 totalled 13 full time and 5 part time. This was approved to allow increased levels of services in certain departments, ie: Sheriff, Jail, Mental Health, Social Services, Planning and Highway. The additional employees in the Highway department are the crew leaders for the work program - sponsored by Social Services. This program was placed under the supervision of

Short Term Debt Service includes a \$200,000 principal payment and \$27,840 interest payment on the Radio Communications BAN. When the Bond Anticipation Note is replaced (probably in 1994) by a Serial Bond, this debt will be accounted for in Long Term Debt. In April 1993 we issued Revenue Anticipation Notes (RAN) in the amount of \$975,000 at an interest rate of 2.58% as a means of meeting cash flow needs during the fiscal year. We have paid close attention to debt management, endeavoring to control the growth of debt and minimizing the cost of obtaining funds. We have maintained our Moodys "A" rating, and have received better than average rates on borrowings as noted on Page 52 Debt Service.

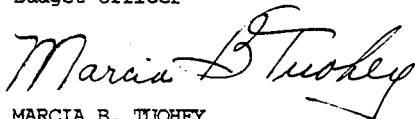
We have increased sales tax revenue by \$1,119,425 based on the 1% additional sales tax and the sales tax history for 1993.

We have made every effort to take a balanced approach while always keeping in mind the legitimate concerns of taxpayers, but also paying attention to the crucial needs of this community. Our goal in this, our 1994 budget, has been to make it more cost effective and responsible to the taxpayers without sacrificing quality.

Respectfully submitted,



MARY B. BASINAIT
Budget Officer



MARCIA B. TUOHEY
Chm. Finance Committee

ORLEANS COUNTY LEGISLATURE

Members At Large

RICHARD V. BENNETT

GEORGE R. BOWER

*JOHN J. McCARTHY II

District #1

Towns of Barre, Clarendon and Shelby

*MARCIA B. TUOHEY

District #2

Towns of Ridgeway and Yates

*FRANK R. BERGER, Chairman

District #3

Towns of Albion and Gaines

THEODORE SWIERCZNSKI

District #4

Towns of Carlton, Kendall and Murray

LYNDON D. BILLINGS, Vice Chairman

Chief Administrative Officer

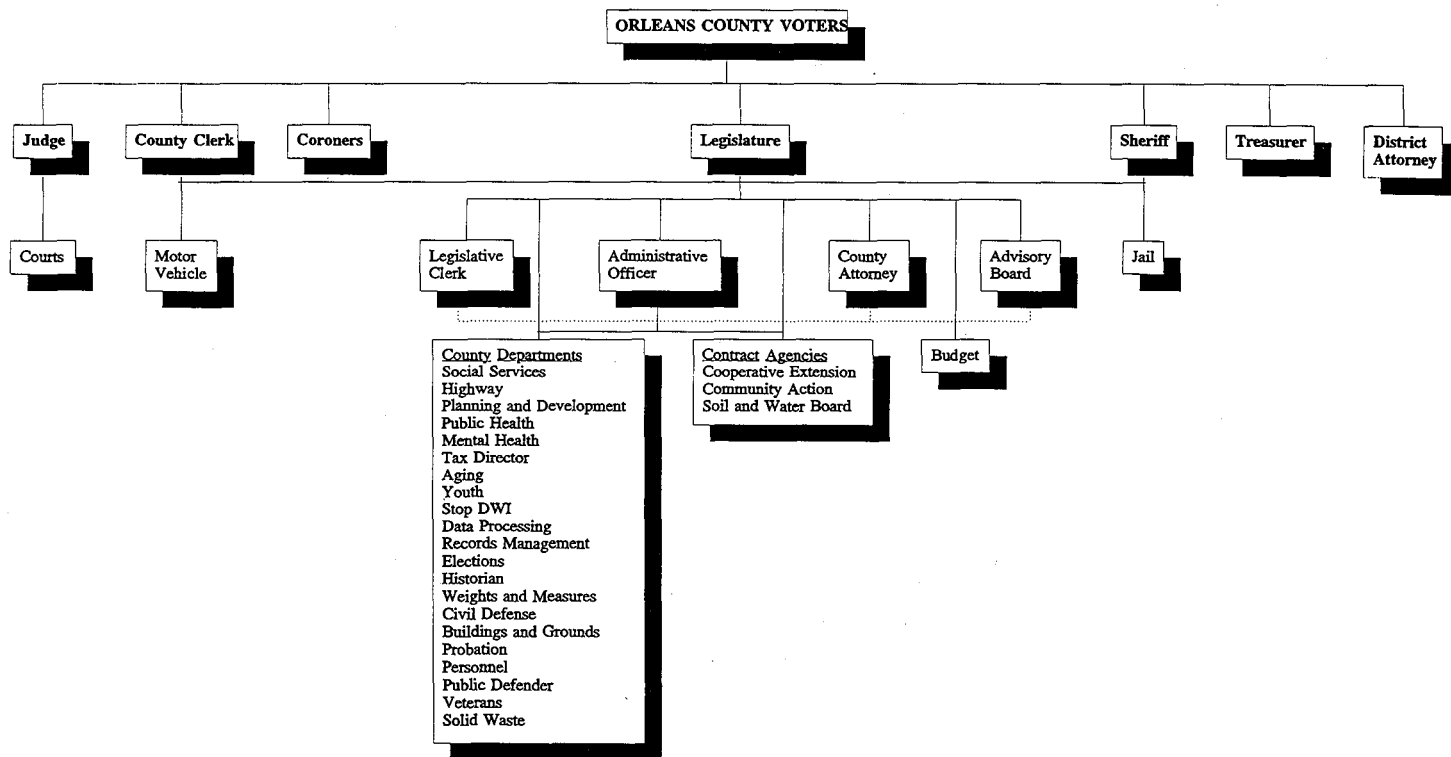
*STANLEY J. DUDEK

Budget Officer

*MARY B. BASINAIT
SUSAN M. HEARD, Deputy

COUNTY OF ORLEANS, NEW YORK

Organizational Chart



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EH - Enterprise Fund.....	45
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1994 - SCHEDULE A

SUMMARY OF BUDGET - BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINERY FUND	SELF INSURANCE	DEBT SERVIC FUND (LONG-TERM)
APPROPRIATIONS EXCLUDING INTERFUND SOLID WASTE FUND INTERFUND TRANSFERS	32,710,455 2,385,854 62,691	27,963,166	673,390	2,385,854 12,000	2,243,171 18,005	630,453 32,686	561,987	650,288
TOTAL APPROPRIATIONS	35,171,000	27,963,166	673,390	2,397,854	2,261,176	663,139	561,987	650,288
REVENUES EXCLUDING INTERFUND INTERFUND TRANSFERS	27,161,568 62,691	22,056,237 30,005	673,390	2,397,854	786,700	592,000	561,987	93,400 32,686
TOTAL REVENUES	27,224,259	22,086,242	673,390	2,397,854	786,700	592,000	561,987	126,086
LEVY	7,946,741	5,876,924	0	0	1,474,476	71,139	0	524,202
CASH SURPLUS	522,000	350,000	0	0	150,000	0	0	22,000
TAX LEVY FOR BUDGETARY PURPOSES	7,424,741	5,526,924	0	0	1,324,476	71,139	0	502,202
PLUS ALLOWANCE FOR UNCOLLECTIBLE TAXES & DEFERRED TAX REVENUE	100,000							
TOTAL LEVY	7,524,741							

**1994 - SCHEDULE B
SUMMARY OF BUDGET - BY FUNDS
APPROPRIATIONS**

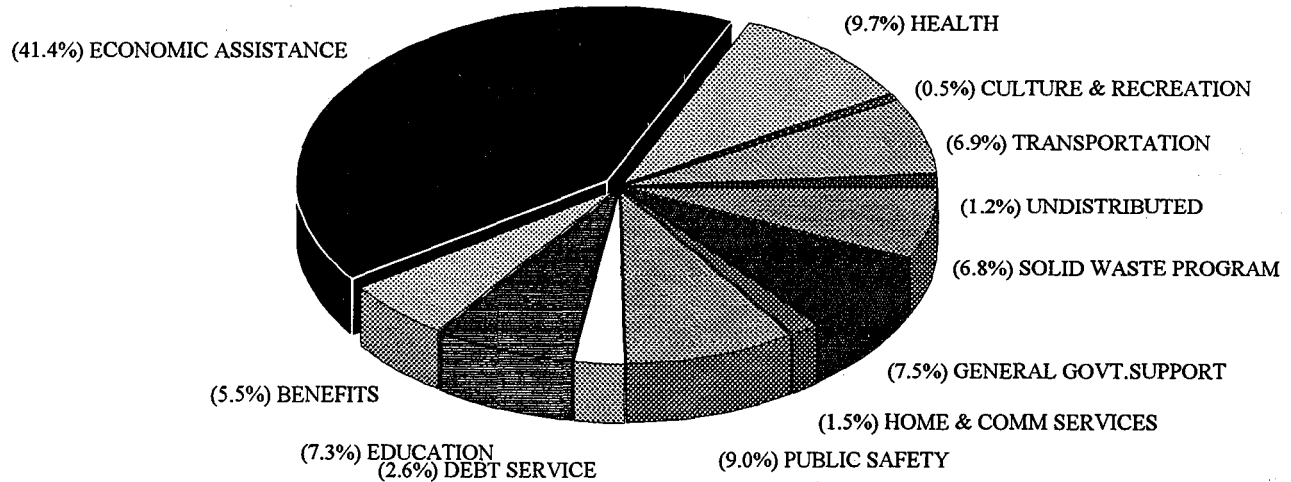
	<u>TOTAL</u>	<u>GENERAL FUND</u>	<u>SPECIAL GRANT FUND</u>	<u>SOLID WASTE FUND</u>	<u>ROAD FUND</u>	<u>MACHINERY FUND</u>	<u>SELF INSURANCE</u>	<u>DEBT SERVICE FUND (LONG TERM)</u>
General Gov't. Support	2,641,534	2,286,209			215,271		140,054	
Education	2,579,500	2,579,500						
Public Safety	3,148,070	3,148,070						
Health	3,409,999	3,409,999						
Transportation	2,437,918	0			1,824,189	613,729		
Econ. Assistance & Opportunity	14,543,084	13,869,694	673,390					
Culture & Recreation	181,303	138,108			43,195			
Home & Community Services	522,630	522,630						
Benefits	1,942,547	1,756,374			160,516	16,724	8,933	
Debt Service	902,870	252,582						650,288
Other Transfers	0	0				0		
Other	413,000	0					413,000	
Solid Waste	2,385,854	0		2,385,854				
APPROPRIATIONS	35,108,309	27,963,166	673,390	2,385,854	2,243,171	630,453	561,987	650,288
Plus Interfund Transfers	62,691			12,000	18,005	32,686		
TOTAL ALL APPROPRIATIONS	35,171,000	27,963,166	673,390	2,397,854	2,261,176	663,139	561,987	650,288

**1994 - SCHEDULE C
SUMMARY OF BUDGET - BY FUNDS
REVENUES**

	<u>TOTAL</u>	<u>GENERAL FUND</u>	<u>SPECIAL GRANT FUND</u>	<u>SOLID WASTE FUND</u>	<u>ROAD FUND</u>	<u>MACHINERY FUND</u>	<u>SELF INSURANCE</u>	<u>DEBT SERVICE FUND (LONG TERM)</u>
Real Property Tax Items	622,425	622,425						
Non-Property Taxes	6,468,158	6,468,158						
Departmental Income	5,908,169	3,116,615		2,397,854	61,200	332,500		
Intergovernmental Charges	1,342,572	371,782	673,390			235,000		62,400
Use of Money & Property	213,200	152,200			15,000	15,000		31,000
Permits/Fines & Forfeitures	102,214	102,214						
Sale of Property & Comp. for Loss	11,585	11,585						
Other	743,987	162,000			10,500	9,500	561,987	
State Aid	7,243,777	6,543,777			700,000			
Federal Aid	4,505,481	4,505,481						
REVENUES	27,161,568	22,056,237	673,390	2,397,854	786,700	592,000	561,987	93,400
Plus Interfund Transfers	62,691	30,005						32,686
TOTAL ALL REVENUES	27,224,259	22,086,242	673,390	2,397,854	786,700	592,000	561,987	126,086

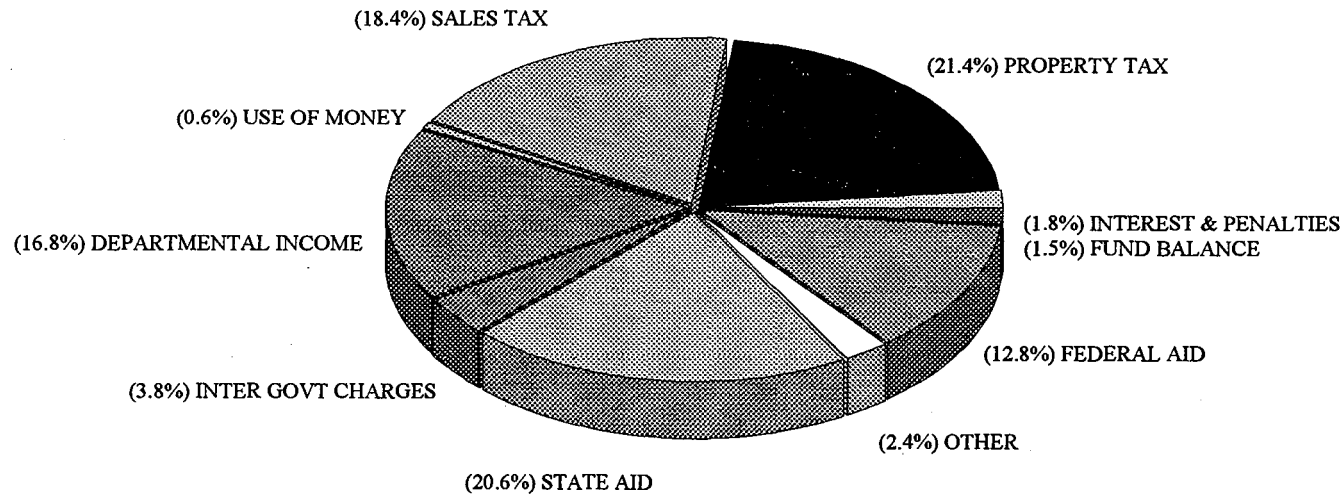
County Of Orleans

1994 Appropriations



County of Orleans

1994 Revenue



DISTRIBUTION OF 1994 NET COUNTY COST TOTALING \$14,777,098

Social Services	38.31	Tourism	0.21
Road Fund	10.00	Assigned Counsel	0.21
Sheriff	8.97	Control of Animals	0.20
Physically Handicapped Children	6.25	Libraries	0.20
Jail	6.14	I. D. A.	0.19
Community Colleges	4.90	County Clerk	0.17
Debt Service	3.54	Community Action	0.16
Probation	2.58	Youth Bureau	0.15
Public Health	1.75	Taxes & Ins. on County-owned Property	0.13
Short-Term Debt	1.71	Weights & Measures	0.13
County Extension	1.50	Drug Abuse - Park Ridge	0.12
Contingent Fund	1.35	Health Miscellaneous	0.10
Buildings & Grounds	1.19	Data Processing	0.08
District Attorney	1.14	Budget Officer	0.06
Planning & Development	1.04	Mental Health Law Expense	0.06
Public Defender	1.00	Records Management	0.04
Board of Elections	0.77	Fiscal Agent Fees	0.03
Legislature	0.74	800 MHZ - Telephone	0.03
Emergency Management	0.73	Municipal Association Dues	0.02
Personnel	0.61	Medical Scholarships	0.01
Clerk of the Legislature	0.57	Justices & Constables	0.01
Machinery Fund	0.48	Historian	0.00
County Attorney	0.48	Unallocated Insurance	0.00
Additional Benefits	0.44	Indigent Court Serv.	0.00
Chief Administrative Officer	0.42	Health Systems Agency	0.00
Real Property Tax Service	0.41	Purchasing	0.00
Alcohol - Park Ridge	0.37	Solid Waste	0.00
Mental Health	0.35	Sportsmen Federation	0.00
A. R. C.	0.33	Tax Advertising & Expense	0.00
Judgements & Claims	0.32	Stop D.W.I.	0.00
Medical Examiner & Coroner	0.30	911 Comm. System	0.00
Office for the Aging	0.29	Continuing Treatment-CSS	0.00
Soil & Water	0.28	Council of Arts	0.00
Contribution to NYS	0.27	County Treasurer	<u>-2.06</u>
Veterans	0.22		100.00

SCHEDULE I**APPROPRIATIONS - ALL FUNDS FOR FISCAL YEAR 1994**

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTRY COST
GENERAL GOV'T SUPPORT										
LEGISLATIVE BOARD										
A1010.100 Personal Serv.	62,964.84	63,000	63,000	70,500	63,000	63,000				
Total Personal Serv.	62,964.84	63,000	63,000	70,500	63,000	63,000				
A1010.200 Equipment										
.220 Office Equipment	0.00	3,000	3,000	2,500	0	0				
Total Equipment	0.00	3,000	3,000	2,500	0	0				
A1010.400 Contractual										
.418 Other Contractual	3,406.65	6,404	6,404	350	350	350				
.421 Telephone	3,194.60	2,800	2,800	2,874	2,874	2,874				
.431 Insurance	594.17	612	612	612	612	612				
.434 Advertising				200	200	200				
.441 Printing	3,251.58	5,000	5,000	4,500	4,500	4,500				
.443 Repairs to Office Equipment				760	760	760				
.447 Misc. Contract Serv.-Equip.				550	550	550				
.458 Books/Periodicals & Manuals				1,000	1,000	1,000				
.461 Postage	2,777.33	2,000	2,000	2,000	2,000	2,000				
.462 Travel-in County	7,568.73	4,000	4,000	3,500	3,500	3,500				
.463 Travel-out County	0.00	4,000	4,000	4,500	4,500	4,500				
.464 Subscriptions, Newspapers				225	225	225				
.481 Professional Dues				75	75	75				
Total Contractual	20,793.06	24,816	24,816	21,146	21,146	21,146				
TOTAL	83,757.90	90,816	90,816	94,146	84,146	84,146	25,490	109,636	0	109,636
CHIEF ADMINISTRATIVE OFFICER										
A1020.100 Personal Serv.	51,602.73	53,801	53,801	55,685	55,685	55,685				
Total Personal Serv.	51,602.73	53,801	53,801	55,685	55,685	55,685				
A1020.400 Contractual										
.418 Other Contractual	100.00	100	100	100	100	100				
.431 Insurance	314.71	325	325	325	325	325				
.462 Travel-in County	963.62	200	200	200	200	200				
.463 Travel-out County	199.65	964	964	1,200	1,200	1,200				
.481 Professional Dues	25.00	25	25	600	600	600				
Total Contractual	1,602.98	1,614	1,614	2,425	2,425	2,425				
TOTAL	53,205.71	55,415	55,415	58,110	58,110	58,110	8,517	66,627	4,000	62,627

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CLERK OF LEGISLATIVE BOARD										
A1040.100 Personal Services	70,785.60	71,860	71,860	66,129	66,129	66,129				
Total Personal Serv.	70,785.60	71,860	71,860	66,129	66,129	66,129				
A1040.200 Equipment										
.220 Office Equipment	0.00	0	0	2,500	0	0				
Total Equipment	0.00	0	0	2,500	0	0				
A1040.400 Contractual										
.411 Office Supplies	1,694.63	1,804	1,804	2,000	2,000	2,000				
.431 Insurance	540.50	557	557	557	557	557				
.433 Legal Notices	1,403.20	1,000	1,000	2,000	2,000	2,000				
.462 Travel-in County	7.67	100	100	50	50	50				
.463 Travel-out County	0.00	400	400	450	450	450				
Total Contractual	3,646.00	3,861	3,861	5,057	5,057	5,057				
TOTAL	74,431.60	75,721	75,721	73,686	71,186	71,186	14,209	85,395	0	85,395
A1141.459 Assigned Counsel- Family Court	32,495.72	30,000	30,000	35,000	32,000	32,000			0	
TOTAL	32,495.72	30,000	30,000	35,000	32,000	32,000	0	32,000	0	32,000
A1163.459 Indigent Court Service	68.75	1,000	1,000	1,000	500	500				
TOTAL	68.75	1,000	1,000	1,000	500	500	0	500	0	500

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
DISTRICT ATTORNEY										
A1165.100 Personal Serv.	118,791.27	119,742	119,742	163,223	123,891	123,891				
.101 Overtime	12.95	0	0	0	0	0.				
Total Personal Serv.	118,804.22	119,742	119,742	163,223	123,891	123,891				
A1165.200 Equipment										
.220 Office Equipment	0.00	1,000	1,000	1,200	1,200	1,200				
Total Equipment	0.00	1,000	1,000	1,200	1,200	1,200				
A1165.400 Contractual										
.411 Office Supplies	1,907.50	1,125	1,125	1,500	1,500	1,500				
.418 Other Contractual	9,414.80	9,000	9,000	0	0	0				
.420 Rent				6,600	6,600	6,600				
.421 Telephone	2,386.33	2,528	2,528	2,700	2,700	2,700				
.431 Insurance	862.03	888	888	888	888	888				
.441 Printing	0.00	250	250	200	200	200				
.442 Rental of Equip.	0.00	600	600	600	600	600				
.447 Misc. Contracts				470	470	470				
.455 Witness Fees	2,481.62	4,193	4,193	4,200	4,200	4,200				
.457 Stenographers	11,558.47	14,000	14,000	14,000	14,000	14,000				
.458 Books & Period.	1,323.71	425	425	425	425	425				
.460 Training & Education				750	750	750				
.461 Postage	625.97	800	800	800	800	800				
.462 Travel - in County	2,757.58	1,500	1,500	1,200	1,200	1,200				
.481 Professional Dues	0.00	500	500	200	200	200				
Total Contractual	33,318.01	35,809	35,809	34,533	34,533	34,533				
A1165.453 Spec. Prosecutors	10,946.75	3,000	3,000	3,000	3,000	3,000				
Total Spec. Prosecutors	10,946.75	3,000	3,000	3,000	3,000	3,000				
TOTAL	163,068.98	159,551	159,551	201,956	162,624	162,624	21,910	184,534	16,000	168,534

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PUBLIC DEFENDER										
A1170.100 Personal Serv.	94,341.85	89,913	89,913	93,823	93,823	93,823				
Total Personal Serv.	94,341.85	89,913	89,913	93,823	93,823	93,823				
A1170.200 Equipment										
.220 Office Equipment	0.00	1,000	1,000	1,000	1,000	1,000				
Total Equipment	0.00	1,000	1,000	1,000	1,000	1,000				
A1170.400 Contractual										
.411 Office Supplies	79.66	415	415	415	415	415				
.418 Other Contractual	7,509.58	3,955	3,955	3,955	3,955	3,955				
.421 Telephone	2,486.56	2,450	2,450	2,376	2,376	2,376				
.431 Insurance	818.20	843	843	843	843	843				
.441 Printing	12.80	145	145	145	145	145				
.457 Crt Reporter Fees	591.96	390	390	745	745	745				
.458 Books & Period.	0.00	1,500	1,500	1,500	1,500	1,500				
.459 Assigned Counsel	22,855.52	14,183	14,183	30,000	30,000	30,000				
.461 Postage	493.00	523	523	523	523	523				
.462 Travel-in County	918.28	240	240	900	900	900				
.463 Travel-out County	0.00	660	660	0	0	0				
.481 Professional Dues	0.00	75	75	40	40	40				
Total Contractual	35,765.56	25,379	25,379	41,442	41,442	41,442				
TOTAL	130,107.41	116,292	116,292	136,265	136,265	136,265	13,933	150,198	1,500	148,698
A1180.426 Justices & Constables	1,560.00	1,500	1,500	2,200	2,200	2,200				
TOTAL	1,560.00	1,500	1,500	2,200	2,200	2,200	0	2,200	0	2,200
A1185.426 Medical Examiners & Coroners	13,397.65	25,000	25,000	65,000	45,000	45,000				
TOTAL	13,397.65	25,000	25,000	65,000	45,000	45,000	0	45,000	0	45,000

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
COUNTY TREASURER										
A1325.100 Personal Serv.	145,293.87	154,335	154,335	152,273	152,273	152,273				
Total Personal Serv.	145,293.87	154,335	154,335	152,273	152,273	152,273				
A1325.200 Equipment										
.220 Office Equipment	923.26	1,000	1,000	250	250	250				
.250 Other Equipment				50	50	50				
Total Equipment	923.26	1,000	1,000	300	300	300				
A1325.400 Contractual										
.411 Office Supplies	967.31	1,150	1,150	1,150	1,150	1,150				
.418 Other Contractual	14,262.08	16,470	8,970	1,000	1,000	1,000				
.421 Telephone	1,950.72	2,600	2,600	2,700	2,700	2,700				
.431 Insurance	3,837.81	3,954	3,954	1,440	1,440	1,440				
.440 Auditors				12,852	12,852	12,852				
.441 Printing	468.89	500	500	500	500	500				
.447 Equipment Contracts				4,866	4,866	4,866				
.450 Central Equipment Repair				450	450	450				
.451 Title Searches	1,280.00	1,600	1,600	2,400	2,400	2,400				
.456 Central Computer	8,009.38	10,720	11,217	7,500	7,500	7,500				
.461 Postage	1,458.55	1,450	1,450	1,600	1,600	1,600				
.462 Travel-in County	481.46	50	50	50	50	50				
.463 Travel-out County	0.00	575	575	1,150	1,150	1,150				
.481 Professional Dues	25.00	50	50	125	125	125				
Total Contractual	32,741.20	39,119	32,116	37,783	37,783	37,783				
TOTAL	178,958.33	194,454	187,451	190,356	190,356	190,356	40,357	230,713	535,000	(304,287)
BUDGET OFFICER										
A1340.100 Personal Serv.	7,135.52	7,900	7,900	7,900	5,000	5,000				
Total Personal Serv.	7,135.52	7,900	7,900	7,900	5,000	5,000				
A1340.200 Equipment										
.220 Office Equipment	0.00	0	200	0	0	0				
Total Equipment	0.00	0	200	0	0	0				
A1340.400 Contractual										
.411 Office Supplies	96.51	125	125	125	125	125				
.418 Other Contractual	75.00	100	100	100	100	100				
.421 Telephone	330.00	200	200	200	200	200				
.431 Insurance	102.60	110	110	75	75	75				
.441 Printing	1,130.01	1,600	1,600	1,600	1,600	1,600				
.456 Central Computer	171.22	1,000	1,000	1,000	1,000	1,000				
.461 Postage	50.00	50	50	50	50	50				
.463 Travel-out County	0.00	300	300	300	300	300				
Total Contractual	1,955.34	3,485	3,485	3,450	3,450	3,450				
TOTAL	9,090.86	11,385	11,585	11,350	8,450	8,450	398	8,848	0	8,848

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A1345.495 Purchasing	948.75	500	500	500	500	500	0		0	
TOTAL	948.75	500	500	500	500	500	0	500	0	500
 REAL PROPERTY TAX SERVICE										
A1355.100 Personal Serv.	44,045.12	49,342	49,342	46,555	46,555	46,555				
Total Personal Serv.	44,045.12	49,342	49,342	46,555	46,555	46,555				
A1355.200 Equipment										
.210 Furniture & Furnish.	0.00	500	1,230	1,000	500	500				
.220 Office Equipment	2,134.50	1,000	1,000	1,000	0	0				
Total Equipment	2,134.50	1,500	2,230	2,000	500	500				
A1355.400 Contractual										
.401 Tax Map Maint.	5,480.40	5,500	5,500	5,500	5,500	5,500				
.411 Office Supplies	1,061.28	1,000	1,000	1,000	1,000	1,000				
.418 Other Contractual	640.09	950	450	550	450	450				
.421 Telephone	1,037.37	1,000	1,000	1,000	1,000	1,000				
.431 Insurance	498.00	513	513	368	368	368				
.441 Printing	122.46	100	100	100	100	100				
.461 Postage	286.19	300	300	300	300	300				
.462 Travel-in County	1,730.46	500	500	700	700	700				
.463 Travel-out County	0.00	948	1,448	1,450	1,450	1,450				
.481 Professional Dues	20.00	110	110	110	110	110				
Total Contractual	10,876.25	10,921	10,921	11,078	10,978	10,978				
TOTAL	57,055.87	61,763	62,493	59,633	58,033	58,033	11,457	69,490	8,600	60,890
A1362.451 Tax Adv. & Exp.	5,637.22	6,000	6,000	6,000	6,000	6,000	0	6,000	6,000	0
A1380.452 Fiscal Agent Fees	6,575.00	3,500	3,500	4,500	4,500	4,500	0	4,500	0	4,500
TOTAL	12,212.22	9,500	9,500	10,500	10,500	10,500	0	10,500	6,000	4,500

COUNTY CLERK

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A1410.100 Personal Serv.	225,544.48	236,922	236,922	248,592	248,592	248,592				
Total Personal Serv.	225,544.48	236,922	236,922	248,592	248,592	248,592				
A1410.200 Equipment										
.210 Furn. & Furnish.	76.57	0	0	0	0	0				
.220 Office Equipment	76.50	0	0	1,350	1,350	1,350				
.250 Other Equipment				7,890	5,700	5,700				
Total Equipment	153.07	0	0	9,240	7,050	7,050				
A1410.400 Contractual										
.411 Office Supplies	1,619.83	2,115	2,167	2,000	2,000	2,000				
.418 Other Contractual	2,528.34	2,886	3,086	2,840	2,840	2,840				
.421 Telephone	4,914.04	4,655	4,655	5,550	5,550	5,550				
.431 Insurance	3,166.54	3,261	3,261	1,882	1,882	1,882				
.441 Printing	405.37	3,100	6,180	3,000	3,000	3,000				
.454 Microfilming	7,221.20	5,600	5,600	8,000	8,000	8,000				
.461 Postage	6,376.18	7,645	7,645	6,500	6,500	6,500				
.462 Travel-in County	1,673.10	350	350	350	350	350				
.463 Travel-out County	0.00	850	850	850	850	850				
.481 Professional Dues	66.00	265	265	178	178	178				
Total Contractual	27,970.60	30,727	34,059	31,150	31,150	31,150				
TOTAL	253,668.15	267,649	270,981	288,982	286,792	286,792	59,822	346,614	320,800	25,814

COUNTY ATTORNEY

A1420.100 Personal Serv.	93,230.64	95,226	95,226	101,339	101,339	101,339				
Total Personal Serv.	93,230.64	95,226	95,226	101,339	101,339	101,339				
A1420.400 Contractual										
.411 Office Supplies	85.98	270	270	270	270	270				
.418 Other Contractual	12,310.54	21,350	21,350	0	0	0				
.421 Telephone	376.31	369	369	369	369	369				
.431 Insurance	860.88	900	900	900	900	900				
.441 Printing	5.62	19	19	19	19	19				
.452 Personal Serv. Contracts				12,105	12,105	12,105				
.458 Periodicals				580	580	580				
.459 Arbitration-Labor	15,539.65	9,907	9,907	23,500	23,500	23,500				
.461 Postage	119.00	119	119	119	119	119				
.481 Professional Dues				375	375	375				
.493 Outside Counsel				8,700	8,700	8,700				
Total Contractual	29,297.98	32,934	32,934	46,937	46,937	46,937				
TOTAL	122,528.62	128,160	128,160	148,276	148,276	148,276	9,506	157,782	85,807	71,975

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
PERSONNEL										
A1430.100 Personal Serv.	59,566.34	65,164	65,164	69,295	69,295	69,295				
.101 Overtime	0.00	0	0	0	0	0				
Total Personal Serv.	59,566.34	65,164	65,164	69,295	69,295	69,295				
A1430.200 Equipment										
.220 Office Equipment	0.00	0	587	1,198	198	198				
Total Equipment	0.00	0	587	1,198	198	198				
A1430.400 Contractual										
.411 Office Supplies	815.12	1,100	1,100	1,050	1,050	1,050				
.418 Other Contractual	2,055.28	2,425	1,953	1,565	1,565	1,565				
.420 Rent				400	400	400				
.421 Telephone	1,117.95	1,250	1,250	1,422	1,422	1,422				
.431 Insurance	514.97	531	531	531	531	531				
.433 Legal Notices				50	50	50				
.441 Printing	678.23	1,305	2,718	1,125	1,125	1,125				
.447 Equipment Contracts				225	225	225				
.450 Central Equipment Repair				420	420	420				
.458 Books, Periodicals				22	22	22				
.461 Postage	1,165.06	1,400	1,400	1,300	1,300	1,300				
.462 Travel-in County	1,479.88	20	20	60	60	60				
.463 Travel-out County	0.00	980	980	940	940	940				
.464 Newspapers & Magazines				123	123	123				
.481 Professional Dues	20.00	170	55	170	170	170				
Total Contractual	7,846.49	9,181	10,007	9,403	9,403	9,403				
TOTAL	67,412.83	74,345	75,758	79,896	78,896	78,896	12,880	91,776	1,500	90,276

	1992	1993	6/30/93	1994	RECOMM.	1994	BENEFITS	W/BENEFITS	REVENUES	COST
<u>BOARD OF ELECTIONS</u>										
A1450.100 Personal Serv.	53,721.51	55,989	55,989	58,698	57,828	57,828				
.101 Overtime	361.72	0	0	0	0	0				
Total Personal Serv.	54,083.23	55,989	55,989	58,698	57,828	57,828				
A1450.200 Equipment										
.210 Furniture & Furnish.				500	500	500				
.220 Office Equipment	911.00	1,000	1,000	1,000	1,000	1,000				
.251 Safety Equipment				500	0	0				
Total Equipment	911.00	1,000	1,000	2,000	1,500	1,500				
A1450.400 Contractual										
.411 Office Supplies	463.72	500	500	500	500	500				
.418 Other Contractual	2,880.64	5,500	5,500	6,000	1,500	1,500				
.421 Telephone	573.11	1,100	1,100	1,400	1,000	1,000				
.433 Legal Notices					750	750				
.431 Insurance	605.55	624	624	624	624	624				
.441 Printing	16,395.41	12,000	12,000	13,000	13,000	13,000				
.447 Misc. Equip. Contracts					750	750				
.452 P.S. Agreements					3,000	3,000				
.461 Postage	4,943.55	6,500	6,500	6,500	5,500	5,500				
.462 Travel-in County	882.03	50	50	50	50	50				
.463 Travel-out County	0.00	1,350	1,350	1,650	1,350	1,350				
.481 Professional Dues	90.00	70	70	100	100	100				
Total Contractual	26,834.01	27,694	27,694	29,824	28,124	28,124				
TOTAL	81,828.24	84,683	84,683	90,522	87,452	87,452	26,304	113,756	100	113,656
<u>RECORDS MANAGEMENT</u>										
A1460.100 Personal Serv.	10,505.24	3,980	11,044	4,120	4,120	4,120				
Total Personal Serv.	10,505.24	3,980	11,044	4,120	4,120	4,120				
A1460.200 Equipment										
.220 Office Equip.	0.00	0	7,465	0	0	0				
.250 Other Equipment	2,115.00	0	0	0	0	0				
Total Equipment	2,115.00	0	7,465	0	0	0				
A1460.400 Contractual										
.411 Office Supplies	0.00	150	610	150	150	150				
.418 Other Contractual	4,338.69	0	19,499	0	0	0				
.421 Telephone	20.00	0	0	0	0	0				
.431 Insurance	63.75	66	66	66	66	66				
.441 Printing	6.40	150	150	150	150	150				
.462 Travel-in County	111.03	150	150	150	150	150				
.463 Travel-out County	0.00	200	200	200	200	200				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	4,539.87	766	20,725	766	766	766				
TOTAL	17,160.11	4,746	39,234	4,886	4,886	4,886	1,312	6,198	0	6,198
A1615.450 Central Type- writer Repair	6,486.30	0	3,969	0	0	0	0	0	0	0

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
BUILDINGS & GROUNDS										
A1620.100 Personal Serv.	184,483.83	199,065	199,065	213,753	212,253	212,253				
.101 Overtime	1296.76	500	500	600	600	600				
Total Personal Serv.	185,780.59	199,566	199,566	214,353	212,853	212,853				
A1620.200 Equipment										
.250 Other Equipment	2,458.42	1,500	5,000	5,000	5,000	5,000				
.251 Safety Equipment	813.40	1,000	1,000	1,000	1,000	1,000				
Total Equipment	3,271.82	2,500	6,000	6,000	6,000	6,000				
A1620.400 Contractual										
.403 Maintenance Projects				49,500	60,500	60,500				
.405 Buildings Projects				79,500	20,000	20,000				
.411 Office Supplies	71.39	300	300	200	200	200				
.413 Gasoline	1,226.70	1,200	1,200	1,700	1,700	1,700				
.414 Tires & Batteries				300	300	300				
.415 Uniform/Cleaning Allowance				1,400	1,400	1,400				
.417 Janitorial Supplies				500	500	500				
.418 Other Contractual	95,812.44	83,965	79,587	0	0	0				
.421 Telephone	2,367.58	2,730	2,730	2,800	2,800	2,800				
.422 Niagara Mohawk	103,518.55	84,000	84,000	88,000	88,000	88,000				
.423 Water & Sewer	3,069.21	3,400	3,400	3,200	3,200	3,200				
.425 Fuel for Heating				1,200	1,200	1,200				
.427 NYS Elec. & Gas	17,917.63	22,000	22,000	23,000	23,000	23,000				
.429 Cleaning Supplies	12,763.02	13,090	13,090	12,500	12,500	12,500				
.431 Insurance	10,783.08	11,107	11,107	10,127	10,127	10,127				
.434 Advertising				50	50	50				
.441 Printing	6.40	0	0	50	50	50				
.442 Rental of Equipment				800	800	800				
.444 Repairs-Equip & Property				1,000	1,000	1,000				
.446 Repairs - Auto				300	300	300				
.447 Contracted Serv. & Equip.				11,000	11,000	11,000				
.449 Fuel Oil	0.00	0	1,100	0	0	0				
.458 Books & Manuals				100	100	100				
.460 Training & Education				300	300	300				
.461 Postage	3.98	0	0	25	25	25				
.462 Travel - in County	110.00	0	0	300	300	300				
.463 Travel-out County	0.00	300	300	300	300	300				
.481 Professional Dues	0.00	50	50	0	0	0				
.482 Engineering Services				500	500	500				
Total Contractual	247,649.98	222,142	218,864	288,652	240,152	240,152				
TOTAL	436,702.39	424,208	424,430	509,005	459,005	459,005	49,938	508,943	333,235	175,708

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A1650.418 800 MHZ-Telephone	0.00	0	10,000	0	5,000	5,000	0	5,000	0	5,000
CENTRAL DATA PROCESSING										
A1680.100 Personal Serv.	32,379.68	33,483	33,483	34,632	34,632	34,632				
Total Personal Serv.	32,379.68	33,483	33,483	34,632	34,632	34,632				
A1680.200 Equipment										
.220 Office Equipment	323.77	0	0	0	0	0				
.250 Other Equipment	0.00	650	650	1,800	300	300				
Total Equipment	323.77	650	650	1,800	300	300				
A1680.400 Contractual										
.411 Office Supplies	722.84	300	300	300	300	300				
.418 Other Contractual	244.52	300	300	300	300	300				
.421 Telephone	534.39	500	500	500	500	500				
.431 Insurance	230.14	250	250	250	250	250				
.461 Postage	1.73	50	50	50	50	50				
.463 Travel - out County	0.00	0	0	250	250	250				
Total Contractual	1,733.62	1,400	1,400	1,650	1,650	1,650				
TOTAL	34,437.07	35,533	35,533	38,082	36,582	36,582	7,708	44,290	31,750	12,540
UNDISTRIBUTED										
A1910.511 Unallocated Ins.	816.00	1,000	1,000	1,000	1,000	1,000				
A1920.512 Munic. Assoc Dues	3,357.00	3,400	3,400	2,950	2,950	2,950				
A1930.513 Jdgmts. & Claims	54,753.88	15,000	42,167	48,000	48,000	48,000				
A1950.514 Taxes & Ins. on Co. Owned Property	28,511.31	18,000	18,000	20,000	20,000	20,000				
A1960.488 Property Auction Expense	0.00	0	7,500	7,500	7,500	7,500			7,500	0
A1970.432 Off. Suppl.-Towns	35,261.96	0	0	0	0	0				
A1990.435 Contingent Fund	0.00	185,000	152,396	200,000	200,000	200,000				
A1996.628 Cont to NYS(Ret.)	36,530.00	150,000	150,000	40,000	40,000	40,000				
TOTAL	159,230.15	372,400	374,463	319,450	319,450	319,450	0	319,450	7,500	311,950
**TOTAL GENERAL GOV'T SUPPORT	1,989,813.61	2,224,621	2,274,035	2,418,801	2,286,209	2,286,209	303,741	2,589,950	1,351,792	1,238,158
EDUCATION										
A2490.465 Comm. Colleges	704,293.65	825,000	825,000	825,000	725,000	725,000		725,000	0	725,000
A2960.465 Education - Handicapped Children	1,717,828.61	2,150,431	2,150,431	2,000,000	1,850,000	1,850,000		1,850,000	925,000	925,000
A2980.465 Med. Scholarship	4,500.00	4,500	4,500	6,750	4,500	4,500		4,500	1,800	2,700
**TOTAL EDUCATION	2,426,622.26	2,979,931	2,979,931	2,831,750	2,579,500	2,579,500	0	2,579,500	926,800	1,652,700

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>PUBLIC SAFETY</u>										
A3020.496 911 Comm. System	59,492.61	26,000	76,000	64,800	64,800	64,800		64,800	64,800	0
TOTAL 911 Comm. System	59,492.61	26,000	76,000	64,800	64,800	64,800	0	64,800	64,800	0
<u>SHERIFF</u>										
A3110.100 Personal Serv.	873,208.96	924,156	944,166	1,091,673	1,017,899	1,017,899				
.101 Overtime	40,550.85	50,000	40,000	40,000	60,000	60,000				
Total Personal Serv.	913,759.81	974,156	984,166	1,131,673	1,077,899	1,077,899				
A3110.200 Equipment										
.210 Furniture & Furn.	0.00	0	558	1,200	1,200	1,200				
.220 Office Equipment	0.00	1,400	1,400	0	0	0				
.250 Other Equipment	38,327.82	52,992	52,992	75,800	50,800	50,800				
Total Equipment	38,327.82	54,392	54,950	77,000	52,000	52,000				
A3110.400 Contractual										
.404 Communications Maintenance				10,500	10,500	10,500				
.411 Office Supplies	2,373.95	3,500	3,567	3,500	3,500	3,500				
.413 Gas & Oil	35,965.30	36,300	36,300	37,000	37,000	37,000				
.414 Tires & Batteries				3,500	3,500	3,500				
.415 Uniforms/Cleaning Allowance				7,500	27,200	27,200				
.418 Other Contractual	59,942.60	64,844	65,196	6,200	6,200	6,200				
.420 Rent				500	500	500				
.421 Telephone	17,836.04	12,500	12,500	17,500	17,500	17,500				
.422 Niagara Mohawk	0.00	1,100	1,100	1,100	1,100	1,100				
.423 Water	0.00	100	100	100	100	100				
.427 NYS Elec. & Gas	0.00	1,100	1,100	1,100	1,100	1,100				
.430 Navigation Expenses				8,600	8,600	8,600				
.431 Insurance	50,890.88	54,075	54,075	57,175	57,175	57,175				
.441 Printing	1,167.14	2,000	2,186	2,000	2,000	2,000				
.442 Rental of Equipment				3,000	3,000	3,000				
.444 Repairs to Equip. & Prop.				6,000	2,000	2,000				
.446 Vehicle Maint.	33,276.42	12,500	16,254	13,500	13,500	13,500				
.447 Misc. Equip. Contracts				1,350	1,350	1,350				
.450 Central Equipment Repairs				350	350	350				
.452 Personal Serv. Contracts				4,760	4,760	4,760				
.458 Books, Periodicals & Manuals				500	500	500				
.460 Training & Education				900	900	900				
.461 Postage	4,223.79	5,000	5,000	5,000	5,000	5,000				
.462 Travel-in County	1,940.73	500	500	500	500	500				
.463 Travel-out County	0.00	1,500	1,500	4,080	4,080	4,080				
.481 Professional Dues	134.00	200	200	200	200	200				
Total Contractual	207,750.85	195,219	199,578	196,415	212,115	212,115				
A3110.621 Dental Plan	990.90	1,768	1,768	1,800	1,800	1,800				
Total Empl. Benefits	990.90	1,768	1,768	1,800	1,800	1,800				
TOTAL	1,160,829.38	1,225,535	1,240,462	1,406,888	1,343,814	1,343,814	244,492	1,588,306	262,686	1,325,620

PROBATION

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A3140.100 Personal Serv.	400,245.24	411,887	411,887	425,575	425,575	425,575				
.101 Overtime	0.00	3,000	3,000	3,000	3,000	3,000				
Total Personal Serv.	400,245.24	414,887	414,887	428,575	428,575	428,575				
A3140.200 Equipment										
.210 Furn. & Furnish.	149.00	600	600	600	600	600				
.220 Office Equipment	563.36	2,500	4,657	4,484	7,384	7,384				
.251 Safety Equipment	0.00	0	0	1,490	0	0				
Total Equipment	712.36	3,100	5,257	6,574	7,984	7,984				
A3140.400 Contractual										
.411 Office Supplies	3,764.54	4,250	4,574	4,250	4,250	4,250				
.418 Other Contractual	7,078.24	16,672	16,672	1,900	1,900	1,900				
.420 Rent	5,425.00	0	0	6,000	6,000	6,000				
.421 Telephone	7,897.87	8,500	8,500	8,500	8,500	8,500				
.431 Insurance	3,260.11	3,358	3,358	3,351	3,351	3,351				
.432 Misc. Contracts-Cleaning				1,200	1,200	1,200				
.441 Printing	415.23	482	482	482	482	482				
.442 Rental of Equipment				1,536	1,536	1,536				
.447 Misc. Equip. Contracts				1,930	1,930	1,930				
.450 Central Equipment Repair				565	565	565				
.452 Personal Serv. Contracts				3,000	3,000	3,000				
.456 Data Processing				2,000	2,000	2,000				
.458 Books, Periodicals				900	900	900				
.460 Training & Educ.	0.00	2,500	2,500	5,500	4,000	4,000				
.461 Postage	2,511.00	2,520	2,520	2,520	2,520	2,520				
.462 Travel-in County	7,240.22	7,100	7,100	7,500	7,500	7,500				
.463 Travel-out County	810.00	2,000	2,000	3,000	3,000	3,000				
.464 Subscriptions				83	83	83				
.481 Professional Dues				100	100	100				
Total Contractual	38,402.21	47,382	47,706	54,317	52,817	52,817				
TOTAL	439,359.81	465,369	467,850	489,466	489,376	489,376	107,580	596,956	214,373	382,583

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
JAIL										
A3150.100 Personal Serv.	572,219.83	594,988	594,988	649,630	649,630	649,630				
.101 Overtime	60,222.59	75,000	75,000	85,000	80,000	80,000				
Total Personal Serv.	632,442.42	669,988	669,988	734,630	729,630	729,630				
A3150.200 Equipment										
.210 Furniture & Furnish.				300	300	300				
.220 Office Equipment	0.00	3,000	2,406	0	0	0				
.250 Other Equipment	0.00	9,100	9,694	12,100	9,100	9,100				
Total Equipment	0.00	12,100	12,100	12,400	9,400	9,400				
A3150.400 Contractual										
.405 Buildings Maint./Projects				13,500	2,500	2,500				
.411 Office Supplies	1,061.64	1,670	2,008	1,670	1,670	1,670				
.415 Uniform/Cleaning Allowance				14,600	14,600	14,600				
.418 Other Contractual	113,987.51	93,796	94,713	8,500	8,000	8,000				
.420 Rent				500	500	500				
.422 Niagara Mohawk	29,759.90	25,000	25,000	30,000	30,000	30,000				
.423 Water	4,818.67	10,000	10,000	10,000	6,000	6,000				
.424 Food	95,556.98	111,422	111,422	111,000	100,000	100,000				
.427 NYS Elec & Gas	22,876.78	22,700	22,700	24,000	24,000	24,000				
.429 Cleaning Supplies				7,000	7,000	7,000				
.431 Insurance	3,113.69	3,207	3,207	3,699	3,699	3,699				
.432 Misc. Contracts (C.I.D)				6,550	6,550	6,550				
.441 Printing	72.50	500	800	500	500	500				
.444 Repairs to Equip. & Property				12,500	12,500	12,500				
.447 Misc. Equipment Contracts				3,000	3,000	3,000				
.452 Personal Service Contracts				16,320	16,320	16,320				
.460 Training & Education				1,000	1,000	1,000				
.462 Travel-in County	719.75	100	100	200	200	200				
.463 Travel-out County	0.00	400	400	600	600	600				
.481 Professional Dues	0.00	20	20	20	20	20				
.489 Hosp. Supplies, Medicine				50,000	50,000	50,000				
Total Contractual	271,967.42	268,815	270,370	315,159	288,659	288,659				
A3150.621 Dental Plan	935.85	1,232	1,232	1,232	1,232	1,232				
Total Empl. Benefits	935.85	1,232	1,232	1,232	1,232	1,232				
TOTAL	905,345.69	952,135	953,690	1,063,421	1,028,921	1,028,921	157,859	1,186,780	279,000	907,780

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A3189.418 Special Investigations	12,391.48	0	4,932	0	0	0	0	0	0	0
TOTAL	12,391.48	0	4,932	0	0	0	0	0	0	0
STOP DWI PROGRAM										
A3315.100 Personal Serv.	15,930.11	16,759	16,759	17,504	17,504	17,504				
Total Personal Serv.	15,930.11	16,759	16,759	17,504	17,504	17,504				
A3315.200 Equipment										
.220 Office Equipment	4,658.46	0	2,368	0	0	0				
.250 Other Equipment	10,887.00	0	1,129	0	0	0				
Total Equipment	15,545.46	0	3,497	0	0	0				
A3315.400 Contractual										
.411 Office Supplies	319.47	544	544	544	544	544				
.416 Hosp./Medical Services				1,000	1,000	1,000				
.418 Other Contractual	25,495.51	28,802	28,802	1,130	1,130	1,130				
.421 Telephone	548.24	800	800	800	800	800				
.422 Niagara Mohawk	0.00	400	400	400	400	400				
.423 Water	0.00	50	50	50	50	50				
.427 NYS Elec. & Gas	0.00	400	400	400	400	400				
.431 Insurance	287.21	296	296	542	542	542				
.432 Misc. Contracts/Agreements				21,882	21,882	21,882				
.441 Printing	0.00	600	900	600	600	600				
.443 Repairs Off. Equip.(Computer)				300	300	300				
.444 Repairs to Equip.				1,000	1,000	1,000				
.452 Personal Serv. Contracts				2,240	2,240	2,240				
.460 Training & Education				2,250	2,250	2,250				
.461 Postage	413.87	350	350	350	350	350				
.462 Travel-in County	0.00	200	200	200	200	200				
.463 Travel-out County	0.00	400	400	400	400	400				
.481 Professional Dues	0.00	50	50	50	50	50				
Total Contractual	27,064.30	32,892	33,192	34,138	34,138	34,138				
TOTAL	58,539.87	49,651	53,448	51,642	51,642	51,642	5,299	56,941	56,941	0

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HEALTH										
PUBLIC HEALTH										
A4010.100 Personal Serv.	579,925.98	631,572	631,572	674,960	674,960	674,960				
.101 Overtime	16,800.47	10,000	10,000	15,000	15,000	15,000				
Total Personal Serv.	596,726.45	641,572	641,572	689,960	689,960	689,960				
A4010.200 Equipment										
.210 Furn. & Furnish.	831.99	825	2,825	825	0	0				
.220 Office Equipment	9,272.00	0	2,000	2,000	0	0				
.250 Other Equipment				1,000	0	0				
.251 Safety Equipment	240.00	400	400	600	600	600				
Total Equipment	10,343.99	1,225	5,225	4,425	600	600				
A4010.400 Contractual										
.402 Laboratory	0.00	15,000	15,000	15,000	15,000	15,000				
.407 TB Outpatient	0.00	10,000	10,000	10,000	10,000	10,000				
.408 Therapy Serv.	68,135.63	60,000	60,000	60,000	60,000	60,000				
.409 Biologicals	16,623.51	20,000	20,000	20,000	20,000	20,000				
.410 Rabies Control	12,558.21	12,000	12,000	20,000	20,000	20,000				
.411 Office Supplies	7,785.37	6,000	6,000	7,000	7,000	7,000				
.412 Board Meeting Expense	906.02	1,000	1,000	1,000	1,000	1,000				
.415 Uniform Allowance				1,600	1,600	1,600				
.418 Other Contractual	47,953.94	35,538	68,592	4,000	4,000	4,000				
.419 M. L. R.	34,447.00	35,038	35,038	35,284	35,284	35,284				
.421 Telephone	8,785.95	10,000	10,000	10,000	10,000	10,000				
.431 Insurance	16,066.52	16,600	16,600	10,400	10,400	10,400				
.434 Advertising				1,000	1,000	1,000				
.441 Printing	1,479.58	2,000	2,000	1,500	1,500	1,500				
.442 Rental of Equipment				3,500	3,500	3,500				
.443 Repairs to Office Equip.				500	500	500				
.445 Repairs to Bldgs & Grounds				2,000	2,000	2,000				
.450 Central Equipment Repair				1,500	1,500	1,500				
.452 Personal Serv. Contracts				8,200	8,200	8,200				
.456 Computer Serv.	12,967.65	15,000	15,000	15,000	15,000	15,000				
.458 Books, Periodicals				1,000	1,000	1,000				
.459 Legal Services	10,500.00	7,000	7,000	7,000	7,000	7,000				
.460 Training & Educ.	0.00	300	300	5,000	5,000	5,000				
.461 Postage	7,020.74	7,500	7,500	7,500	7,500	7,500				
.462 Travel-in County	32,843.74	23,200	23,200	27,000	27,000	27,000				
.463 Travel-out County	522.60	4,100	4,100	8,000	8,000	8,000				
.464 Subscriptions, News				500	500	500				
.466 Consultant	5,500.00	6,000	7,500	8,000	8,000	8,000				
.474 Homemakers	141,726.80	165,000	163,000	152,000	152,000	152,000				
.478 Health Prom. Supplies				10,000	10,000	10,000				
.481 Professional Dues	1,557.50	1,000	1,000	1,000	1,000	1,000				
.482 Engineer Serv.	27,682.29	40,000	38,500	40,000	40,000	40,000				
.486 Health Dept. Grants/Programs				30,000	30,000	30,000				
.487 Environmental Hlth Supplies				800	800	800				
.489 Nursing (Hosp.) Supplies				6,000	6,000	6,000				
Total Contractual	455,063.05	492,276	523,330	531,284	531,284	531,284				

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HEALTH MISCELLANEOUS										
A4025.467 Laboratory	18,209.78	0	0	0	0	0	0	0	0	0
A4046.467 Physically Handicapped Children	33,278.27	30,000	30,000	30,000	30,000	30,000	0	30,000	15,000	15,000
A4070.467 T.B. Care & Treatment	0.00	1,000	1,000	1,000	1,000	1,000	0	1,000	400	600
TOTAL	51,488.05	31,000	31,000	31,000	31,000	31,000	0	31,000	15,400	15,600
MENTAL HEALTH										
A4310.100 Personal Serv.	237,677.13	298,770	298,770	309,090	309,090	309,090				
.101 Overtime	481.28	0	0	0	0	0				
Total Personal Serv.	238,158.41	298,770	298,770	309,090	309,090	309,090				
A4310.200 Equipment										
.220 Office Equipment	1,243.40	5,500	5,500	7,200	2,700	2,700				
.250 Other Equipment	2,017.54	500	500	800	800	800				
Total Equipment	3,260.94	6,000	6,000	8,000	3,500	3,500				
A4310.400 Contractual										
.411 Office Supplies	3,266.21	6,000	6,000	6,000	6,000	6,000				
.412 Board Mtg. Exp.	688.84	750	750	1,100	1,100	1,100				
.418 Other Contractual	173,540.72	167,075	167,075	3,700	3,700	3,700				
.419 M. L. R.	47,547.00	54,000	54,000	69,000	54,000	54,000				
.421 Telephone	5,589.11	7,300	7,300	7,000	7,000	7,000				
.431 Insurance	11,662.92	12,013	12,013	11,125	11,125	11,125				
.434 Advertising				500	500	500				
.440 Auditors				3,500	3,500	3,500				
.441 Printing	706.37	1,300	1,379	1,000	1,000	1,000				
.447 Misc. Equip Contracts				650	650	650				
.450 Central Equip. Repair				700	700	700				
.452 Personal Service Contracts				168,000	141,120	141,120				
.456 Data Processing				4,000	4,000	4,000				
.458 Books, Periodicals				750	750	750				
.459 Legal Fees				1,000	1,000	1,000				
.460 Training & Education				500	400	400				
.461 Postage	1,523.35	2,200	2,200	2,200	2,200	2,200				
.462 Travel-in County	3,932.04	1,000	1,000	2,000	2,000	2,000				
.463 Travel-out County	0.00	2,900	2,900	3,000	3,000	3,000				
.464 Subscriptions, Newspapers				250	250	250				
.466 Consultant Fees				7,500	7,500	7,500				
.481 Professional Dues	555.00	600	600	600	600	600				
Total Contractual	249,011.56	255,138	255,217	294,075	252,095	252,095				
TOTAL	490,430.91	559,908	559,987	611,165	564,685	564,685	70,512	635,197	582,243	52,954

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CONTINUING TREATMENT-CSS										
A4320.100 Personal Serv.	231,773.72	217,734	217,734	326,506	326,506	326,506				
.101 Overtime	49.95	0	0	0	0	0				
Total Personal Serv.	231,823.67	217,734	217,734	326,506	326,506	326,506				
A4320.200 Equipment										
.220 Office Equipment	106.79	0	0	0	0	0				
.250 Other Equipment	411.45	3,200	3,200	5,025	5,025	5,025				
Total Equipment	518.24	3,200	3,200	5,025	5,025	5,025				
A4320.400 Contractual										
.411 Office Supplies	1,757.13	1,800	1,800	2,500	2,500	2,500				
.413 Gas & Oil				2,000	2,000	2,000				
.418 Other Contractual	77,100.97	176,300	176,300	7,200	7,200	7,200				
.419 M. L. R.	94,982.00	81,142	81,142	104,000	89,000	89,000				
.421 Telephone	6,179.89	4,800	4,800	7,000	7,000	7,000				
.424 Food Supplies				9,000	9,000	9,000				
.431 Insurance	10,107.14	10,410	10,410	3,612	3,612	3,612				
.434 Advertising				800	800	800				
.440 Auditors				3,500	3,500	3,500				
.441 Printing	175.01	700	1,125	1,000	1,000	1,000				
.446 Repairs to Auto Equip.				1,000	1,000	1,000				
.447 Misc. Equip. Contracts				1,300	1,300	1,300				
.450 Central Equip. Repair				700	700	700				
.452 Personal Service Contracts				37,000	37,000	37,000				
.456 Data Processing				4,000	4,000	4,000				
.458 Books & Periodicals				500	500	500				
.459 Legal Fees				1,000	1,000	1,000				
.460 Training & Education				625	625	625				
.461 Postage	1,266.00	1,800	1,800	2,000	2,000	2,000				
.462 Travel-in County	6,804.65	7,600	7,600	6,000	6,000	6,000				
.463 Travel-out County	0.00	1,400	1,400	3,000	3,000	3,000				
.464 Subscriptions, Newspapers				400	400	400				
.466 Consultant Fees				3,700	3,700	3,700				
.469 ICM General				13,000	13,000	13,000				
.472 CATS				5,000	5,000	5,000				
.481 Professional Dues	659.00	700	700	700	700	700				
Total Contractual	199,031.79	286,652	287,077	220,537	205,537	205,537				
TOTAL	431,373.70	507,586	508,011	552,068	537,068	537,068	70,719	607,787	607,787	0
A4320.467 Friends of Mental Health				20,500	8,500	8,500	0	8,500	8,500	0
A4321.467 ARC Program - Private Sector	562,637.00	562,637	562,637	504,829	562,637	562,637	0	562,637	514,000	48,637
A4322.467 Park Ridge- Drug Abuse	193,882.71	249,416	249,416	291,654	291,654	291,654	0	291,654	273,654	18,000
A4323.467 Park Ridge - Alcohol	158,221.50	158,222	158,222	170,594	181,611	181,611	0	181,611	126,500	55,111
TOTAL MENTAL HEALTH	1,836,545.82	2,037,769	2,038,273	2,150,910	2,146,155	2,146,155	141,231	2,287,386	2,112,684	174,702

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A4390.459 Mental Health - Law Expense	15,662.44	10,000	10,000	10,000	10,000	10,000	0	10,000	0	10,000
A4527.485 Hlth System Agen.	1,000.00	1,000	1,000	3,500		1,000	0	1,000	0	1,000
**TOTAL HEALTH	2,966,829.80	3,214,842	3,250,400	3,421,079	3,409,999	3,409,999	308,779	3,718,778	3,259,384	459,394
ECON. ASSISTANCE & OPPORTUNITY										
SOCIAL SERVICES ADMIN.										
A6010.100 Personal Serv. .101 Overtime	1,505,298.11 5,809.12	1,471,254 6,500	1,471,254 6,500	1,701,812 6,500	1,681,612 6,500	1,681,612 6,500				
Total Personal Serv.	1,511,107.23	1,477,754	1,477,754	1,708,112	1,688,112	1,688,112				
A6010.200 Equipment										
.210 Furn. & Furnish.	0.00	709	709	5,015	1,882	1,882				
.220 Office Equipment	13.98	3,159	3,159	420	0	0				
.250 Other Equipment	19,397.58	8,583	8,583	32,458	20,000	20,000				
Total Equipment	19,411.56	12,451	12,451	37,893	21,882	21,882				
A6010.400 Contractual										
.402 Lab (HLA Blood Testing)				7,000	7,000	7,000				
.411 Office Supplies	15,934.70	14,872	14,872	15,000	15,000	15,000				
.412 Board Mtg. Exp.	0.00	87	87	100	100	100				
.413 Gas & Oil	5,272.76	4,181	4,181	6,400	6,400	6,400				
.418 Other Contractual	276,339.33	227,753	227,753	6,825	6,825	6,825				
.419 M. L. R.	149,501.83	141,004	141,004	154,559	154,559	154,559				
.421 Telephone	25,058.16	18,748	18,748	27,900	27,900	27,900				
.431 Insurance	75,692.55	66,612	66,612	33,074	33,074	33,074				
.434 Advertising				1,000	1,000	1,000				
.438 HIRE Contract				171,775	171,775	171,775				
.440 Auditors				8,880	8,880	8,880				
.441 Printing	2,975.49	3,049	3,049	3,750	3,500	3,500				
.442 Equip. Rental	1,481.17	1,354	1,354	1,760	1,760	1,760				
.443 Repairs to Office Equip.				500	500	500				
.446 Repairs to Auto Equip.				1,500	1,500	1,500				
.447 Misc. Equip. Contracts	4,213.26	2,787	2,787	12,690	12,690	12,690				
.455 Witness Fees				1,500	1,500	1,500				
.456 Data Proc./Central Comp.				15,500	15,500	15,500				
.459 Legal Fees & Services				76,807	76,807	76,807				
.460 Training & Education				58,725	49,000	49,000				
.461 Postage	27,193.23	15,639	15,639	25,930	25,000	25,000				
.462 Travel-in County	50,270.27	30,017	30,017	28,830	27,830	27,830				
.463 Travel-out County	0.00	10,005	10,005	12,075	12,075	12,075				
.466 Consultant Fees				3,450	3,450	3,450				
.481 Professional Dues	3,045.00	2,543	2,543	2,860	2,860	2,860				
.491 NYS Assessments				20,000	20,000	20,000				
.492 Transport. Serv.(Non-Empl.)				2,250	2,250	2,250				
.493 Outside Counsel				6,500	6,500	6,500				
.494 Security Services				31,356	31,356	31,356				
Total Contractual	636,975.75	538,651	538,651	738,496	725,691	725,691				
TOTAL	2,167,494.54	2,028,856	2,028,856	2,484,501	2,435,685	2,435,685	433,981	2,869,666	2,472,748	396,918

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A6070.455 Service for Recipients	127,214.22	140,000	140,000	250,000	250,000	250,000				
TOTAL	127,214.22	140,000	140,000	250,000	250,000	250,000	0	250,000	218,750	31,250
<u>SOCIAL SERVICES PROGRAMS</u>										
A6101.485 Medical Assistance	465,345.39	315,000	315,000	462,920	462,920	462,920				
A6102.485 Medical Managemt. Info. Sys. (MMIS)	2,558,484.91	2,900,000	2,900,000	3,900,000	3,800,000	3,800,000				
A6109.467 Aid to Dependent Children	3,793,484.01	3,805,000	3,805,000	4,050,200	4,050,200	4,050,200				
A6119.467 Child Care	441,031.33	460,000	460,000	525,000	525,000	525,000				
A6123.467 Juvenile Delinquent	103,568.10	160,000	160,000	160,000	160,000	160,000				
A6129.467 State Training School	189,105.75	100,000	100,000	100,000	100,000	100,000				
A6135.467 JOBS Program	39,351.49	40,000	40,000	85,000	85,000	85,000				
A6140.467 Home Relief	746,576.79	830,000	830,000	800,000	800,000	800,000				
A6141.467 Fuel Aid Program	457,642.90	400,000	400,000	400,000	400,000	400,000				
A6142.467 Emerg. Aid-Adults	2,854.29	4,500	4,500	7,300	7,300	7,300				
A6148.406 Burials	42,543.03	42,000	42,000	42,000	42,000	42,000				
TOTAL	8,839,987.99	9,056,500	9,056,500	10,532,420	10,432,420	10,432,420	0	10,432,420	5,174,255	5,258,165
TOTAL SOCIAL SERVICES	11,134,696.75	11,225,356	11,225,356	13,266,921	13,118,105	13,118,105	433,981	13,552,086	7,865,753	5,686,333

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>VETERANS SERVICE AGENCY</u>										
A6510.100 Personal Serv.	39,041.00	43,323	43,323	45,475	45,475	45,475				
Total Personal Serv.	39,041.00	43,323	43,323	45,475	45,475	45,475				
A6510.200 Equipment										
.220 Office Equipment	0.00	350	350	0	0	0				
Total Equipment	0.00	350	350	0	0	0				
A6510.400 Contractual										
.406 Veterans Burials	6,150.00	6,000	6,000	6,000	6,000	6,000				
.411 Office Supplies	596.52	501	501	500	500	500				
.418 Other Contractual	334.88	400	400	610	610	610				
.419 M. L. R.	4,779.00	5,175	5,175	4,941	4,941	4,941				
.421 Telephone	448.33	508	508	656	600	600				
.431 Insurance	487.72	502	502	502	502	502				
.441 Printing	12.80	350	350	300	300	300				
.461 Postage	417.01	600	600	600	600	600				
.462 Travel-in County	1,166.12	100	100	150	100	100				
.463 Travel-out County	0.00	2,000	2,000	2,500	2,000	2,000				
.481 Professional Dues	40.00	40	40	40	40	40				
Total Contractual	14,432.38	16,176	16,176	16,799	16,193	16,193				
TOTAL	53,473.38	59,849	59,849	62,274	61,668	61,668	11,892	73,560	40,013	33,547
<u>TOTAL SOCIAL SERVICES WITH VETERANS</u>										
	11,188,170.13	11,285,205	11,285,205	13,329,195	13,179,773	13,179,773	445,873	13,625,646	7,905,766	5,719,880
<u>TOURISM AGENCY</u>										
A6410.400 Contractual										
.411 Office Supplies	466.11	500	500	500	500	500				
.412 Board Meeting Expense	144.23	447	447	200	200	200				
.418 Other Contractual	1,417.06	1,800	1,800	1,800	1,800	1,800				
.421 Telephone	637.18	500	500	500	500	500				
.431 Insurance	823.11	848	848	848	848	848				
.441 Printing	381.40	500	500	500	500	500				
.461 Postage	483.08	500	500	500	500	500				
.462 Travel-in County	1,425.05	300	300	300	300	300				
.463 Travel-out County	0.00	700	700	1,000	1,000	1,000				
.468 I LOVE NY	53,552.89	52,630	58,591	52,640	51,428	51,428				
.481 Professional Dues	100.00	200	200	200	200	200				
Total Contractual	59,430.11	58,925	64,886	58,988	57,776	57,776				
TOTAL	59,430.11	58,925	64,886	58,988	57,776	57,776	0	57,776	25,714	32,062

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A6326.439 Community Action	26,562.00	26,562	26,562	37,946	23,906	23,906				
TOTAL	26,562.00	26,562	26,562	37,946	23,906	23,906	0	23,906	0	23,906
 <u>WEIGHTS & MEASURES</u>										
A6610.100 Personal Serv.	15,554.04	14,215	15,947	16,446	16,446	16,446				
Total Personal Serv.	15,554.04	14,215	15,947	16,446	16,446	16,446				
A6610.200 Equipment										
.220 Office Equipment	1,621.94	0	0	0	0	0				
.250 Other Equipment	39.58	40	50	13,950	50	50				
.251 Safety Equipment	0.00	100	90	100	100	100				
Total Equipment	1,661.52	140	140	14,050	150	150				
A6610.400 Contractual										
.411 Office Supplies	17.16	75	75	75	75	75				
.413 Gas & Oil	833.48	850	850	850	850	850				
.418 Other Contractual	864.44	820	820	820	820	820				
.421 Telephone	263.52	100	100	100	100	100				
.431 Insurance	807.13	1,038	1,038	785	785	785				
.441 Printing	0.00	150	150	150	150	150				
.446 Repairs to Auto Equip.	136.59	100	100	100	1,100	1,100				
.448 Petroleum Quality	297.38	2,050	2,050	2,050	2,182	2,182				
.461 Postage	34.80	60	60	60	60	60				
.463 Travel-out County	222.78	225	225	225	225	225				
.481 Professional Dues	57.00	57	57	57	57	57				
Total Contractual	3,534.28	5,525	5,525	5,272	6,404	6,404				
TOTAL	20,749.84	19,880	21,612	35,768	23,000	23,000	6,092	29,092	9,682	19,410

OFFICE FOR THE AGING

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
A6772.100 Personal Serv.	170,444.18	164,590	154,520	157,441	157,441	157,441				
.101 Overtime	0.00	0	0	0	0	0				
Total Personal Serv.	170,444.18	164,590	154,520	157,441	157,441	157,441				
A6772.200 Equipment										
.250 Other Equipment	8,115.67	6,500	15,414	2,060	2,060	2,060				
Total Equipment	8,115.67	6,500	15,414	2,060	2,060	2,060				
A6772.400 Contractual										
.411 Office Supplies	1,772.59	2,600	3,174	3,700	3,700	3,700				
.418 Other Contractual	28,474.72	28,859	37,931	180	180	180				
.419 M. L. R.	13,354.00	14,460	14,460	13,806	13,806	13,806				
.421 Telephone	3,209.15	3,300	3,300	3,945	3,945	3,945				
.431 Insurance	3,820.60	3,935	3,935	3,935	3,935	3,935				
.434 Advertising				1,300	1,300	1,300				
.450 Central Equipment Repair				300	300	300				
.452 Personal Serv. Contracts				17,047	17,047	17,047				
.456 Data Processing				1,000	1,000	1,000				
.459 Legal Services				4,725	4,725	4,725				
.441 Printing	981.75	1,000	1,000	1,000	1,000	1,000				
.461 Postage	4,932.59	5,300	5,822	5,500	5,500	5,500				
.462 Travel-in County	6,426.68	5,395	7,495	7,000	7,000	7,000				
.463 Travel-out County	0.00	1,100	1,100	1,300	1,300	1,300				
.472 CATS	32,555.00	32,500	32,500	32,500	32,500	32,500				
.473 Nutrition	238,990.84	226,881	226,881	217,827	217,827	217,827				
.474 Homemakers	75,378.87	71,010	80,510	93,369	93,369	93,369				
.476 Lifeline	3,240.00	3,240	3,240	14,210	14,210	14,210				
.478 Health Promotion Supplies				2,647	2,647	2,647				
.481 Professional Dues	478.00	375	375	447	447	447				
Total Contractual	413,614.79	399,955	421,723	425,738	425,738	425,738				
TOTAL	592,174.64	571,045	591,657	585,239	585,239	585,239	34,078	619,317	575,619	43,698
**TOTAL ECON. ASSISTANCE & OPPORTUNITY	11,887,086.72	11,961,617	11,989,922	14,047,136	13,869,694	13,869,694	486,043	14,355,737	8,516,781	5,838,956

CULTURE & RECREATION	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
DIVISION OF YOUTH										
<u>YOUTH PROGRAMS</u>										
A7310.467 Youth Programs	35,454.00	36,816	56,816	56,418	56,418	56,418				
TOTAL	35,454.00	36,816	56,816	56,418	56,418	56,418	0	56,418	56,418	0
<u>YOUTH BUREAU</u>										
A7312.400 Contractual										
.418 Other Contractual	37,596.80	38,563	38,563	44,989	44,989	44,989				
.431 Insurance	720.99	745	745	535	535	535				
Total Contractual	38,317.79	39,308	39,308	45,524	45,524	45,524				
TOTAL	38,317.79	39,308	39,308	45,524	45,524	45,524	0	45,524	22,762	22,762
TOTAL DIVISION OF YOUTH	73,771.79	76,124	96,124	101,942	101,942	101,942	0	101,942	79,180	22,762
A7415.439 Libraries	29,070.00	29,070	29,070	46,860	29,070	30,270				
TOTAL	29,070.00	29,070	29,070	46,860	29,070	30,270	0	30,270	0	30,270
<u>HISTORIAN</u>										
A7510.100 Personal Serv.	4,145.00	0	4,696	4,860	4,860	4,860				
Total Personal Serv.	4,145.00	0	4,696	4,860	4,860	4,860				
A7510.400 Contractual										
.411 Office Supplies	0.00	0	150	150	150	150				
.418 Other Contractual	0.00	0	0	500	0	0				
.421 Telephone	356.14	0	500	500	500	500				
.431 Insurance	47.73	0	40	36	36	36				
.441 Printing	0.00	0	100	300	300	300				
.461 Postage	0.00	0	50	50	50	50				
Total Contractual	403.87	0	840	1,536	1,036	1,036				
TOTAL	4,548.87	0	5,536	6,396	5,896	5,896	706	6,602	0	6,602
**TOTAL CULTURE & RECREATION	107,390.66	105,194	130,730	155,198	136,908	138,108	706	138,814	79,180	59,634

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
HOME & COMMUNITY SERVICES										
PLANNING & DEVELOPMENT										
A8020.100 Personal Serv.	149,939.24	156,245	166,276	178,801	178,801	178,801				
.101 Overtime	1,969.98	2,000	2,000	2,000	2,000	2,000				
Total Personal Serv.	151,909.22	158,245	168,276	180,801	180,801	180,801				
A8020.200 Equipment										
.220 Office Equipment	7,747.95	1,600	4,529	600	600	600				
.251 Safety Equipment	0.00	350	350	0	0	0				
Total Equipment	7,747.95	1,950	4,879	600	600	600				
A8020.400 Contractual										
.411 Office Supplies	1,766.10	1,600	1,600	1,600	1,600	1,600				
.412 Board Meeting Expense	0.00	200	200	200	200	200				
.418 Other Contractual	6,761.10	7,957	7,957	4,200	4,200	4,200				
.419 M. L. R.	4,093.00	4,433	4,433	5,674	5,674	5,674				
.421 Telephone	6,182.37	5,000	5,000	5,519	5,519	5,519				
.431 Insurance	1,399.33	1,441	1,441	1,441	1,441	1,441				
.434 Advertising				250	250	250				
.441 Printing	120.15	200	200	200	200	200				
.450 Central Equip. Repair				1,500	1,500	1,500				
.456 Data Processing Services				1,500	0	0				
.458 Periodicals				800	800	800				
.461 Postage	3,531.13	3,000	3,000	3,000	3,000	3,000				
.462 Travel-in County	2,673.70	1,877	1,877	1,877	1,877	1,877				
.463 Travel-out County	0.00	700	700	800	800	800				
.481 Professional Dues	332.00	180	180	280	280	280				
Total Contractual	26,858.88	26,588	26,588	28,841	27,341	27,341				
A8025.432 Joint Planning Bd	5,632.96	5,633	5,633	5,633	5,633	5,633				
TOTAL	192,149.01	192,416	205,376	215,875	214,375	214,375	49,267	263,642	110,132	153,510
OTHER HOME & COMMUNITY SERVICES										
A8021.439 I. D. A.	27,665.00	27,665	27,665	33,282	28,666	28,666	0	28,666	0	28,666
A8720.439 Sportsmen Fed.	1000.00	1,000	1,000	1,000	0	1,000	0	1,000	0	1,000
A8740.439 Oak Orchard Small Watershed Dist.	17,264.00	17,167	17,167	13,425	13,425	13,425	0	13,425	13,425	0
A8745.439 Soil & Water	20,157.00	25,157	25,157	42,441	42,441	42,441	0	42,441	0	42,441
A8750.439 County Extension	173,723.00	185,723	185,723	257,589	185,723	221,723	0	221,723	0	221,723
A8751.439 Council of Arts				1,000	0	1,000	0	1,000	0	1,000
TOTAL	239,809.00	256,712	256,712	348,737	270,255	308,255	0	308,255	13,425	294,830
**TOTAL HOME AND COMMUNITY SERVICES										
	431,958.01	449,128	462,088	564,612	484,630	522,630	49,267	571,897	123,557	448,340

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
UNDISTRIBUTED										
EMPLOYEE BENEFITS										
A9010.628 State Retirement	95,050.00	111,093	111,169	130,465	22,664	22,664				
A9020.620 Medicare	90,950.20	93,884	94,097	104,805	103,286	103,286				
A9030.630 Social Security	388,909.17	402,842	403,756	448,139	441,644	441,644				
A9040.633 Workers Comp.	124,726.99	130,693	131,583	147,628	147,627	147,627				
A9050.636 Unemployment Ins.	24,713.17	20,069	20,199	24,211	23,989	23,989				
A9060.650 Hosp. & Med. Ins.	768,720.23	836,074	838,023	970,000	952,514	952,514			4,000	
A9070.670 Blue Menu-Mngmt.	9,572.51	10,570	10,570	13,362	13,363	13,363				
A9080.680 Disability	35,236.30	42,758	42,901	48,929	48,462	48,462				
A9089.621 Other-Awards	3,230.61	1,600	1,600	1,600	1,600	1,600				
A9090.622 Employee Assist. Program	1,000.00	1,000	1,000	1,000	1,000	1,225				
TOTAL	1,542,109.18	1,650,583	1,654,898	1,890,139	1,756,149	1,756,374	0	1,756,374	4,000	1,752,374
SHORT-TERM DEBT										
A9730.601 Prin. on Radio Comm.				400,000	200,000	200,000				
A9730.701 BAN Interest - Jail	12,474.00	0	0	0	0	0				
A9730.701 Interest on Radio Comm.				27,840	27,840	27,840				
A9760.701 TAN - Interest	85,531.54	69,482	69,482	0	0	0				
A9750.601 Budget Note	250,000.00	0	0	0	0	0				
A9750.701 Interest - Budget Note	11,225.00	0	0	0	0	0				
A9770.701 Interest on RAN				24,742	24,742	24,742				
A9795.701 Interest Expense	2,199.00	0	0	0	0	0				
TOTAL	361,429.54	69,482	69,482	452,582	252,582	252,582	0	252,582	0	252,582
OTHER TRANSFERS										
A9950.520 Transfer to Cap. Project Bldgs. & Grounds Acq. & Improvm	21,100.00	0	0	0	0	0				
	21,100.00	0	0	0	0	0	0	0	0	0
**TOTAL UNDISTRIBUTED	1,924,638.72	1,720,065	1,724,380	2,342,721	2,008,731	2,008,956	0	2,008,956	4,000	2,004,956
**TOTAL GENERAL FUND APPROPRIATIONS										
	24,505,717.13	25,531,536	25,784,754	29,059,211	27,923,741	27,963,166	1,687,223	29,650,389	15,193,194	14,457,195

SPECIAL GRANT FUND**ADMINISTRATION**

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
CD6290.100 Personal Serv.	70,985.37	87,975	87,975	85,192	85,192	85,192				
Total Personal Serv.	70,985.37	87,975	87,975	85,192	85,192	85,192				
CD6290.200 Equipment										
.220 Office Equipment	0.00	100	100	1,750	1,750	1,750				
.250 Other Equipment	0.00	1,100	1,100	0	0	0				
Total Equipment	0.00	1,200	1,200	1,750	1,750	1,750				
CD6290.400 Contractual										
.418 Other Contractual	29,727.76	17,724	17,724	20,132	20,132	20,132				
Total Contractual	29,727.76	17,724	17,724	20,132	20,132	20,132				
TOTAL	100,713.13	106,899	106,899	107,074	107,074	107,074				

PARTICIPANT SUPPORT

CD6291.100 Personal Serv.	127,036.61	150,000	150,000	140,000	140,000	140,000				
Total Personal Serv.	127,036.61	150,000	150,000	140,000	140,000	140,000				
CD6291.400 Contractual										
.418 Other Contractual	38,407.40	30,000	30,000	10,000	10,000	10,000				
Total Contractual	38,407.40	30,000	30,000	10,000	10,000	10,000				
TOTAL	165,444.01	180,000	180,000	150,000	150,000	150,000				

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>JOB TRAINING & SERVICE</u>										
CD6292.100 Personal Serv.	216,430.80	184,073	184,073	137,027	137,027	137,027				
Total Personal Serv.	216,430.80	184,073	184,073	137,027	137,027	137,027				
CD6292.200 Equipment										
.220 Office Equipment	0.00	800	800	750	750	750				
Total Equipment	0.00	800	800	750	750	750				
CD6292.400 Contractual										
.418 Other Contractual	218,481.42	181,111	181,111	192,003	192,003	192,003				
Total Contractual	218,481.42	181,111	181,111	192,003	192,003	192,003				
TOTAL	434,912.22	365,984	365,984	329,780	329,780	329,780				
<u>EMPLOYEE BENEFITS</u>										
CD9010.628 State Retirement	0.00	1,183	1,183	853	853	853				
CD9020.620 Medicare	6,033.70	6,119	6,119	5,252	5,252	5,252				
CD9030.630 Social Security	25,799.81	26,166	26,166	22,458	22,458	22,458				
CD9040.633 Workers Comp.	0.00	16,465	16,465	6,292	6,292	6,292				
CD9050.636 Unemployment Ins.	0.00	845	845	888	888	888				
CD9060.650 Hosp. & Med. Ins.	0.00	50,054	50,054	48,921	48,921	48,921				
CD9080.680 Disability	0.00	1,859	1,859	1,872	1,872	1,872				
TOTAL	31,833.51	102,691	102,691	86,536	86,536	86,536				
**TOTAL SPEC. GRANT FUND	732,902.87	755,574	755,574	673,390	673,390	673,390	0	673,390	673,390	0

SOLID WASTE FUND**CL8160.200 Equipment**

.210 Furniture & Furnish.

.220 Office Equipment

Total Equipment

CL8160.440 Contractual

.411 Office Supplies

.418 Other Contractual

.432 Misc. Contracts

.433 Legal Notices

.434 Advertising

.435 Contingency Fund

.441 Printing

.461 Postage

.462 Travel-in County

.463 Travel-out County

.484 C.I.D. Contract

Total Contractual

****TOTAL SOLID WASTE FUND**

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
				350	350	350				
				100	100	100				
	142.00	3,500	3,950							
Total Equipment	142.00	3,500	3,950	450	450	450				
CL8160.440 Contractual										
.411 Office Supplies	594.01	500	500	500	500	500				
.418 Other Contractual	1,976,497.91	2,183,060	2,182,610	4,200	4,200	4,200				
.432 Misc. Contracts				22,250	22,250	22,980				
.433 Legal Notices				100	100	100				
.434 Advertising				1,000	1,000	1,000				
.435 Contingency Fund				42,564	42,564	42,564				
.441 Printing	385.86	2,548	2,548	750	750	750				
.461 Postage	1,185.32	5,000	5,000	3,500	3,500	3,500				
.462 Travel-in County	0.00	50	50	50	50	50				
.463 Travel-out County	0.00	350	350	750	750	750				
.484 C.I.D. Contract				2,185,687	2,185,687	2,321,010				
Total Contractual	1,978,663.10	2,191,508	2,191,058	2,261,351	2,261,351	2,397,404				
**TOTAL SOLID WASTE FUND	1,978,805.10	2,195,008	2,195,008	2,261,801	2,261,801	2,397,854	0	2,397,854	2,397,854	0

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>HIGHWAY-COUNTY ROAD FUND</u>										
<u>TRAFFIC SAFETY</u>										
D3310.100 Personal Serv.	36,024.57	27,684	27,684	30,933	30,933	30,933				
.101 Overtime	449.42	400	400	400	400	400				
Total Personal Serv.	36,473.99	28,084	28,084	31,333	31,333	31,333				
D3310.200 Equipment										
.250 Other Equipment	0.00	500	500	500	500	500				
.251 Safety Equipment	933.22	1,500	1,500	1,500	1,500	1,500				
Total Equipment	933.22	2,000	2,000	2,000	2,000	2,000				
D3310.400 Contractual										
.418 Other Contractual	29,817.87	45,000	45,000	1,000	1,000	1,000				
.436 Road Materials				44,000	44,000	44,000				
.442 Equipment Rental	14,644.17	20,000	20,000	15,000	15,000	15,000				
Total Contractual	44,462.04	65,000	65,000	60,000	60,000	60,000				
TOTAL	81,869.25	95,084	95,084	93,333	93,333	93,333				
<u>ADMINISTRATION</u>										
D5010.100 Personal Serv.	109,572.82	111,689	111,689	118,588	118,238	118,238				
.101 Overtime	157.97	100	100	100	100	100				
Total Personal Serv.	109,730.79	111,789	111,789	118,688	118,338	118,338				
D5010.200 Equipment										
.210 Furn. & Furnish.	248.96	0	0	700	0	0				
Total Equipment	248.96	0	0	700	0	0				
D5010.400 Contractual										
.411 Office Supplies	839.05	1,250	1,250	1,000	1,000	1,000				
.418 Other Contractual	900.05	1,000	1,000	250	250	250				
.441 Printing	2,157.83	300	300	0	0	0				
.447 Misc. Equipment Contracts				350	350	350				
.450 Central Equip. Repair				400	400	400				
.461 Postage	719.00	750	750	500	500	500				
.462 Travel-in County	742.06	50	50	150	150	150				
.463 Travel-out County	0.00	806	806	800	800	800				
.481 Professional Dues	0.00	144	144	150	150	150				
Total Contractual	5,357.99	4,300	4,300	3,600	3,600	3,600				
TOTAL	115,337.74	116,089	116,089	122,988	121,938	121,938				
D5020.452 Engineer Expense	6,021.65	5,000	5,000	5,000	5,000	5,000				
TOTAL	6,021.65	5,000	5,000	5,000	5,000	5,000				

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
<u>MAINTENANCE</u>										
D5110.100 Personal Serv.	268,839.37	266,382	266,382	300,500	300,500	300,500				
.101 Overtime	3,338.81	3,000	3,000	3,000	3,000	3,000				
Total Personal Serv.	272,178.18	269,382	269,382	303,500	303,500	303,500				
D5110.400 Contractual										
.418 Other Contractual	246,098.46	254,300	254,300	1,000	1,000	1,000				
.431 Insurance	39,886.11	39,590	39,590	37,100	37,100	37,100				
.432 Misc. Contracts				45,000	45,000	45,000				
.433 Legal Notices				150	150	150				
.436 Road Materials				249,000	249,000	249,000				
.441 Printing	101.08	150	150	0	0	0				
.442 Equipment Rental	139,551.37	150,000	150,000	150,000	150,000	150,000				
Total Contractual	425,637.02	444,040	444,040	482,250	482,250	482,250				
TOTAL	697,815.20	713,422	713,422	785,750	785,750	785,750				
<u>ROAD CONSTRUCTION</u>										
D5112.100 Personal Serv.	49,520.35	77,800	77,800	60,000	60,000	60,000				
.101 Overtime	2,706.11	5,000	5,000	3,000	3,000	3,000				
Total Personal Serv.	52,226.46	82,800	82,800	63,000	63,000	63,000				
D5112.400 Contractual										
.418 Other Contractual	476,109.16	327,806	327,806	500	500	500				
.436 Road Materials				363,000	363,000	363,000				
.442 Equipment Rental	51,972.85	75,000	75,000	75,000	85,000	85,000				
Total Contractual	528,082.01	402,806	402,806	438,500	448,500	448,500				
TOTAL	580,308.47	485,406	485,406	501,500	511,500	511,500				
<u>BRIDGES</u>										
D5120.100 Personal Serv.	49,245.51	61,250	61,250	55,000	55,000	55,000				
.101 Overtime	456.26	1,000	1,000	500	500	500				
Total Personal Serv.	49,701.77	62,250	62,250	55,500	55,500	55,500				
D5120.400 Contractual										
.418 Other Contractual	1,939.57	4,000	4,000	250	250	250				
.436 Road Materials				3,750	3,750	3,750				
.442 Equipment Rental	6,505.51	10,000	10,000	10,000	10,000	10,000				
Total Contractual	8,445.08	14,000	14,000	14,000	14,000	14,000				
TOTAL	58,146.85	76,250	76,250	69,500	69,500	69,500				

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SNOW REMOVAL - COUNTY										
D5142.100 Personal Serv.	3,388.57	3,655	3,655	5,039	5,039	5,039				
.101 Overtime	3,263.66	3,000	3,000	5,500	5,500	5,500				
Total Personal Serv.	6,652.23	6,655	6,655	10,539	10,539	10,539				
D5142.400 Contractual										
.418 Other Contractual	388,300.83	406,707	406,707	0	0	0				
.432 Misc Contracts				423,400	423,400	423,400				
.436 Road Materials				3,500	3,500	3,500				
.442 Equipment Rental	10,421.29	8,000	8,000	15,000	15,000	15,000				
Total Contractual	398,722.12	414,707	414,707	441,900	441,900	441,900				
TOTAL	405,374.35	421,362	421,362	452,439	452,439	452,439				
PARK ADMINISTRATION										
D7180.100 Personal Serv.	8,117.24	8,824	8,824	10,000	10,000	10,000				
.101 Overtime	0.00	100	100	0	0	0				
Total Personal Serv.	8,117.24	8,924	8,924	10,000	10,000	10,000				
D7180.200 Equipment										
.250 Other Equipment	0.00	0	0	500	500	500				
.251 Safety Equipment	400.00	1,000	2,500	0	0	0				
Total Equipment	400.00	1,000	2,500	500	500	500				
D7180.400 Contractual										
.411 Office Supplies	0.00	50	50	50	50	50				
.418 Other Contractual	26,036.95	21,700	21,700	2,200	2,200	2,200				
.421 Telephone	1,514.21	1,000	1,000	400	400	400				
.422 Niagara Mohawk	7,397.02	6,000	6,000	6,000	6,000	6,000				
.423 Water	341.42	250	250	250	250	250				
.431 Insurance	749.76	775	775	970	970	970				
.432 Misc. Contracts				19,500	19,500	19,500				
.434 Advertising				25	25	25				
.441 Printing	68.27	25	25	0	0	0				
.442 Equipment Rental	2,110.38	1,200	1,200	1,500	1,500	1,500				
.445 Repairs to Bldgs. & Grounds				1,000	1,000	1,000				
.446 Repairs to Auto Equip.	187.21	150	150	650	650	650				
.448 Filters & Parts	1,173.41	500	500	0	0	0				
.461 Postage	168.00	150	150	150	150	150				
Total Contractual	39,746.63	31,800	31,800	32,695	32,695	32,695				
TOTAL	48,263.87	41,724	43,224	43,195	43,195	43,195	0	0	43,195	0
Interfund Transfer		24,126								
TOTAL PARK ADMINISTRATION		65,850								

EMPLOYEE BENEFITS

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
D9010.628 State Retirement	1,852.00	2,070	2,070	1,862	1,862	1,862				
D9020.620 Medicare	7,775.99	8,201	8,201	8,542	8,542	8,542				
D9030.630 Social Security	33,249.22	35,064	35,064	36,524	36,524	36,524				
D9040.633 Workers Comp.	9,066.00	10,235	10,235	11,375	11,375	11,375				
D9050.636 Unemploymt. Ins.	0.00	1,495	1,495	1,702	1,702	1,702				
D9060.650 Hosp. & Med. Ins.	79,282.63	91,312	91,312	96,923	96,923	96,923				
D9080.680 Disability	0.00	3,289	3,289	3,588	3,588	3,588				
TOTAL	131,225.84	151,666	151,666	160,516	160,516	160,516				

TRANSFERS

D9901.555 Park Trans. to Gen. Fund	0.00	0	0	18,005	18,005	18,005				
D9901.556 Trans. to Debt Service	8,618.13	24,126	24,126	0	0	0				
TOTAL	8,618.13	24,126	24,126	18,005	18,005	18,005		18,005	18,005	0

**TOTAL COUNTY ROAD FUND	2,132,981.35	2,130,129	2,131,629	2,262,226	2,261,176	2,261,176	0	2,261,176	786,700	1,474,476
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HIGHWAY-MACHINERY FUND

MAINTENANCE

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
DM5130.100 Personal Serv.	63,447.78	65,000	65,000	68,910	68,910	68,910				
.101 Overtime	220.55	200	200	300	300	300				
Total Personal Serv.	63,668.33	65,200	65,200	69,210	69,210	69,210				
DM5130.200 Equipment										
.240 Hwy. & St. Equip.	206,175.92	202,000	202,000	201,900	99,900	99,900				
.250 Other Equipment	4,550.00	10,000	10,000	0	0	0				
.251 Safety Equipment	3,584.07	3,000	3,000	4,500	4,500	4,500				
Total Equipment	214,309.99	215,000	215,000	206,400	104,400	104,400				
DM5130.400 Contractual										
.413 Gasoline	11,959.10	15,000	15,000	10,000	10,000	10,000				
.414 Tires & Batteries				16,000	16,000	16,000				
.415 Uniforms/Cleaning Allowance				5,225	5,225	5,225				
.418 Other Contractual	64,388.92	50,000	50,775	8,500	8,500	8,500				
.421 Telephone	5,719.16	5,800	5,800	5,000	5,000	5,000				
.422 Niagara Mohawk	11,097.98	13,000	13,000	12,000	12,000	12,000				
.423 Water	377.85	500	500	400	400	400				
.427 NYS Elec. & Gas	7,281.54	12,000	12,000	12,000	12,000	12,000				
.429 Cleaning Supplies				7,700	7,700	7,700				
.431 Insurance	2,785.13	2,755	2,755	1,980	1,980	1,980				
.432 Misc. Contract (C.I.D.)				1,400	1,400	1,400				
.433 Legal Notices				250	250	250				
.441 Printing	153.81	500	500	0	0	0				
.442 Rental of Equip.				1,000	1,000	1,000				
.444 Repairs to Equip & Property				13,500	13,500	13,500				
.445 Repairs to Bldgs & Grounds				5,000	5,000	5,000				
.446 Repairs to Auto Equip.	16,442.40	12,000	12,000	54,500	54,500	54,500				
.448 Filters & Parts	41,236.78	50,000	50,975	0	0	0				
.449 Fuel Oil	26,611.84	25,000	25,000	27,000	27,000	27,000				
.463 Travel - out County	186.17	25	25	25	25	25				
.489 Hosp. Supplies & Medicine				325	325	325				
Total Contractual	188,240.68	186,580	188,330	181,805	181,805	181,805				
TOTAL	466,219.00	466,780	468,530	457,415	355,415	355,415	0	355,415	301,000	54,415

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
FUEL FARM										
DM5140.100 Personal Serv.	10,268.12	14,400	14,400	14,500	14,500	14,500				
.101 Overtime	202.50	200	200	200	200	200				
Total Personal Serv.	10,470.62	14,600	14,600	14,700	14,700	14,700				
DM5140.200 Equipment										
.210 Furn. & Furnish.	0.00	0	0	700	1,400	1,400				
.220 Office Equipment	0.00	9,200	9,200	0	0	0				
.250 Other Equipment	143.04	20,000	20,000	0	0	0				
.251 Safety Equipment	5,489.00	0	0	0	0	0				
Total Equipment	5,632.04	29,200	29,200	700	1,400	1,400				
DM5140.400 Contractual										
.411 Office Supplies	222.43	500	500	500	500	500				
.413 Gasoline	112,687.19	150,000	150,000	125,000	125,000	125,000				
.418 Other Contractual	24,196.92	5,000	5,000	600	600	600				
.429 Cleaning Supplies				150	150	150				
.431 Insurance	1,978.09	2,040	2,040	1,465	1,465	1,465				
.442 Equipment Rental	175.00	0	0	0	0	0				
.444 Repairs to Equip & Property				1,500	1,500	1,500				
.447 Misc. Equip. Contracts				2,650	2,650	2,650				
.448 Filters & Parts	1,577.80	1,500	1,500	0	0	0				
.449 Fuel Oil	96,349.61	125,000	125,000	100,000	100,000	100,000				
.450 Central Equip Repair				350	350	350				
.461 Postage	168.25	100	100	150	150	150				
.482 Engineering Services				1,500	1,500	1,500				
Total Contractual	237,355.29	284,140	284,140	233,865	233,865	233,865				
TOTAL	253,457.95	327,940	327,940	249,265	249,965	249,965				
DM1990.435 CONTINGENT FUND	0.00	29,060	29,060	41,735	8,349	8,349				
TRANSFERS										
DM9901.556 Trans. to Debt Service	0.00	0	0	0	32,686	32,686				
TOTAL	0.00	0	0	0	32,686	32,686				
TOTAL FUEL FARM		357,000	357,000	291,000	291,000	291,000		291,000	291,000	0
EMPLOYEE BENEFITS										
DM9010.628 State Retirement	244.00	388	388	249	249	249				
DM9020.620 Medicare	1075.04	1,029	1,029	1,078	1,078	1,078				
DM9030.630 Social Security	4,596.21	4,399	4,399	4,611	4,611	4,611				
DM9040.633 Workers Comp.	1,133.25	1,335	1,335	1,452	1,452	1,452				
DM9050.636 Unemploymt. Ins.	0.00	195	195	222	222	222				
DM9060.650 Hosp. & Med. Ins	7,066.03	7,934	7,934	8,644	8,644	8,644				
DM9080.680 Disability	0.00	429	429	468	468	468				
TOTAL	14,114.53	15,709	15,709	16,724	16,724	16,724	0	16,724	0	16,724
**TOTAL MACHINERY FUND	733,791.48	839,489	841,239	765,139	663,139	663,139	0	663,139	592,000	71,139

	EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
SELF INSURANCE FUND										
ADMINISTRATION										
S1710.100 Personal Serv.	31,912.00	35,406	35,406	38,205	38,205	38,205				
Total Personal Serv.	31,912.00	35,406	35,406	38,205	38,205	38,205				
S1710.400 Contractual										
.411 Office Supplies	373.35	800	800	775	775	775				
.416 Hosp./Medical/Misc.				5,000	5,000	5,000				
.418 Other Contractual	71,646.56	76,090	76,090	175	175	175				
.419 M. L. R.	3,201.32	3,467	3,467	3,310	3,310	3,310				
.421 Telephone	351.92	550	550	550	550	550				
.431 Insurance	2,731.74	2,815	2,815	2,815	2,815	2,815				
.441 Printing	290.45	800	800	450	450	450				
.447 Misc Equip. Contracts				369	369	369				
.450 Central Equip. Repair				150	150	150				
.452 Personal Serv. Contracts				11,000	11,000	11,000				
.456 Data Processing				4,500	4,500	4,500				
.458 Books, Periodicals				125	125	125				
.460 Training & Education				1,500	1,500	1,500				
.461 Postage	891.35	1,200	1,200	1,200	1,200	1,200				
.462 Travel	1,202.89	1,800	1,800	1,800	1,800	1,800				
.464 Subscriptions, Newspapers				75	75	75				
.481 Professional Dues	55.00	55	55	55	55	55				
.491 NYS Assessments				68,000	68,000	68,000				
Total Contractual	80,744.58	87,577	87,577	101,849	101,849	101,849				
TOTAL	112,656.58	122,983	122,983	140,054	140,054	140,054				
RECIPIENTS BENEFITS										
S1720.416 Med/Hosp/Misc.	125,903.75	160,000	160,000	168,000	168,000	168,000				
S1720.428 Comp. Payments	192,199.09	220,000	220,000	245,000	245,000	245,000				
TOTAL	318,102.84	380,000	380,000	413,000	413,000	413,000				
EMPLOYEE BENEFITS										
S9010.628 State Retirement	39.00	60	60	64	64	64				
S9020.620 Medicare	0.00	514	514	554	554	554				
S9030.630 Social Security	2,441.28	2,196	2,196	2,369	2,369	2,369				
S9040.633 Workers Comp.	472.00	557	557	613	613	613				
S9050.636 Unemploymt. Ins.	0.00	82	82	82	82	82				
S9060.650 Health Ins.	858.65	4,620	4,620	4,232	4,232	4,232				
S9070.670 Blue Menu	0.00	816	816	876	876	876				
S9080.680 Disability	0.00	143	143	143	143	143				
TOTAL	3,810.93	8,988	8,988	8,933	8,933	8,933				
**TOTAL SELF INSURANCE FUND	434,570.35	511,971	511,971	561,987	561,987	561,987	0	561,987	561,987	0

EXPENDED 1992	BUDGET ADOPTED 1993	BUDGET ADJUSTED 6/30/93	DEPT. REQUEST 1994	COMM. RECOMM.	ADOPTED 1994	PLUS EMPLOYEE BENEFITS	TOTAL APPROP. W/BENEFITS	LESS REVENUES	NET COUNTY COST
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DEBT SERVICE FUND

(LONG TERM DEBT)

V1380.418 Fiscal & Paying

Agent Fees

V9710.601 Serial Bds.-Princ

V9710.701 Serial Bds.-Int.

****TOTAL DEBT SERVICE**

1,732.98	2,000	2,000	2,000	2,000	2,000				
305,000.00	330,000	330,000	330,000	365,000	365,000				
293,750.00	288,995	288,995	274,510	283,288	283,288				
600,482.98	620,995	620,995	606,510	650,288	650,288	0	650,288	126,086	524,202

*******GRAND TOTAL-ALL FUNDS**

ALL APPROPRIATIONS

31,119,251.26	32,584,702	32,841,170	36,180,264	34,995,522	35,171,000	1,687,223	36,858,223	20,331,211	16,527,012
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LESS INTERFUND TRANSFERS

Gen. Fund to Cap. Res. Bldgs.

Road Fund to Debt Serv- Park

Road Fund to Debt Service

Road Fund to General Fund

Machine Fund to Debt Serv.

Solid Waste to Gen. Fund

****TOTAL TRANSFERS**

(21,100.00)									
(8,618.13)									
0.00	(24,126)	(24,126)	0	0	0				
0.00	0	0	(18,005)	(18,005)	(18,005)				
0.00	0	0	0	(32,686)	(32,686)				
0.00	0	0	0	(12,000)	(12,000)				
(29,718.13)	(24,126)	(24,126)	(18,005)	(62,691)	(62,691)		(62,691)	0	(62,691)

*******GRAND TOTAL-ALL FUNDS**

ALL APPROPRIATIONS

EXCLUDING INTERFUND

31,089,533.13	32,560,576	32,817,044	36,162,259	34,932,831	35,108,309	1,687,223	36,795,532	20,331,211	16,464,321
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Less Employee Benefits

1,687,223

1,687,223

35,108,309

14,777,098

COUNTY NURSING HOME ENTERPRISE FUND

BUDGET FOR 1994

	ADOPTED 1993	REQUESTED 1994	COMMITTEE RECOMMENDATION	ADOPTED 1994
REVENUES				
EH 1801 Medicaid	3,735,933	3,733,402	3,733,402	3,733,402
EH 1830 Private Pay	564,774	652,500	652,500	652,500
EH 1870 Medicare	79,331	94,000	94,000	94,000
EH 1880 Meals	10,000	2,600	2,600	2,600
EH 2401 Interest Earned	2,500	2,000	2,000	2,000
EH 2410 M. L. R.	35,038	35,284	35,284	35,284
EH 2770 Energy Grant	23,000	0	0	0
Less Recoupment	(20,000)	(40,000)	(40,000)	(40,000)
TOTAL REVENUES	4,430,576	4,479,786	4,479,786	4,479,786
APPROPRIATIONS				
ADMINISTRATION				
EH 6030.100 Personal Serv.	2,278,347	2,384,016	2,384,016	2,384,016
EH 6030.101 Overtime	170,000	140,290	140,290	140,290
EH 6030.200 Equipment	58,035	56,000	56,000	56,000
EH 6030.400 Contractual	1,276,502	1,198,425	1,198,425	1,198,425
EMPLOYEE BENEFITS				
EH 9010.628 State Retirement	7,551	31,318	31,318	31,318
EH 9020.620 Medicare	35,719	36,602	36,602	36,602
EH 9030.630 Social Security	152,728	156,507	156,507	156,507
EH 9040.633 Workers Compensation	76,540	102,564	102,564	102,564
EH 9050.636 Unemployment Insurance	11,180	12,432	12,432	12,432
EH 9060.650 Hospital & Medical Ins.	280,428	278,100	278,100	278,100
EH 9070.670 Blue Menu/Management	0	0	0	0
EH 9080.680 Disability	16,302	20,904	20,904	20,904
DEBT SERVICE				
EH 9710.601 Serial Bonds-Principal	40,000	40,000	40,000	40,000
EH 9710.701 Serial Bonds-Interest	22,360	18,920	18,920	18,920
EH 9770.701 Revenue Antic. Note-Int.	4,884	3,708	3,708	3,708
TOTAL APPROPRIATIONS	4,430,576	4,479,786	4,479,786	4,479,786

LONG TERM DEBT

	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT
Serial Bond - Roof	10/1/82	2/1/98	8.60%	240,000

SHORT TERM DEBT

RAN	01/14/93	01/14/94	3.09%	120,000
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SCHEDULE II

ESTIMATED REVENUES OTHER THAN REAL ESTATE TAXES - ALL FUNDS 1994

	ACTUAL 1992	ADOPTED 1993	DEPT. PROJECTION 1994	BUDGET COMMITTEE ESTIMATE	ADOPTED 1994
<u>REAL PROPERTY TAXES</u>					
A1001 Real Property Taxes	5,302,275.87	0	0	0	0
TOTAL REAL PROPERTY TAXES	5,302,275.87	0	0	0	0
<u>REAL PROPERTY TAX ITEMS</u>					
A1002 Watershed Protection District	17,264.00	17,167	13,425	13,425	13,425
A1051 Gain from Sale of Tax Acquired Prop.	79,694.44	35,000	40,000	40,000	40,000
A1081 Payment in Lieu of Taxes	85,072.53	79,553	54,000	54,000	54,000
A1090 Interest & Penalties on Real Prop. Taxes	508,900.68	470,000	485,000	515,000	515,000
TOTAL REAL PROPERTY TAX ITEMS	690,931.65	601,720	592,425	622,425	622,425
<u>NON PROPERTY TAXES</u>					
A1110 Sales Tax - County Share	4,739,501.76	5,348,733	6,248,733	6,448,733	6,468,158
A1115 To Reduce Tax Levy-Towns	314,245.82	0	0	0	0
TOTAL NON PROPERTY TAXES	5,053,747.58	5,348,733	6,248,733	6,448,733	6,468,158
<u>DEPARTMENTAL INCOME</u>					
A1140 Emergency Telephone System Surcharge	54,828.25	26,000	64,800	64,800	64,800
A1210 Probation Fees	1,455.14	2,000	2,000	2,000	2,000
A1211 Probation Supervision Fees	1,782	7,500	6,000	11,500	11,500
A1230 Treasurer's Fees	52,294.98	35,000	20,000	20,000	20,000
A1235 Charges for Tax Advertising Expenses	4,347.00	6,000	6,000	6,000	6,000
A1250 Tax Map Fees	8,844.74	5,500	8,000	8,000	8,000
A1255 County Clerk Fees	291,106.05	277,000	316,000	316,000	316,000
A1260 Civil Service Exam Fees	1,000.00	1,000	1,500	1,500	1,500
A1262 Auction Revenue	0		7,500	7,500	7,500
A1265 County Attorney Fees	83,499.96	85,807	85,807	85,807	85,807
A1270 Shared Services (Buildings & Grounds)	287,151.84	287,897	288,712	288,712	288,712
A1271 Shared Services (Equipment Repair)	10,455.00	0	0	0	0
A1275 Shared Services (Data Processing)	27,681.00	34,327	31,750	31,750	31,750
A1510 Sheriff Fees	35,075.40	40,000	40,000	40,000	40,000
A1515 Alternative to Incarceration (1% Fee)	710	0	0	0	0
A1550 Dog Control Fees	8,032.14	11,800	8,900	8,900	8,900
A1580 Restitution	51	0	0	0	0
A1601 Public Health - Miscellaneous	3,798.80	1,000	1,000	1,000	1,000
A1602 Public Health - Medicare	376,740.60	400,000	400,000	400,000	400,000
A1603 Public Health - Medicaid	106,619.47	130,000	90,000	90,000	90,000
A1604 Public Health - Self Pay	1,041.00	2,000	1,000	1,000	1,000
A1605 Public Health - Other Insurance	68,398.94	60,000	100,000	100,000	100,000
A1606 Public Health - PHC Program	1,964.46	2,000	3,000	3,000	3,000
A1607 Public Health - Environmental Health	42,395.00	40,000	45,000	45,000	45,000
A1620 Mental Health & CSS Fees	653,231.27	653,662	790,633	790,633	790,633
A1801 Medical Assistance	145,388.75	90,000	90,000	90,000	90,000
A1809 Aid to Dependent Children	403,978.67	375,000	410,000	410,000	410,000
A1811 Child Support - Incentive Earnings	51,115.00	53,750	53,750	53,750	53,750
A1819 Child Care	38,793.94	30,000	40,000	40,000	40,000
A1823 Juvenile Delinquent	9,722.79	10,000	10,000	10,000	10,000

	ACTUAL 1992	ADOPTED 1993	DEPT. PROJECTION 1994	BUDGET COMMITTEE ESTIMATE	ADOPTED 1994
<u>DEPARTMENTAL INCOME (CONT)</u>					
A1840 Home Relief	97,262.00	100,000	100,000	100,000	100,000
A1962 Sealer of Weights & Measures			7,500	7,500	7,500
A1972 Programs for the Aging	26,664.50	32,300	31,714	31,714	31,714
A1973 Lifeline - Office for the Aging	39,435.46	39,532	40,549	40,549	40,549
A2000 Tourism	0.00	4,400	0	0	0
A2070 Contributions - Private Agencies - Youth	0.00	0	10,000	10,000	10,000
TOTAL DEPARTMENTAL INCOME	2,934,865.02	2,843,475	3,111,115	3,116,615	3,116,615
<u>INTERGOVERNMENTAL CHARGES</u>					
A2189 Other - Home & Comm. Services(Planning)	10,342		7,000	0	0
A2210 Tax & Assessment Services	21,402.86	0	0	0	0
A2215 Election Services	668.70	3,400	100	100	100
A2260 Police Services	66,359.53	64,749	90,682	90,682	90,682
A2264 Jail Facilities	239,210.05	180,000	250,000	250,000	250,000
A2268 Dog Control Services	28,148.81	32,000	29,000	31,000	31,000
TOTAL INTERGOVERNMENTAL CHARGES	366,131.95	280,149	376,782	371,782	371,782
<u>USE OF MONEY AND PROPERTY</u>					
A2401 Interest & Earnings	227,004.10	185,000	130,000	130,000	130,000
A2402 Interest Reserve	1,195.60	0	0	0	0
A2410 Rental of Real Property	6,352.00	4,500	4,800	4,800	4,800
A2414 Equipment Rental - Private	899.50	1,680	2,400	2,400	2,400
A2450 Commissions	10,144.96	10,000	15,000	15,000	15,000
TOTAL USE OF MONEY AND PROPERTY	245,596.16	201,180	152,200	152,200	152,200
<u>PERMITS - FINES & FORFEITURES</u>					
A2590 Permits (Pistol)	2,140.00	1,500	1,800	1,800	1,800
A2610 Fines & Forfeited Bail	1,270.00	1,000	100	3,100	3,100
A2615 Stop DWI Program	77,404.10	92,457	97,314	97,314	97,314
A2620 Forfeiture of Deposit	1,000		0	0	0
A2625 Forfeiture of Crime Proceeds	1,700		0	0	0
TOTAL PERMITS - FINES & FORFEITURES	83,514.10	94,957	99,214	102,214	102,214
<u>SALE OF PROPERTY & COMPENSATION FOR LOSS</u>					
A2655 Minor Sales	73.25	60	60	60	60
A2660 Sales of Real Property	100.00	0	0	0	0
A2665 Sale of Equipment	4,248.01	1,500	1,500	1,500	1,500
A2680 Insurance Recoveries	12,534.42	10,000	10,000	10,000	10,000
A2690 Other Compensation for Loss	25.00	25	25	25	25
TOTAL SALE OF PROPERTY & COMP. FOR LOSS	16,980.68	11,585	11,585	11,585	11,585

	ACTUAL 1992	ADOPTED 1993	DEPT. PROJECTION 1994	BUDGET COMMITTEE ESTIMATE	ADOPTED 1994
MISCELLANEOUS					
A2701 Refund Prior Years	192,305.55	66,800	75,000	75,000	75,000
A2720 OTB Distribution of Earnings	60,292.00	65,000	65,000	65,000	65,000
A2770 Other Miscellaneous	2,181.00	10,000	2,000	2,000	22,000
TOTAL MISCELLANEOUS	254,778.55	141,800	142,000	142,000	162,000
STATE AID					
A3021 NYS Court House Maintenance	9,834.75	9,926	16,773	16,773	16,773
A3040 Real Property - Administrative Training	0.00	500	600	600	600
A3060 Records Management	13,379.00	0	0	0	0
A3089 Assigned Counsel & Correctional Prosecut.	(99.06)	25,000	38,500	14,500	14,500
A3090 Insurance Reimbursement-Court Employees	4,014.90	0	4,000	4,000	4,000
A3264 NYS Lunch Program	894.30	1,000	1,000	1,000	1,000
A3277 Education-Handicapped Children	823,030.97	1,075,216	1,000,000	925,000	925,000
A3305 Civil Defense	0.00	0	0	0	0
A3310 Probation Services	161,775.85	167,803	162,644	162,644	162,644
A3311 Alternative to Incarceration	29,603.80	21,466	21,466	21,466	21,466
A3312 Probation - Domestic Violence	31,352.62	0	0	0	0
A3315 Navigation Law Enforcement	19,103.37	33,125	33,125	33,125	33,125
A3326 Crime Victims	9,472.00	12,788	0	0	0
A3330 Security Costs - Court Reform	29,636.04	35,790	59,653	59,653	59,653
A3350 Sheriff Grant - Radio Comm.	0	0	0	0	0
A3389 Civil Defense - Kodak Settlement	10,000	0	0	0	0
A3401 Public Health	343,389.89	327,000	375,000	350,500	350,500
A3425 Laboratories	(0.24)	0	0	0	0
A3442 Rabies	0.00	0	0	23,000	23,000
A3446 Handicapped Children	38,702.31	15,000	15,000	15,000	15,000
A3472 Special Health Program - LEAD	13,926	15,000	40,000	40,000	40,000
A3482 Adult Polio & TB Inpatient	0.00	400	400	400	400
A3484 Drug Abuse	116,981.79	231,416	273,654	273,654	273,654
A3486 Alcohol Abuse	109,147.00	95,111	105,997	118,500	118,500
A3490 Mental Health	817,851.00	974,210	904,016	912,897	912,897
A3594 Mass Transportation	63.74	0	0	0	0
A3601 Medical Assistance	87,971.00	83,948	69,438	69,438	69,438
A3602 Long Term Care	126,297.00	55,000	75,000	75,000	75,000
A3609 Aid to Dependent Children	926,362.00	963,046	1,025,106	1,025,106	1,025,106
A3610 Social Services Administration	1,074,014.71	923,333	1,143,245	1,143,788	1,143,788
A3611 Food Stamps	114,085.00	117,310	127,463	127,463	127,463
A3619 Child Care	174,594.00	187,358	213,833	213,833	213,833
A3623 Juvenile Delinquent	36,857.26	80,000	80,000	80,000	80,000
A3635 JOBS	10,121.00	10,212	21,701	21,701	21,701
A3640 Home Relief	333,363.00	433,343	400,000	400,000	400,000
A3642 Emergency Aid - Adults	1,430.00	2,250	3,650	3,650	3,650
A3648 Burials	14,465.00	16,800	12,600	12,600	12,600
A3710 Veteran's Aid	5,050.00	3,250	3,250	3,250	3,250
A3715 Tourism - I LOVE NY	27,024.00	26,315	26,320	25,714	25,714
A3772 Programs for the Aging	279,144.50	321,178	256,744	256,744	256,744
A3820 Youth Programs	81,130.17	69,009	87,834	87,834	87,834
A3830 Youth Board	15,227.34	19,654	22,762	22,762	22,762
A3910 Environmental Control	971.24	0	0	0	0
A3989 Weights & Measures	834	2,050	2,050	2,182	2,182
TOTAL STATE AID	5,891,000.79	6,354,807	6,622,824	6,543,777	6,543,777

	ACTUAL	ADOPTED	DEPT. PROJECTION	COMMITTEE RECOMM.	ADOPTED
	1992	1993	1994		1994
<u>FEDERAL AID</u>					
A4089 Adm. of Rent Subsidy	109,975.00	103,455	102,905	110,132	110,132
A4090 ADA Grant				27,750	27,750
A4264 Federal Lunch Program	13,934.84	13,000	13,000	13,000	13,000
A4305 Emergency Management	22,123.00	14,000	14,000	14,000	14,000
A4325 DCJS-Narcotics Enforcement Surveillance	1,989	0	0	0	0
A4401 Public Health - IHAP & Case Management	60,931.00	74,800	77,800	77,800	77,800
A4446 MA Reimbursement - PHC	53,239		0	0	0
A4601 Medical Assistance	422,818.00	153,437	400,000	400,000	400,000
A4609 Aid to Dependent Children	1,483,472.00	1,788,350	1,660,582	1,660,582	1,660,582
A4610 Social Services Administration	1,119,360.00	899,057	1,235,457	1,216,856	1,216,856
A4611 Food Stamp Program	126,772.00	137,425	139,641	139,641	139,641
A4619 Child Care	99,797.00	161,000	157,500	157,500	157,500
A4635 JOBS	19,082.00	19,580	41,608	41,608	41,608
A4641 HEAP - Fuel Aid Program	503,782.00	400,000	400,000	400,000	400,000
A4772 Programs for the Aging	243,846.79	174,278	246,612	246,612	246,612
TOTAL FEDERAL AID	4,281,121.59	3,938,382	4,489,105	4,505,481	4,505,481
<u>TRANSFERS</u>					
A5031 Trans. from Solid Waste	0	0	4,000	12,000	12,000
A5031 Transfer from Road Fund (Park)	0.00	0	0	18,005	18,005
A5031 Transfer from Capital Reserve	48,537.05	0	0	0	0
A5060 Other Financing Sources-Retirement Credit	27,343.00	0	0	0	0
**TOTAL GENERAL FUND	25,196,823.99	19,816,788	21,849,983	22,046,817	22,086,242
<u>SPECIAL GRANT FUND</u>					
CD2070 JTPA - County Programs	61,633.11	59,616	117,470	117,470	117,470
CD2401 Interest Earned	2,452.94	0	0	0	0
CD3790 NYS Monies	9,017.00	8,934	13,377	13,377	13,377
CD4790 Federal Aid	660,803.14	687,024	542,543	542,543	542,543
CD5060 Other Financing Sources-Retirement Credit	608	0	0	0	0
**TOTAL SPECIAL GRANT FUND	734,514.19	755,574	673,390	673,390	673,390
<u>SOLID WASTE FUND</u>					
CL1090 Interest & Penalties	17,147.47	0	17,147	17,147	17,147
CL1289 Administration Fees	23,556.25	23,896	24,500	24,500	25,960
CL2130 Solid Waste/Recycling Fees	2,035,886.00	2,171,112	2,185,687	2,185,687	2,320,280
CL2401 Interest Earned	33,767.37	0	33,767	33,767	33,767
CL2590 Permits	200.00		700	700	700
CL2701 Refund Prior Years	0.00		0	0	0
CL3989 NYS Grant	12,210.04	0	0	0	0
CL5031 Transfer from Capital Reserve	17,536.00	0	0	0	0
**TOTAL SOLID WASTE FUND	2,140,303.13	2,195,008	2,261,801	2,261,801	2,397,854
<u>COUNTY ROAD FUND</u>					
D1001 Real Property Taxes	1,253,592.00	0	0	0	0
D2025 Special Recreational Facility Charges	61,632.00	65,850	61,200	61,200	61,200
D2300 Serv. to Other Gov'ts.- Village of Albion	8,000		0	0	0
D2401 Interest Earned	20,181.70	15,000	15,000	15,000	15,000
D2650 Sale of Scrap	221.00	500	500	500	500
D2655 Minor Sales	10,204.93	7,500	10,000	10,000	10,000
D2701 Refund Prior Years	487.07	0	0	0	0
D3501 Consolidated Highway Aid	647,247.00	600,000	700,000	700,000	700,000

	ACTUAL 1992	ADOPTED 1993	DEPT. PROJECTION 1994	BUDGET COMMITTEE ESTIMATE	ADOPTED 1994
<u>MACHINERY FUND</u>					
DM1270 Shared Service Charge	73,316.25	82,000	66,000	66,000	66,000
DM2300 Service to Other Governments	11,669.13	10,000	10,000	10,000	10,000
DM2333 Other Governments - Fuel Farm	215,913.75	275,000	225,000	225,000	225,000
DM2401 Interest Earned	15,656.20	15,000	15,000	15,000	15,000
DM2650 Sale of Scrap	284.95	500	500	500	500
DM2655 Minor Sales	21.00	0	4,000	4,000	4,000
DM2665 Sale of Equipment	5,000.00	5,000	5,000	5,000	5,000
DM2680 Insurance Recoveries	1,746.73	0	0	0	0
DM2822 Revenue from County Road	271,288.09	314,200	266,500	266,500	266,500
DM5060 Other Financing Sources-Retirement Credit	243.00	0	0	0	0
**TOTAL MACHINERY FUND	595,139.10	701,700	592,000	592,000	592,000
<u>SELF INSURANCE FUND</u>					
S2222 Assessments	453,139.00	511,971	561,987	561,987	561,987
S2402 Interest Reserve	24,904.38	0	0	0	0
S2701 Refund Prior Years	32,334.27	0	0	0	0
**TOTAL SELF INSURANCE FUND	510,377.65	511,971	561,987	561,987	561,987
<u>DEBT SERVICE FUND (LONG TERM)</u>					
V1001 Real Property Taxes	414,205.00	0	0	0	0
V2401 Interest Earned	45,015.79	30,000	31,000	31,000	31,000
V2801 Revenue from Mental Health Dept.	62,400.00	62,400	62,400	62,400	62,400
V5050 Transfer from Machinery Fund-Fuel Farm	8,618.13	0	0	32,686	32,686
V5050 Transfer from Road Fund-Marine Park	0.00	24,126	18,005	0	0
**TOTAL DEBT SERVICE FUND	530,238.92	116,526	111,405	126,086	126,086
***GRAND TOTAL REVENUES - ALL FUNDS	31,710,805.68	24,786,417	26,837,266	27,048,781	27,224,259
<u>LESS: INTERFUND TRANSFERS</u>					
General Fund from Solid Waste	0.00	0	0	(12,000)	(12,000)
Debt Service Fund from Machinery Fund (Fuel Farm)	(8,618.13)	0	0	(32,686)	(32,686)
Debt Service Fund from Road Fund (Park)	0.00	(24,126)	(18,005)	(18,005)	(18,005)
**TOTAL INTERFUND TRANSFERS	(8,618.13)	(24,126)	(18,005)	(62,691)	(62,691)
***GRAND TOTAL REVENUES-LESS INTERFUND TRANSFERS	31,702,187.55	24,762,291	26,819,261	26,986,090	27,161,568

SALES TAX BREAKDOWN FOR THE YEAR 1992

TOTAL AMOUNT RECEIVED

6,198,178.15

Distribution:

COUNTY

4,577,114.15

SCHOOL DISTRICTS

CASH

Albion	100,569.93
Barker	2,062.18
Brockport	1,976.21
Holley	53,614.37
Kendall	35,012.71
Lyndonville	36,988.91
Medina	93,524.45
Oakfield-Alabama	601.43
Royalton-Hartland	42.81

324,393.00

VILLAGES

Albion	185,638.81
Holley	50,565.19
Medina	166,897.45
Lyndonville	21,757.10

424,858.55

TOWNS

TAX LEVY CREDIT

Albion	92,037.93	0.00
Barre	0.00	64,846.52
Carlton	0.00	87,019.59
Clarendon	0.00	83,816.80
Gaines	0.00	69,468.02
Kendall	85,800.72	0.00
Murray	0.00	101,923.32
Ridgeway	136,234.77	0.00
Shelby	0.00	95,049.52
Yates	0.00	55,615.26

314,073.42

557,739.03

871,812.45

**STATEMENT OF LONG TERM DEBT
AS OF 12/93**

<u>TYPE</u>	<u>ISSUE DATE</u>	<u>MATURITY DATE</u>	<u>INTEREST RATE</u>	<u>OUTSTANDING DEBT</u>	<u>PRINCIPAL</u>	<u>DUE 1994</u> <u>INTEREST</u>
SERIAL BONDS:						
Office Complex	10/01/82	02/01/98	8.60%	440,000	80,000	34,400
County Marine Park	09/15/88	09/15/02	6.90%	349,000	35,000	24,081
Mental Health Building	09/15/88	09/15/03	6.90%	486,000	50,000	33,534
County Buildings - Reconstruction	09/15/88	09/15/98	6.90%	75,000	15,000	5,175
County Bridges	11/15/89	09/15/08	6.50%	2,350,000	125,000	152,750
County Jail Reconstruction	11/01/92	11/01/02	5.20%	245,000	25,000	12,740
Fuel Farm	09/15/93	09/15/08	4.375%	320,000	18,000	14,686
Pole Barn	09/15/93	09/15/98	4.375%	25,000	5,000	1,094
Telephone Comm. System	09/15/93	09/15/03	4.375%	110,000	12,000	4,828
TOTALS				4,400,000	365,000	283,288

**STATEMENT OF SHORT TERM DEBT
AS OF 12/93**

BANS:						
Radio Comm. System	05/27/93	05/27/94	2.50%	1,665,000	200,000	41,054
				(Co. share 1,129,097)		(Co. share 27,840)
RANS:						
General Fund-Cash Flow	04/29/93	04/29/94	2.58%	975,000	975,000	24,742
TOTALS				2,640,000	1,175,000	65,796

Notes

**County Equalization
Table - 1994**

Apportionment of 1994 County Tax Levy Using NYS Equalization Rates

Town	Taxable Value	Equal. Rate	Full Valuation	Rate	Amt. of 1994 Tax Levy
Albion	\$121,240,347.00	0.8815	\$137,538,680.66	0.12597697	\$947,944.10
Barre	\$54,382,887.00	0.7785	\$69,855,988.44	0.06398379	\$481,461.45
Carlton	\$123,970,011.00	0.9864	\$125,679,248.78	0.11511446	\$866,206.52
Clarendon	\$81,397,854.00	1.0078	\$80,767,864.66	0.07397840	\$556,668.28
Gaines	\$60,428,944.00	0.8651	\$69,851,975.49	0.06398011	\$481,433.79
Kendall	\$94,684,498.00	0.9344	\$101,331,868.58	0.09281376	\$698,399.51
Murray	\$119,062,912.00	0.8659	\$137,501,919.39	0.12594330	\$947,690.73
Ridgeway	\$160,595,463.00	0.8947	\$179,496,437.91	0.16440770	\$1,237,125.36
Shelby	\$113,010,411.00	1.0153	\$111,307,407.66	0.10195074	\$767,152.92
Yates	\$70,906,398.00	0.9039	\$78,444,958.51	0.07185076	\$540,658.35
	\$999,679,725.00		\$1,091,776,350.09	1.00000000	\$7,524,741.00

1994 SALES TAX APPORTIONED TO TOWNS

Town	Sales Tax Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$253,409.54	63.66%	\$161,322.45	\$92,087.09
Barre	\$64,855.24			\$64,855.24
Carlton	\$87,010.76			\$87,010.76
Clarendon	\$83,819.12			\$83,819.12
Gaines	\$93,734.88	25.49%	\$23,896.19	\$69,838.69
Kendall	\$85,802.27			\$85,802.27
Murray	\$152,485.74	32.59%	\$49,688.07	\$102,797.67
Ridgeway	\$227,473.63	48.02%	\$109,224.10	\$118,249.53
Shelby	\$170,705.93	43.30%	\$73,922.42	\$96,783.51
Yates	\$77,373.89	28.52%	\$22,068.95	\$55,304.94
Totals	\$1,296,671.00		\$440,122.19	\$856,548.81

I. ABSTRACT OF TAX ROLLS
Assessments, Tax Rates and Tax Levies

Collector	Albion Nancy Miles	Barre Janice Grabowski	Carlton Patricia Rush	Clarendon Susan Klatt	Gaines Margaret F. Miles	Kendall Virginia Dewhurst	Murray Jennifer Piedmonte	Ridgeway June Stalker	Shelby Mildred Green	Yates Lawrence Brown
County General Fund - Outside										
Assessment	42,758,136	53,114,799	120,801,429	79,850,098	43,569,878	91,772,825	77,927,254	80,804,384	62,003,825	49,775,803
Tax rate per 1000	8.825336	9.593350	7.198180	7.009061	8.195637	8.895018	8.220658	7.894952	7.039408	7.820187
Taxes Levied	253,399.03	482,091.47	869,650.42	558,314.26	357,903.27	814,419.86	640,836.46	646,027.20	436,470.12	380,254.89
County General Fund - Inside										
Assessment	76,050,130				15,264,010		37,666,762.00	74,410,240	47,340,899	10,723,771
Tax rate per 1000	8.055042				8.181454		7.985827	7.532513	7.790517	
Taxes Levied	608,282.42				124,881.80		309,304.58	564,301.80	332,923.30	163,776.72
General Levy For Town Tax										
Assessment	118,618,506	53,420,881	123,819,356	80,742,089	60,167,107	92,871,253	116,594,016	156,460,808	110,169,800	65,875,093
Tax rate per 1000	1.174361	1.006181	0.771998	2.370423	2.871584	2.865582	2.004236	1.335499	1.689930	4.317275
Taxes Levied	139,901.00	53,750.00	96,353.00	191,395.00	154,725.00	247,658.00	231,877.88	208,853.00	186,213.00	301,670.00
General Levy For Highways Townwide										
Assessment	118,618,506	53,420,881	123,819,356	80,742,089	60,167,107	92,871,253	116,594,016	156,460,808	110,169,800	65,875,093
Tax rate per 1000	1.189474	8.706534	1.856369	2.489787	0.975815	1.411093	0.586334	1.127044	1.212408	1.988047
Taxes Levied	140,875.00	465,271.00	229,300.00	199,418.00	58,700.00	131,050.00	67,770.72	176,338.00	135,898.00	138,915.00
General Levy For Highways Outside										
Assessment	43,105,057							81,334,233	62,473,255	49,844,884
Tax rate per 1000	1.944134							0.454097	0.177980	2.451397
Taxes Levied	83,802.00							37,747.00	11,119.00	122,435.00
General Outside - Village										
Assessment	43,105,057							81,334,233		49,844,884
Tax rate per 1000	0.900255							0.449220		0.169796
Taxes Levied	11.00							36,537.00		7,981.00
Light District										
Assessment		4,411,000	17,606,318					3,940,367		
Tax Rate per 1000		0.44547700	0.44018300					0.78672900		
Taxes Levied		1,965.00	7,750.00					3,100.00		
Light Taxes Dist. 1 Kendall										
Assessment						7,215,425.00				
Tax rate per 1000						0.753247				
Taxes Levied						5,435.00				8435.00
Light Taxes Dist. 2 Morton										
Assessment						5,766,779				
Tax rate per \$1000						0.463077				
Taxes Levied						2,670.00				2670.00
Light Dist. 3 Kendall - Roosevelt										
No. of Units						63				
Rate per unit						11.17				
Taxes Levied						704.00				704.00
Light Dist. 1 Fancher										
Assessment							2,036,568			
Tax rate per \$1000							0.858145			
Taxes Levied							2,520			2520.00
Light Dist. 2 Hubberton										
Assessment							5,054,162			
Tax rate per \$1000							0.391757			
Taxes Levied							1,990			1990.00
Light Dist. 3 Brookville										
Assessment							2,560,764			
Tax rate per \$1000							0.878544			
Taxes Levied							2,250			2250.00

	Abion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates
Light Dist. 1 Shelby										
Assessment									4,588,364	
Tax rate per \$1000									0.064725	
Taxes Levied									3,050	3050.00
Light Dist. 2 Millville										
Assessment									1,708,380	
Tax rate per \$1000									0.702420	
Taxes Levied									1,200	1200.00
Oak Orchard Small Watershed Dist.										
No. of acres		2093.70		1775.97						
Rate per acre		3.455279		3.455300						
Taxes Levied		7263.63		6101.37						
Water Dist. 1 Abion										13,425
No. of units	240									
Tax per unit	387.00									
Taxes Levied	92,880									92,880
Water Dist. 1 Barre										
No. of units		137								
Tax per unit		270.55								
Taxes Levied		37,005								37,005
Water Taxes Carlton WD241										
No. of Units			1,082							
Tax rate per unit			145.00							
Taxes levied			156,890							156,890
Water Taxes Carlton WD242										
No. of Units			351							
Tax rate per unit			20.00							
Taxes levied			7,220							7,220
Water Taxes Carlton WD243										
No. of Units			885							
Tax rate per unit			1.80							
Taxes levied			1,587							1557.00
Water Dist. I Murray										
Assessment							3,475,748			
Tax Rate per 1000							2.129077			
Taxes Levied							7,402.32			7402.22
Water Dist. I Murray										
Total Front Footage							6,200.40 R			
Tax Rate Per Foot							0.68 R			
Taxes Levied							4,757.55			4757.55
Murray Water Dist. II										
No. of Units - 3/4"							184 units			
Rate per unit							324.85 unit			
Taxes Levied							43,493.72			43493.72
Murray Water Dist. II										
No. of Units - 1"							4 units			
Rate per Unit							567.89			
Taxes Levied							2,271.56			2271.56
Murray Water Dist. III										
No. of Units							90			
Rate per unit							409.36			
Taxes Levied							39,300			39300.00
Water Taxes Ridgeway (Div. 31 - E) WD1343										
No. of Units							74			
Tax Rate per unit							102.03			
Taxes levied							7,550			7550.00
Water Taxes Ridgeway (Indirect 31 - E) WD1343										
Assessment							6,470,700			
Tax Rate per 1000							0.001105			
Taxes Levied							7,550			7550.00

III. ABSTRACT OF TAX ROLLS
Amount and Purpose of Taxes For County Expenditure

Supervisor	Albion Don Brace	Barre George Mathes	Carlton Roger Mills	Clarendon Mike Bove	Galnes David Vagg	Kendall John Becker	Murray James J. Piedimonte	Ridgeway J.T. Gidley	Shelby Merle Draper	Yates Everett L. Johnson
Town Accounts & Charges										
General County Expense	947,944.10	481,461.45	866,206.52	556,668.28	481,433.79	698,399.51	947,690.73	1,237,125.36	767,152.92	540,658.35
Less Sales Tax Credit	92,087.09					85,802.27				177,889.36
Amount to be raised by taxes	855,857.01	481,461.45	866,206.52	556,668.28	481,433.79	612,597.24	947,690.73	1,237,125.36	767,152.92	540,658.35
Erroneous Refunded Taxes	273.72	90.85	976.67			0.00	196.85	140.03	0.00	569.72
Chargeback: Tax Bill/Mailer	320.52	162.31	293.17	193.13	149.22	219.46	259.91	389.48	274.29	217.01
Tax Processing	1,830.25	926.86	1,674.06	1,102.84	852.06	1,253.16	1,484.15	2,224.02	1,568.27	1,239.23
User Fees	400.00	350.00	400.00	350.00	350.00	350.00	400.00	450.00	400.00	350.00
Total Amount to be Raised By County Taxes	858,681.50	482,961.47	869,550.42	558,314.25	482,785.07	614,419.86	950,031.14	1,240,328.69	769,393.48	543,031.31
Returned School Taxes	272,206.63	164,946.55	267,286.29	152,182.76	236,409.50	114,625.90	296,329.74	314,123.90	223,762.55	144,525.66
Barre Watershed		7,263.63								7,263.63
Clarendon Watershed				6,161.37						6,161.37
Unpaid Solid Waste Program Fees	14,905.03		20,468.55	11,336.22	10,076.65	8,817.12	10,496.50	28,760.44	23,092.34	11,021.43
Total Payable to County Treasurer										
from Taxes Levied & All Other Sources	1,145,795.16	655,201.65	1,157,305.26	727,994.80	729,271.22	737,862.88	1,256,857.38	1,583,213.23	1,016,278.37	698,578.40

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans in the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of said board for the year 1993.

Dated at Albion, New York, this 22nd day of December, 1993.

Kathleen M. Ahlberg, Clerk of the Legislature

Solid Waste/Recycling Program
Fees for 1994

Town	No. of Units	Cost Per Unit	Total to be Collected
Albion	1462	\$183.50	\$268,277.00
Barre	749.5	\$183.50	\$137,533.25
Carlton	1315	\$183.50	\$241,302.50
Clarendon	889.5	\$183.50	\$163,223.25
Gaines	975.5	\$183.50	\$179,004.25
Kendall	995.5	\$183.50	\$182,674.25
Murray	1481	\$183.50	\$271,763.50
Ridgeway	2422	\$183.50	\$444,437.00
Shelby	1649	\$183.50	\$302,591.50
Yates	1064.5	\$183.50	\$195,335.75
Totals	13003.		\$2,386,142.25

Late payments are subject to the same penalties as late property tax payments. Fees not paid during 1994 will have the appropriate penalties applied and will be relieved and become a part of 1995 County Tax.

TOWN OF ALBION
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	<u>\$5,195.00</u>
<u>Clerk</u>	<u>\$22,770.00</u>
<u>Highway Superintendent</u>	<u>\$31,447.00</u>
<u>Tax Collector (Clerk)</u>	<u>\$1,940.00</u>
<u>Town Justices (each)</u>	<u>\$5,906.00</u>
<u>Councilmen (each)</u>	<u>\$2,625.00</u>
<u>Assessor</u>	<u>\$24,215.00</u>

SUMMARY OF TOWN BUDGET
ALBION

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$394,717.00</u>	<u>\$95,416.00</u>	<u>\$160,000.00</u>	<u>\$139,301.00</u>
General Outside Village	<u>\$33,761.00</u>	<u>\$17,450.00</u>	<u>\$15,900.00</u>	<u>\$11.00</u>
Highway Townwide	<u>\$203,481.00</u>	<u>\$53,306.00</u>	<u>\$3,200.00</u>	<u>\$140,975.00</u>
Highway Outside Village	<u>\$156,012.00</u>	<u>\$37,210.00</u>	<u>\$35,000.00</u>	<u>\$83,802.00</u>
SPECIAL DISTRICTS:				
Fire District	<u>\$26,488.00</u>			<u>\$26,488.00</u>
TOTALS	<u>\$814,459.00</u>	<u>\$203,382.00</u>	<u>\$220,500.00</u>	<u>\$364,089.00</u>

TOWN OF BARRE
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$4,000.00
<u>Clerk</u>	\$15,750.00
<u>Highway Superintendent</u>	\$34,000.00
<u>Tax Collector (Clerk)</u>	\$1,600.00
<u>Town Justices (each)</u>	\$4,250.00
<u>Councilmen (each)</u>	\$1,000.00
<u>Assessor</u>	\$11,250.00

SUMMARY OF TOWN BUDGET
BARRE

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$233,300.00</u>	<u>\$147,550.00</u>	<u>\$32,000.00</u>	<u>\$53,750.00</u>
Highway Townwide	<u>\$676,801.00</u>	<u>\$144,816.00</u>	<u>\$66,714.00</u>	<u>\$465,271.00</u>
SPECIAL DISTRICTS:				
Barre Light District	<u>\$2,300.00</u>	<u>\$35.00</u>	<u>\$300.00</u>	<u>\$1,965.00</u>
Barre Fire District	<u>\$48,000.00</u>			<u>\$48,000.00</u>
Barre Water Dist. #1	<u>\$112,235.00</u>	<u>\$68,170.00</u>	<u>\$7,000.00</u>	<u>\$37,065.00</u>
TOTALS	<u>\$1,072,636.00</u>	<u>\$360,571.00</u>	<u>\$106,014.00</u>	<u>\$606,051.00</u>

TOWN OF CARLTON
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$5,350.00
<u>Clerk</u>	\$13,000.00
<u>Highway Superintendent</u>	\$28,000.00
<u>Tax Collector (Clerk)</u>	\$2,500.00
<u>Town Justices (each)</u>	\$5,400.00 \$5,000.00
<u>Councillmen (each)</u>	\$1,600.00
<u>Assessor</u>	\$16,100.00

SUMMARY OF TOWN BUDGET
CARLTON

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$287,041.00</u>	<u>\$151,688.00</u>	<u>\$40,000.00</u>	<u>\$95,353.00</u>
Highway Townwide	<u>\$450,300.00</u>	<u>\$181,000.00</u>	<u>\$40,000.00</u>	<u>\$229,300.00</u>
SPECIAL DISTRICTS:				
Waterport Light	<u>\$7,750.00</u>			<u>\$7,750.00</u>
Carlton Water District	<u>\$366,282.00</u>	<u>\$200,615.00</u>		<u>\$165,667.00</u>
Carlton Fire District	<u>\$76,800.00</u>			<u>\$76,800.00</u>
TOTALS	<u>\$1,188,173.00</u>	<u>\$533,303.00</u>	<u>\$80,000.00</u>	<u>\$574,870.00</u>

TOWN OF CLARENDON
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$6,520.00
<u>Clerk</u>	\$15,000.00
<u>Highway Superintendent</u>	\$33,000.00
<u>Tax Collector (Clerk)</u>	\$2,550.00
<u>Town Justices (each)</u>	\$6,450.00
<u>Councilmen (each)</u>	\$2,250.00
<u>Assessor</u>	\$19,000.00

SUMMARY OF TOWN BUDGET
CLARENDON

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$356,745.00</u>	<u>\$135,350.00</u>	<u>\$30,000.00</u>	<u>\$191,395.00</u>
Highway Townwide	<u>\$358,418.00</u>	<u>\$129,000.00</u>	<u>\$30,000.00</u>	<u>\$199,418.00</u>
SPECIAL DISTRICTS:				
Water District No. 1	<u>\$37,181.00</u>	<u>\$37,181.00</u>		<u>\$0.00</u>
Fire District	<u>\$100,000.00</u>			<u>\$100,000.00</u>
TOTALS	<u>\$852,344.00</u>	<u>\$301,531.00</u>	<u>\$60,000.00</u>	<u>\$490,813.00</u>

TOWN OF GAINES
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$5,500.00
<u>Clerk</u>	\$10,500.00
<u>Highway Superintendent</u>	\$21,100.00
<u>Tax Collector</u>	\$1,200.00
<u>Town Justices (each)</u>	\$6,000.00 \$5,500.00
<u>Councilmen (each)</u>	\$1,200.00
<u>Assessor</u>	\$12,600.00

SUMMARY OF TOWN BUDGET
GAINES

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$209,060.00</u>	<u>\$54,335.00</u>		<u>\$154,725.00</u>
General Outside Village	<u>\$29,625.00</u>	<u>\$4,550.00</u>	<u>\$25,075.00</u>	<u>\$0.00</u>
Highway Townwide	<u>\$120,580.00</u>	<u>\$45,348.00</u>	<u>\$16,532.00</u>	<u>\$58,700.00</u>
Highway Outside Village	<u>\$69,946.00</u>	<u>\$69,946.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
SPECIAL DISTRICTS:				
Water District	<u>\$79,926.00</u>	<u>\$79,926.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
Fire Protection	<u>\$25,551.00</u>			<u>\$25,551.00</u>
TOTALS	<u>\$534,688.00</u>	<u>\$254,105.00</u>	<u>\$41,607.00</u>	<u>\$238,976.00</u>

TOWN OF KENDALL
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$6,250.00
<u>Clerk</u>	\$14,300.00
<u>Highway Superintendent</u>	\$30,000.00
<u>Tax Collector</u>	\$2,800.00
<u>Town Justices (each)</u>	\$3,500.00 \$5,300.00
<u>Councilmen (each)</u>	\$1,800.00
<u>Assessor</u>	\$18,875.00

SUMMARY OF TOWN BUDGET
KENDALL

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$330,656.00</u>	<u>\$45,850.00</u>	<u>\$37,250.00</u>	<u>\$247,556.00</u>
Highway Townwide	<u>\$245,000.00</u>	<u>\$87,950.00</u>	<u>\$26,000.00</u>	<u>\$131,050.00</u>
SPECIAL DISTRICTS:				
Kendall Light Dist. #1	<u>\$5,665.00</u>		<u>\$230.00</u>	<u>\$5,435.00</u>
Morton Light dist. #2	<u>\$3,450.00</u>		<u>\$780.00</u>	<u>\$2,670.00</u>
Roosevelt Light Dist. #3	<u>\$1,617.00</u>		<u>\$913.00</u>	<u>\$704.00</u>
Kendall Fire Dist.	<u>\$48,320.00</u>	<u>\$500.00</u>	<u>\$1,000.00</u>	<u>\$46,820.00</u>
Morton Fire	<u>\$57,045.00</u>	<u>\$195.00</u>		<u>\$56,850.00</u>
TOTALS	<u>\$691,753.00</u>	<u>\$134,300.00</u>	<u>\$66,173.00</u>	<u>\$491,085.00</u>

TOWN OF MURRAY
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$7,750.00
<u>Clerk</u>	\$16,727.20
<u>Highway Superintendent</u>	\$33,578.00
<u>Town Justices (each)</u>	\$6,129.78
<u>Councilmen (each)</u>	\$2,000.00
<u>Assessors</u>	\$31,794.00

SUMMARY OF TOWN BUDGET
MURRAY

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$357,225.36</u>	<u>\$79,668.00</u>	<u>\$45,881.48</u>	<u>\$231,677.88</u>
General Outside Village	<u>\$50,260.00</u>	<u>\$33,275.00</u>	<u>\$16,985.00</u>	<u>\$0.00</u>
Highway Townwide	<u>\$178,776.72</u>	<u>\$111,000.00</u>	<u>\$0.00</u>	<u>\$67,776.72</u>
Highway Outside Village	<u>\$177,098.75</u>	<u>\$82,980.23</u>	<u>\$94,118.52</u>	<u>\$0.00</u>
SPECIAL DISTRICTS:				
Special Lighting I	<u>\$3,120.00</u>	<u>\$100.00</u>	<u>\$500.00</u>	<u>\$2,520.00</u>
Special Lighting II	<u>\$5,080.00</u>	<u>\$100.00</u>	<u>\$3,000.00</u>	<u>\$1,980.00</u>
Special Lighting III	<u>\$2,400.00</u>	<u>\$100.00</u>	<u>\$50.00</u>	<u>\$2,250.00</u>
Water District I	<u>\$23,159.77</u>	<u>\$6,000.00</u>	<u>\$5,000.00</u>	<u>\$12,159.77</u>
Water District II	<u>\$70,765.28</u>	<u>\$20,000.00</u>	<u>\$5,000.00</u>	<u>\$45,765.28</u>
Water District III	<u>\$54,800.00</u>	<u>\$15,000.00</u>		<u>\$39,800.00</u>
Murray Fire District	<u>\$35,885.00</u>			<u>\$35,885.00</u>
F-H-M Fire District	<u>\$49,500.00</u>			<u>\$49,500.00</u>
TOTALS	<u>\$1,007,570.88</u>	<u>\$348,221.23</u>	<u>\$170,535.00</u>	<u>\$488,814.65</u>

TOWN OF RIDGEWAY
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$8,304.00
Clerk	\$23,016.00
Highway Superintendent	\$31,200.00
Tax Collector	\$2,200.00
Town Justices (each)	\$8,324.00 \$9,420.00
Councillmen (each)	\$3,000.00
Assessor	\$35,842.00

SUMMARY OF TOWN BUDGET
RIDGEWAY

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$358,568.00</u>	<u>\$84,770.00</u>	<u>\$64,845.00</u>	<u>\$208,953.00</u>
General Outside Village	<u>\$54,687.00</u>	<u>\$5,050.00</u>	<u>\$13,000.00</u>	<u>\$36,537.00</u>
Highway Townwide	<u>\$320,020.00</u>	<u>\$82,200.00</u>	<u>\$61,482.00</u>	<u>\$176,338.00</u>
Highway Outside Village	<u>\$203,550.00</u>	<u>\$142,000.00</u>	<u>\$23,803.00</u>	<u>\$97,747.00</u>
SPECIAL DISTRICTS:				
RidgeWAY Fire District	<u>\$89,808.00</u>			<u>\$89,808.00</u>
Knowlesville Light District	<u>\$3,500.00</u>	<u>\$50.00</u>	<u>\$350.00</u>	<u>\$3,100.00</u>
Knowlesville Sewer District	<u>\$24,840.00</u>	<u>\$200.00</u>	<u>\$2,640.00</u>	<u>\$22,000.00</u>
Water Improvement	<u>\$57,300.00</u>	<u>\$57,300.00</u>		<u>\$0.00</u>
Water District 31E	<u>\$15,100.00</u>			<u>\$15,100.00</u>
Water District 63	<u>\$20,325.00</u>		<u>\$4,266.48</u>	<u>\$16,058.52</u>
Water District 269	<u>\$13,306.50</u>			<u>\$13,306.50</u>
TOTALS	<u>\$1,160,904.50</u>	<u>\$371,570.00</u>	<u>\$170,386.48</u>	<u>\$618,948.02</u>

TOWN OF SHELBY
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$5,000.00
<u>Clerk</u>	\$21,568.00
<u>Highway Superintendent</u>	\$33,304.00
<u>Town Justices (each)</u>	\$5,579.00
<u>Councilmen (each)</u>	\$2,867.00
<u>Assessor</u>	\$35,210.00

SUMMARY OF TOWN BUDGET
SHELBY

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$338,036.00</u>	<u>\$95,823.00</u>	<u>\$56,000.00</u>	<u>\$186,213.00</u>
General Outside Village	<u>\$22,241.00</u>	<u>\$7,000.00</u>	<u>\$15,241.00</u>	<u>\$0.00</u>
Highway Townwide	<u>\$262,095.00</u>	<u>\$106,500.00</u>	<u>\$22,000.00</u>	<u>\$133,595.00</u>
Highway Outside Village	<u>\$190,419.00</u>	<u>\$139,300.00</u>	<u>\$40,000.00</u>	<u>\$11,119.00</u>
Capital Reserve Truck Fund	<u>\$19,500.00</u>	<u>\$19,500.00</u>	<u>\$2,700.00</u>	
Capital Reserve Truck Fund	<u>\$9,000.00</u>	<u>\$9,000.00</u>		
SPECIAL DISTRICTS:				
Shelby Center Light	<u>\$3,750.00</u>		<u>\$700.00</u>	<u>\$3,050.00</u>
Millville Light	<u>\$1,600.00</u>		<u>\$400.00</u>	<u>\$1,200.00</u>
Shelby Water #1	<u>\$32,153.00</u>	<u>\$32,153.00</u>	<u>\$49,000.00</u>	
Shelby Water #2	<u>\$13,701.00</u>	<u>\$13,701.00</u>	<u>\$1,000.00</u>	
Shelby Fire Co.	<u>\$63,248.00</u>			<u>\$63,248.00</u>
E. Shelby Fire Co.	<u>\$22,712.00</u>			<u>\$22,712.00</u>
TOTALS	<u>\$978,455.00</u>	<u>\$422,977.00</u>	<u>\$134,341.00</u>	<u>\$421,137.00</u>

TOWN OF YATES
1994

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
<u>Supervisor</u>	\$5,846.00
<u>Clerk</u>	\$27,686.00
<u>Highway Superintendent</u>	\$33,314.00
<u>Town Justices</u> (each)	\$3,660.00 \$4,970.00
<u>Councilmen</u> (each)	\$1,980.00
<u>Assessors</u>	\$16,056.00

SUMMARY OF TOWN BUDGET
YATES

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$367,670.00</u>	<u>\$46,000.00</u>	<u>\$20,000.00</u>	<u>\$301,670.00</u>
General Outside Village	<u>\$27,581.00</u>	<u>\$4,600.00</u>	<u>\$15,000.00</u>	<u>\$7,981.00</u>
Highway Townwide	<u>\$265,415.00</u>	<u>\$101,500.00</u>	<u>\$25,000.00</u>	<u>\$138,915.00</u>
Highway Outside Village	<u>\$257,435.00</u>	<u>\$90,000.00</u>	<u>\$45,000.00</u>	<u>\$122,435.00</u>
SPECIAL DISTRICTS:				
Water District #2	<u>\$17,594.00</u>	<u>\$17,270.00</u>	<u>\$324.00</u>	<u>\$0.00</u>
Fire Protection District	<u>\$34,450.00</u>			<u>\$34,450.00</u>
TOTALS	<u>\$970,145.00</u>	<u>\$259,370.00</u>	<u>\$105,324.00</u>	<u>\$605,451.00</u>

1993 LEGISLATIVE CHAIRMAN'S REPORT

On January 4, 1993, Frank R. Berger was elected to a second term as Chairman of the Legislature. Articles and Sections of the Employees Assistance Program By Laws were amended. The Assistant Buildings and Grounds Superintendent position was filled by Jim Noreck. Richard Clark was reappointed Civil Defense Director with assigned duties as Fire Coordinator and David Albanese was assigned the responsibility for the day-to-day administration of the 800 Mhz radio system project. Approval was given for the Cluster Home Program to continue in the Department of Social Services. Craig Lape was permanently appointed as Director of Weights & Measures. The Civil Defense Center's name was changed to Emergency Management Office.

In February, the Crime Victim Assistance Program was transferred from the Sheriff's Dept. to the District Attorney's Office. The County Health and Environmental Fee Schedule was amended. A computer Training Lab was established in the Administration Building. Grace Denniston was appointed Director of Office for the Aging to replace Carri Blake, who became Department of Social Services Commissioner. The 800 Mhz Radio System Construction Agreement was signed with E.F. Johnson.

In March, the exemption for persons over 65 was raised to \$12,500 for those who qualify. A grant for \$20,000 was received by the Health Dept. from NYS for Breast Health Partnership Project. A request was made to the State for a 1% increase in sales tax. The County Nursing Home will be included in an Energy Conservation Project.

In April, Sheriff Green discussed the Weekend Work Release Program and its success. The Orleans County Nutrition Program celebrated 15 years of Meals-On-Wheels service. An Agreement was approved with Erdman & Anthony & Associates for the design of a new fuel facility at the Highway Department. A Sheriff's Deputy was put on duty in the Administrative Building to provide security. Mental Health received a grant of \$3,600 for Expanded Children Service Program from NYS.

In May, all residents were invited to an Open House for the newly decorated Court House. Local Law No. 3 Banning Possession of Firearms & Other Dangerous

Weapons in County Buildings was passed. Keeler Construction was awarded the contract for construction of the Bates Road Bridge in the Town of Ridgeway. A groundbreaking ceremony was held for the new 800 Mhz Radio Antenna at Emergency Management Center.

In June, the annual County Employee Recognition Picnic was held on the grounds of the Nursing Home. The Date of Creation of Orleans County was recognized as April 15, 1825 by the NYS Legislature. Office for the Aging received a grant of \$17,292 for disease prevention-health promotion. Approved Sear-Brown Associates Firm for Nursing Home addition and renovation. Victoria Pratt was appointed as County IDA Executive Director, Franklin Tower, Director of Veterans Agency, was appointed to GLOW Private Industry Council as Veteran Representative. A grant was received for Records Management in the amount of \$34,488 for microfilming. The NYS Health Dept. awarded a grant of \$25,000 for the lead poisoning prevention program. Orleans County received the 1993 National Association of Counties Achievement Award for the Work Experience Mobile Unit Program.

In July, the Chairman sent a letter concerning paving the Canal Tow Path. A suggestion to use fine stone instead, was made. The Sheriff's Dept. received a grant of \$100,000 for Radio Systems from the State. A letter was sent to Senator Daly for his efforts on the grant. Parco Building Systems was awarded the bid to build a pole building 84 ft. by 34 ft. at the Emergency Management Center. An emergency replacement of the air conditioning system in the County Administration Building was installed at a cost of \$30,000. The construction of the Fuel Farm was awarded to Interface Services, Inc. The County Dept. of Social Service Prevention Services program was started with Holley and Kendall Schools, an outcome of Senator Presents Interagency Collaboration meetings. The Tourism Promotion Agency will be located in the Planning & Development Dept. A resolution was adopted for the purchase and installation of a new phone system for the county. Received notification from the State of a grant of \$70,000 to assist in the funding of an elevator in the County Clerk's Building. A letter of thanks was sent to Senator Daly, Assemblywoman Hoffman, and Assemblyman Nesbitt for their support.

In August, a thank you note was received from Thomas Brachko for the letter of support regarding the Language of Government Act making English the Official Language. The County became a subscriber of the New York Municipal Insurance Reciprocal. NYS Office of Mental Health provided \$6,667.00 for funding of a

Psychosocial Club in the County. The Town of Barre celebrated their 175th anniversary on August 15th.

In September, Medina Firefighters R. J. Morgan and Mark Watts were presented certificates of appreciation for Acts of Heroism by rescuing Philip Yahnke from his home. The County awarded a \$10,000 grant from the Governors Traffic Safety Committee. The roof of the Jail was replaced. County leased "Commissioners House" to People Promoting Hospice. A resolution was adopted for uses of the 1% sales tax: annual debt service on 800 Mhz Radio and the reduction of the Annual Property Tax Levy. Stop DWI monies in the amount of \$1,873 used to purchase equipment for County Police Agencies.

In October, the 2nd Annual Duck Calling Contest was held. The Refuse Collection and Recycling Services Agreement was renewed with C.I.D. An Agreement was approved for the County Highway Dept. to help build infrastructure with IDA on the Holley Industrial Park. Office for the Aging received \$20,504 total in three different grants. After many budget meetings the Preliminary Budget is \$.44 per thousand and the tax rate is \$.1358.

In November, County lapel pins with a packet boat on the Erie Canal were purchased with State Matching Funds. The 13th Annual County Employee Awards Banquet was held. A grant of \$6,000 was awarded to the County Clerk's Office for added service from the State. A resolution was passed to continue in GLOW Solid Waste Management Committee. County Nursing Home received a perfect score on the State Health Dept. Survey Inspection of the facility. In February, the County will add 18,300 sq. ft. to the County Nursing Home. This brings the 33 year old building up to present day codes. The last meeting of the year of Intercounty of Western New York was in Henrietta, NY, and my last meeting as President of that organization of 17 Counties.

In December, the new Orleans County Fuel Farm opened serving 31 local agencies at the present time, with more to come. Over 500 vehicles gas up at the County Fuel Farm. Dick Clark presented me a plaque from the County Fire Chief Association and the Fire Advisory Board for five years of dedicated service to the Fire Service. Ribbon cutting of the \$1.2 million Rt. 98 Bridge over Marsh Creek in the Town of Carlton. A resolution was sent to Governor to maintain funding for County Veteran Service Agencies. The Solid Waste and Recycling Service will be \$183.50 per unit of service. Employees covered by the Management

Compensation Plan will receive a 3.5% increase. Town of Barre joins the County Solid Waste & Recycling Program. A 50 inch TV was presented to residents of the county Nursing Home by County Employees. The County Treasurer, Mary Basinait, retired after 21 years of service. Mrs. Basinait will be missed and we all hope she enjoys retirement. I presented plaques to Jack McCarthy for serving four years on the Legislature and to Ted Swiercznski for serving 12 years on the Legislature and 11 years on the Board of Supervisors. The Adopted Budget for 1994 is \$.14 less than last year's tax rate. Lyn Billings presented me a plaque for 14 years on the Legislature and two years as Chairman.

It has been a busy year, but with the help and cooperation of many people, it's been a fruitful year. It's been a pleasure to be Chairman for two of the 14 years I served on the Legislature.

Frank R. Berger
Chairman of the Legislature

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Office for the Aging

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>170,448.18</u>	<u>154,520</u>	<u>146,321.13</u>	<u>157,441</u>
Non-personal Expense	<u>421,730.46</u>	<u>437,137</u>	<u>414,931.98</u>	<u>427,798</u>
TOTAL	<u>592,174.64</u>	<u>591,657</u>	<u>561,253.11</u>	<u>585,239</u>
PERSONNEL:				
Number of				
Full time	<u>7</u>	<u>6</u>	<u>6</u>	<u>6</u>
Part time	<u>6</u>	<u>7</u>	<u>7</u>	<u>7</u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u>1</u>	<u>1</u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Lifeline 44,158.68

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Budget Officer

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>7,136</u>	<u>7,900</u>	<u>7,413</u>	<u>5,000</u>
Non-personal Expense	<u>1,955</u>	<u>3,685</u>	<u>2,853</u>	<u>3,450</u>
TOTAL	<u>9,091</u>	<u>11,585</u>	<u>10,266</u>	<u>8,450</u>

PERSONNEL:

Number of				
Full time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Part time	<u></u>	<u></u>	<u></u>	<u></u>
Seasonal	<u></u>	<u></u>	<u></u>	<u></u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

N/A

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Buildings & Grounds

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 185,780.59	199,566	199,126	212,853
Non-personal Expense	250,921.80	224,864	265,421	246, 152
TOTAL	436,702.39	424,430	462,547	459,005
PERSONNEL:				
Number of				
Full time	10		10	10
Part time	4		4	4
Seasonal	0		0	0
Temporary	0		0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Chief Administrative Officer

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>51,603</u>	<u>53,801</u>	<u>53,799</u>	<u>55,685</u>
Non-personal Expense	<u>1,603</u>	<u>1,614</u>	<u>1,478</u>	<u>2,425</u>
TOTAL	<u>53,206</u>	<u>55,415</u>	<u>55,277</u>	<u>58,110</u>
PERSONNEL:				
Number of				
Full time	<u>1.4</u>	<u>1.4</u>	<u>1.4</u>	<u>1.4</u>
Part time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Clerk of the Legislature

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 69,452	67,171	62,187	66,129
Non-personal Expense	3,646	3,861	4,720	5,057
TOTAL	73,098	71,032	66,907	71,186
PERSONNEL:				
Number of				
Full time	3		3	3
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM: Provide assistance to, and perform multiple duties for the Legislature and Orleans County Government in general, including keeping records of all acts and proceedings of the Legislature. Functions as custodian of vouchers, preparation of tax rolls and abstracts, in addition to numerous other functions.

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT County Attorney

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>93,230.64</u>	<u>95,226.00</u>	<u>95,253.49</u>	<u>101,339.00</u>
Non-personal Expense	<u>29,297.98</u>	<u>61,893.50</u>	<u>51,726.69</u>	<u>46,937.00</u>
TOTAL	<u>122,528.62</u>	<u>157,119.50</u>	<u>146,980.18</u>	<u>148,276.00</u>

PERSONNEL:

Number of				
Full time				
Part time	<u>3</u>	<u>3</u>	<u>3</u>	<u>3</u>
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):
Health Department Contract \$7,000.00
Social Services Department Contract \$76,807.00
Mental Health Contract \$2,000.00

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT COUNTY CLERK

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 225,544.48	236,922.00	237,738.44	248,592.00
Non-personal Expense	27,970.60	34,059.00	33,005.20	31,150.00
TOTAL	228,335.08	270,981.00	270,743.64	279,742.00

PERSONNEL:

Number of				
Full time	12	12	12	12
Part time	2	2	2	2
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM: REVENUE SOURCE

CONSERVATION	\$ 84.00
TRANSFER TAX	1,490.00
COURT FEES	3,435.00
MORTGAGE TAX (Clerk Hire)	13,750.00
MOTOR VEHICLE FEES	143,706.52
MOTOR VEHICLE SALES TAX	7,123.50
COUNTY CLERK FEES	151,415.62
NYS ED. DEPT. REC FEES	1,742.75
EQUALIZATION & ASSESS.	3,972.00
NOTARIES	1,290.00
	\$ 328,009.39
MORTGAGE TAX COLLECTED AND DISPURSED TO TOWNS WHERE PROPERTY IS LOCATED	412,041.66
ABSTRACT CO. RENT	4,500.00
INTEREST ALL ACCOUNTS	835.51

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT DATA PROCESSING

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>32,379</u>	<u>33,483</u>	<u>33,483</u>	<u>34,632</u>
Non-personal Expense	<u>1,733</u>	<u>1,400</u>	<u>1,400</u>	<u>1,650</u>
TOTAL	<u>34,112</u>	<u>34,883</u>	<u>34,883</u>	<u>36,282</u>

PERSONNEL:

Number of				
Full time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Part time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT DISTRICT ATTORNEY

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>118,804.22</u>	<u>119,742</u>	<u>121,239.53</u>	<u>123,891</u>
Non-personal Expense	<u>44,264.76</u>	<u>40,109</u>	<u>42,024.98</u>	<u>38,733</u>
TOTAL	<u>163,068.98</u>	<u>159,851</u>	<u>163,264.51</u>	<u>162,624</u>
PERSONNEL:				
Number of				
Full time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Part time	<u>4</u>	<u>4</u>	<u>4</u>	<u>4</u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

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ACTIVITY SUMMARY

DEPARTMENT Elections

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 54083.23	\$55989.00	\$53757.09	\$57828.00
Non-personal Expense	27745.01	28694.00	20387.30	29624.00
TOTAL	\$81828.24	\$84683.00	\$74144.39	\$87452.00

PERSONNEL:

Number of				
Full time	2		2	2
Part time	2		2	2
Seasonal	6		6	6
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Sale of Enrollment Books	\$ 310.00
Re-imbursement from Towns for Election Expenses	4018.30
Total	\$4328.30

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Orleans County Highway

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 609,219.59	649,484.00	649,059.11	676,120.00
Non-personal Expense	2,260,803.22	2,447,863.00	2,338,159.65	2,248,195.00
TOTAL	2,870,022.81	3,097,347.00	2,987,218.76	2,924,315.00

PERSONNEL:

Number of				
Full time	26	26	28	28
Part time	1	1		
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

Road Construction -
 Eagle Harbor-Waterport Rd. - Canal to Rt. 104..... 1.8 mi.
 Waterport-Carlton Rd. - Rt. 98 to Rt. 279..... 3.1 mi.
 Upper Holley Rd. - Glidden Rd. south..... 1.2 mi.
 Transit Rd. - by Rt. 31 & south of 31A..... 0.8
 Hindsburg Rd. - Rt. 31A to Mansfield Rd..... 1.0 mi.
 County House Rd. - Long Bridge Rd. west..... 0.5 mi.
 8.4 mi.

Approximately 25 miles of roads were surface treated.

Bates Road Bridge - prestressed concrete beams were installed.

New Fuel Farm was built and paved.

Answered numerous complaints and requests for service.

General maintenance as per attached sheets.

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT HISTORY

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>4,145</u>	<u>4,696</u>	<u>4,319.83</u>	<u>4,860</u>
Non-personal Expense	<u>403.87</u>	<u>840</u>	<u>789.54</u>	<u>1,036</u>
TOTAL	<u>4,548.87</u>	<u>5,536</u>	<u>5,109.37</u>	<u>4,896</u>

PERSONNEL:

Number of				
Full time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Part time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

The Orleans County Department of History produces a weekly history column which appears in the local papers. The historian has been involved in a number of speaking engagements including school, civic and church groups. The history office has been open to researchers in 1993 Monday 9-12 and 1-4, Thursday evening 7:30-9:30 and Friday 9-10.

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Job Development Agency

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 407,751	422,048	340,071	362,219
Non-personal Expense	379,782	333,526	314,566	311,171
TOTAL	723,397	755,574	654,637	673,390

PERSONNEL:

Number of				
Full time	13	13	13	13
Part time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM: It is our department's objective to utilize the funding we receive to provide employment and training services and programs to income eligible residents of Orleans County. We also receive funding for dislocated workers who have been laid off or have lost their jobs due to plant closures, reduction in workforce, etc. There is no income eligibility criteria for this program. Our department also administers and coordinates the JOBS program for the Department of Social Services. It is our responsibility to insure that all employable welfare recipients comply with DSS work rule requirements.

Through our J.T.P.A. funding for the most recent fiscal year (July 1, 1992-June 30, 1993), we provided employment and training services to 265 unduplicated adults and youth in our county. This was a 26% decrease over last year's program. Overall, we served the following total number of residents:

	Adults	Youth
78%	29	60
8%	21	12
6%	9	0
EDWAA	19	0
Summer Youth	0	114

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT LEGISLATIVE BOARD

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>62,964</u>	<u>63,000</u>	<u>62,965</u>	<u>63,000</u>
Non-personal Expense	<u>20,793</u>	<u>32,503</u>	<u>25,605</u>	<u>21,146</u>
TOTAL	<u>83,757</u>	<u>95,503</u>	<u>88,570</u>	<u>84,146</u>

PERSONNEL:

Number of				
Full time				
Part time	<u>7</u>	<u>7</u>	<u>7</u>	<u>7</u>
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Mental Health - 4320

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 234,277	230,749*	231,057	326,506
Non-personal Expense	280,096	392,844*	301,543	281,281
TOTAL	514,373	623,593*	532,600	607,787

PERSONNEL:

Number of				
Full time	11	12	12	12
Part time	0	2	2	2
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Continuing Treatment:	Medicaid	251,530	Intensive Case Management:	
	Med. Trans.	1,890	Medicaid	35,142
	Third Party	7,435		
	COPS	18,260		
		<u>279,115</u>		

PROGRAM:

4320

Continuing Treatment

Intensive Case Management

*Personal Services:

Adjusted Budget @6/93	217,734
Social Club Resolution 444-893	+4,403
Adult ICM Resolution 445-893	+8,612
	230,749

*Non-Personal Services:

Adjusted Budget @6/93	360,995
Social Club Resolution 444-893	+2,264
Adult ICM Resolution 445-893	+14,770
Unexpended CSS Resolution pending	+14,815
	392,844
	623,593

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Mental Health - 4310

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 244,633	298,770	294,602	309,090
Non-personal Expense	300,272	337,416	284,515	326,107
TOTAL	544,905	636,186	579,117	635,197

PERSONNEL:

Number of				
Full time	9	10	10	10
Part time	3	3	3	3
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Self Pay	32,040
Medicaid	111,256
Medicare	20,850
Third Party	108,991
COPS	120,120

PROGRAM: 393,257

4310
Mental Health Clinic
Administration

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Orleans County Nursing Home

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 2465188	2448347	2377886	2524306
Non-personal Expense	1871434	1982229	1837716	1955480
TOTAL	4336622	4430576	4215602	4479786

PERSONNEL:

Number of				
Full time	89	88	88	92
Part time	82	84	84	76
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

PRIVATE PAY	\$ 638081
MEDICAID RES.	3715978
MEDICARE	137395
OTHER SOURCES	
RENT ETC.	67322
	\$ 4558776

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Personnel

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>59,566.34</u>	<u>65,164.00</u>	<u>65,153.52</u>	<u>69,295.</u>
Non-personal Expense	<u>7,846.49</u>	<u>10,410.75</u>	<u>8,243.06</u>	<u>9,601.</u>
TOTAL	<u>67,412.83</u>	<u>75,574.75</u>	<u>73,396.58</u>	<u>78,896.</u>
PERSONNEL:				
Number of				
Full time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Part time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Seasonal	<u></u>	<u></u>	<u></u>	<u></u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Civil Service Examination Fees \$1000.00

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT PLANNING AND DEVELOPMENT

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>151,909</u>	<u>168,276</u>	<u>160,942</u>	<u>180,801</u>
Non-personal Expense	<u>34,606</u>	<u>31,467</u>	<u>29,619</u>	<u>27,941</u>
8025.465	<u>5,633</u>	<u>5,633</u>	<u>5,633</u>	<u>5,633</u>
TOTAL	<u>192,148</u>	<u>205,376</u>	<u>196,194</u>	<u>214,375</u>
PERSONNEL:				
Number of				
Full time	<u>7</u>	<u>8</u>	<u>8</u>	<u>8</u>
Part time	<u></u>	<u></u>	<u></u>	<u></u>
Seasonal	<u></u>	<u></u>	<u></u>	<u></u>
Temporary	<u></u>	<u></u>	<u></u>	<u></u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

\$102,020 - Federal A4089
New York State Housing Finance Agency

PROGRAM:

Section 8 Housing Program

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT PROBATION

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 400,245.24	414,887.00	392,034.17	428,575
Non-personal Expense	39,114.57	52,963.00	44,759.76	60,801
TOTAL	439,359.81	467,850.00	436,793.93	489,376

PERSONNEL:

Number of				
Full time	19		18	18
Part time	0		0	0
Seasonal	0		0	0
Temporary	0		0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

County Court Restitution	\$17,017.24	Surcharge	\$2,232.53
County Court Fines	3,325.00	Supervision Fees	11,181.00
Justice Court Restitution	11,678.93	Other	50.00
Justice Court Fines	8,229.00		
Family Court Restitution	541.00	TOTAL:	\$54,254.70

PROGRAM: During 1993, the Probation Department served 439 clients through Family Court Intake and Justice Court Diversion. The decrease from 1992 was due to the mandated transfer of services for victims and perpetrators of Domestic Violence to the Department of Social Services. The number of Court investigations remained relatively the same at 522. There was a slight decrease in the supervision caseload to 489 and as in 1992, many were alcohol and drug related. The above was managed despite a reduction in overall staff from 19 to 18.

Much effort was expended by the department, through the Council of Probation Administrators, to defeat a move by the Division of Budget to reduce State Aid to Probation. The successful efforts resulted in a return of \$79,000 in State Aid to Orleans County.

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Real Property Tax Services

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>44,045.12</u>	<u>49,342</u>	<u>49,901.52</u>	<u>46,555</u>
Non-personal Expense	<u>13,010.75</u>	<u>13,151</u>	<u>12,469.65</u>	<u>11,478</u>
TOTAL	<u>57,055.87</u>	<u>62,493</u>	<u>62,371.17</u>	<u>58,033</u>

PERSONNEL:

Number of				
Full time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Part time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Tax Map Sales and Tax Bill Preparation \$13,938.75.

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Records Management

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
--	----------------------------	----------------------------	----------------------------	--------------------------

EXPENDITURES:

Personal	\$ <u>10,505</u>	<u>4,633</u>	<u>4,632</u>	<u>4,120</u>
Non-personal Expense	<u>4,540</u>	<u>1,299</u>	<u>943</u>	<u>766</u>
TOTAL	<u>17,160</u>	<u>5,932</u>	<u>5,575</u>	<u>4,886</u>

PERSONNEL:

Number of				
Full time	<u>.2</u>	<u>.2</u>	<u>.2</u>	<u>.2</u>
Part time	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT SELF-INSURANCE

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>31,912.00</u>	\$ <u>35,406.00</u>	\$ <u>35,406.00</u>	\$ <u>38,205.00</u>
Non-personal Expense	<u>402,658.35</u>	<u>476,565.00</u>	<u>564,683.00</u>	<u>523,782.00</u>
TOTAL	<u>\$434,570.35</u>	<u>\$511,971.00</u>	<u>\$600,089.00</u>	<u>\$561,987.00</u>

PERSONNEL:

Number of				
Full time	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Part time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Seasonal	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Temporary	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PARTICIPANT ASSESSMENTS	-- \$511,971
INTEREST ON ASSETS	-- 14,489
REFUNDS PRIOR YEARS	-- 24,948
UNCLASSIFIED REVENUE	-- 10
	<u>\$551,418</u>

PROGRAM:

The Orleans County Self-Insurance Plan is responsible for administration and management of Workers' Compensation benefits. Our participants include all county, town and village employees as well as all Orleans County Volunteer Firefighters. We are required to keep a Reserve Account and apportion costs between participants on an annual basis.

The State Legislature's decision to increase Workers' Compensation rates in 1990, combined with rapidly growing health care costs and fraudulent use of the system have forced costs out of control. NYSAC has become active in Workers' Compensation reform and we have volunteered to contribute to this campaign in any way possible.

With continued efforts to enforce safety, we hope to decrease the number and extent of accidents and injuries, therefore, control costs. We have also looked into rehabilitation of those disabled in order to get them back to work. Rehab works for the common good of both the claimant and employer and is a tool that is becoming widely used to reduce compensation costs.

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Sheriff's

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 1,546,202.23	1,658,175.	1,688,076.94	1,807,529.
Non-personal Expense	519,972.84	650,621.29	569,125.37	565,206.
TOTAL	2,066,175.07	2,308,796.29	2,257,702.31	2,372,735.

PERSONNEL:

Number of				
Full time	59		59	61
Part time	13		19	19
Seasonal	3		5	6
Temporary	4		1	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source): (476,210.91)			
Sheriff's Fees, etc.	33,076.86	Alt/Inc.	20,238.00
Dispatch	*	Security Agree.	2,400.00
Pris. Transp.	1,076.33	Pistol Permits	2,765.00
Lyndonville Patrol	26,734.33	DWI	4,260.00
Social Services	12,507.20	Court Security	45,604.43
		Navigation	19,423.50
		DFY JAB	9,300.00
		Pris. Housing	127,518.19
		State Lunch	953.61
		Fed. Lunch	15,159.58
		Inmate Phone	17,406.65
		D&E Felons	140,400.16

PROGRAM:

*The villages of Holley and Albion do not think they should continue to pay for dispatch service since we have gone to E911 service in Orleans County.

Narrative submitted earlier

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>1,511,107</u>	<u>1,490,484</u>	<u>1,573,054</u>	<u>1,688,112</u>
Non-personal Expense	<u>9,623,590</u>	<u>9,880,839</u>	<u>10,998,051</u>	<u>11,429,993</u>
TOTAL	<u>11,134,697</u>	<u>11,371,323</u>	<u>12,571,105</u>	<u>13,118,105</u>

PERSONNEL:

Number of	80.3	80	81	82
Full time				
Part time	<u>included</u>	<u>5</u>	<u>3</u>	<u>3</u>
Seasonal	<u>"</u>	<u>0</u>	<u>0</u>	<u>0</u>
Temporary	<u>"</u>	<u>0</u>	<u>0</u>	<u>0</u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Federal Reimbursement:	\$3,702,183
State Reimbursement:	2,990,798
Repayments:	760,365
TOTAL:	7,453,346

PROGRAM:

Summary Sheet: All Programs

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>578,739</u>	<u>574,805</u>	<u>605,334</u>	<u>641,288</u>
Non-personal Expense	<u>7,818,920</u>	<u>8,072,210</u>	<u>9,012,877</u>	<u>9,509,123</u>
TOTAL	<u>8,397,659</u>	<u>8,647,015</u>	<u>9,618,211</u>	<u>10,150,411</u>

PERSONNEL:

Number of				
Full time	<u>32.4</u>	<u>30.9</u>	<u>30.9</u>	<u>30.9</u>
Part time	<u>included</u>	<u>2</u>	<u>2</u>	<u>2</u>
Seasonal	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Temporary	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Federal Reimbursement:	\$2,645,312
State Reimbursement:	2,008,557
Repayments:	640,517
TOTAL:	5,294,386

PROGRAM:

INCOME MAINTENANCE: Aid to Dependent Children, Home Relief,
Emergency Aid to Adults, Medical Assist;
Food Stamps, JOBS, Burials, Fraud Inves-
tigation.

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
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EXPENDITURES:

Personal	\$ <u>494,132</u>	<u>503,466</u>	<u>527,041</u>	<u>569,753</u>
Non-personal Expense	<u>931,200</u>	<u>1,004,802</u>	<u>1,138,971</u>	<u>1,080,311</u>
TOTAL	<u>1,425,332</u>	<u>1,508,268</u>	<u>1,666,012</u>	<u>1,650,064</u>

PERSONNEL:

Number of				
Full time	<u>24.9</u>	<u>27</u>	<u>27</u>	<u>27</u>
Part time	<u>included</u>	<u>1</u>	<u>1</u>	<u>1</u>
Seasonal	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Temporary	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Federal Reimbursement:	\$ 407,660
State Reimbursement:	893,821
Repayments:	63,685
TOTAL:	1,365,166

PROGRAM:

CHILD & FAMILY SERVICES: Purchase of Services, Juvenile
Delinquent Care, State Training
Schools, Child Welfare Services

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 145,235	141,869	150,635	172,479
Non-personal Expense	32,325	29,264	27,695	34,267
TOTAL	177,560	171,133	178,330	206,746

PERSONNEL:

Number of				
Full time	8.1	8	8	9
Part time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Federal Reimbursement:	\$192,173
State Reimbursement:	50,301
Collection Incentives:	54,716
TOTAL:	297,190

PROGRAM:

CHILD SUPPORT ENFORCEMENT

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
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EXPENDITURES:

Personal	\$ <u>23,966</u>	<u>20,932</u>	<u>22,227</u>	<u>22,789</u>
Non-personal Expense	<u>459,936</u>	<u>413,826</u>	<u>414,506</u>	<u>402,224</u>
TOTAL	<u>483,902</u>	<u>434,758</u>	<u>436,733</u>	<u>425,013</u>

PERSONNEL:

Number of				
Full time	<u>1.9</u>	<u>1.1</u>	<u>1.1</u>	<u>1.1</u>
Part time	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Seasonal	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Temporary	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Federal Reimbursement: \$446,814

TOTAL: 446,814

PROGRAM:

HEAP

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT SOCIAL SERVICES

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 296,036	249,412	267,817	281,803
Non-personal Expense	381,209	360,737	404,001	404,068
TOTAL	650,245	610,149	671,818	685,871

PERSONNEL:

Number of				
Full time	13	13	14	14
Part time	included	2	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Federal Reimbursement:	\$10,224
State Reimbursement:	38,119
Repayments:	1,448
TOTAL:	49,791

PROGRAM:

ADMINISTRATION

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DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT 6410 - TOURISM

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 0	0	0	0
Non-personal Expense	\$ 59,430	\$ 64,886	\$ 63,146	\$ 57,776
TOTAL	\$ 59,430	\$ 64,886	\$ 63,146	\$ 57,776

PERSONNEL:

Number of				
Full time	0	0	0	0
Part time	0	0	0	0
Seasonal	0	0	0	0
Temporary	0	0	0	0

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

\$26,315 - State of New York

5,961 - Orleans County Travel Guide Advertising (Local)

PROGRAM:

New York State Department of Economic Development
Division of Tourism
I Love New York Matching Funds Program

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT County Treasurer

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 145,294	154,335	150,496	152,273
Non-personal Expense	33,664	40,617	34,630	38,083
TOTAL	178,958	194,952	185,126	190,356

PERSONNEL:

Number of				
Full time	6	6	6	6
Part time	1	1	1	1
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

Treasurer Fees	-	\$ 30,984
Interest & Penalties	-	\$627,737
Interest on Earnings	-	\$210,964

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Veterans Service Agency

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ <u>39,041.00</u>	<u>43,323.00</u>	<u>41,642.82</u>	<u>45,475.00</u>
Non-personal Expense	<u>14,432.38</u>	<u>16,176.00</u>	<u>13,663.04</u>	<u>16,193.00</u>
TOTAL	<u>53,473.38</u>	<u>59,499.00</u>	<u>55,305.86</u>	<u>61,668.00</u>

PERSONNEL:

Number of				
Full time	<u>2</u>	<u>2</u>	<u>2</u>	<u>2</u>
Part time	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Seasonal	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Temporary	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

PROGRAM:

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT WEIGHTS & MEASURES

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$ 15,554	15,947	15,697	16,446
Non-personal Expense	5,195	5,525	3,288	6,404
TOTAL	20,749	21,612	18,985	23,000

PERSONNEL:

Number of				
Full time	1	1	1	1
Part time				
Seasonal				
Temporary				

DEPARTMENTAL FEES RECEIVED IN 1993 (please list source):

STATE REIMBERSMENT-- \$ 893

PROGRAM:

PETROLEUM QUALITY PROGRAM

DEPARTMENT ANNUAL REPORT INFORMATION

1993

ACTIVITY SUMMARY

DEPARTMENT Youth Bureau

	ACTUAL EXPENSES 1992	ADJUSTED BUDGET 1993	ACTUAL EXPENSES 1993	FISCAL BUDGET 1994
EXPENDITURES:				
Personal	\$			
Non-personal Expense	<u>73,772</u>	<u>96,124</u>	<u>89,918</u>	<u>102,340</u>
TOTAL	<u>73,772</u>	<u>96,124</u>	<u>89,918</u>	<u>102,340</u>

PERSONNEL:

Number of				
Full time				
Part time				
Seasonal				
Temporary				

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COUNTY OF ORLEANS)

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.

Kathleen M. Ahlberg
Clerk of the Legislature

**PROCEEDINGS
of the
LEGISLATURE
of
ORLEANS COUNTY
1994**

Richard V. Bennett	Member at Large
George R. Bower	Member at Large
David B. Callard	Member at Large
Marcia B. Tuohey	District No. 1
Homer H. Phillips	District No. 2
Ronald R. Radzinski	District No. 3
Lyndon D. Billings	District No. 4

Lyndon D. Billings Chairman
 Marcia B. Tuohey Vice Chairperson
 Stanley J. Dudek Chief Administrative Officer
 Kathleen M. Ahlberg Clerk

Staff

Donna D. Smith Deputy Clerk
Lori A. Moore Confidential Stenographer
Joan Kusnierczak Confidential Stenographer

**By Order
of the
Legislature**

ORGANIZATIONAL MEETING
ORLEANS COUNTY LEGISLATURE
January 6, 1994

The Clerk called the meeting to order at 4:30 p.m.

Pastor Nancy Guenther of the Gaines Congregational Church offered the invocation, which was followed by the pledge to the flag.

The Clerk called the roll and all Legislators were present, as follows:

Richard Bennett	At Large
Lyndon D. Billings	District 4
George R. Bower	At Large
David B. Callard	At Large
Homer H. Phillips	District 2
Ronald R. Radzinski	District 3
Marcia B. Tuohey	District 1

Legislator Billings moved to amend the Rules of Procedure as follows:

Rule No. 1 shall read: "The annual meeting of the Orleans County Legislature shall be held at 4:30 p.m. on the first Thursday after the first Wednesday in January at which time the Orleans County Legislature shall organize and elect a Chairman and Vice-Chairman for a term of two years"

Rule No. 5 shall read: "Conference Sessions of the Legislature shall be held at 2:30 p.m. in the afternoon on the days the Legislature meets for regular meetings."

The motion was seconded by Legislator Tuohey. All in favor. Carried.

The Clerk called for nominations for Temporary Chairman. Legislator Tuohey nominated Legislator Lyndon Billings; seconded by Legislator Bower. Legislator Bennett moved that nominations be closed. The Clerk called for a vote for the appointment of Legislator Billings as Temporary Chairman; all in favor. Carried.

Temporary Chairman Billings called for nominations for Permanent Chairman. Legislator Tuohey nominated Legislator Lyndon Billings; seconded by Legislator

Radzinski. Legislator Bower, with a second from Legislator Tuohey, moved that nominations be closed. Upon a vote, all Legislators were in favor of the appointment of Legislator Lyndon Billings to the position of Chairman for a two-year term.

Chairman Billings nominated Marcia Tuohey for Vice-Chairman; seconded by Legislator Callard. Legislator Bennett moved to close the nominations; seconded by Legislator Phillips.

A brief recess was taken for the Chairman and Vice-Chairman to be sworn in.

Chairman Billings thanked the Legislators for their trust and the privilege of being elected Chairman. He said he looks forward to the coming year and feels that maybe a difference can be made in the County.

The following resolutions were then adopted:

RESOLUTION NO. 1-194

RESOLUTION APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Kathleen M. Ahlberg be appointed Clerk of the Legislature to serve during the pleasure of the Legislature.

Moved, Tuohey; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution appointing the Budget Officer; seconded by Legislator Radzinski. Legislator Bennett commented that he has the utmost respect for Mr. Dudek's ability, but he does not agree with him being appointed Budget Officer, as he feels the position should remain in the Treasurer's Office. Legislator Phillips asked why this is being done. Chairman Billings replied that it has been his feeling for some time that the Budget Officer should be from this group, and with a new Treasurer this year this was a good time to bring it over here. The following resolutions were then adopted:

RESOLUTION NO. 2-194

RESOLUTION APPOINTING BUDGET OFFICER

RESOLVED, that Stanley J. Dudek be appointed Budget Officer of this County, effective January 1, 1994 through December 31, 1994, at an annual salary of \$2500.00 and be it

FURTHER RESOLVED, that the Budget Officer be

authorized to appoint a Deputy Budget Officer for the year 1994 at an annual salary of \$2000.00.

Moved, Tuohey; second Radzinski

Adopted. 5 ayes; 2 nays, Legislators Bennett and Phillips; 0 absent.

RESOLUTION NO. 3-194

RESOLUTION APPOINTING COUNTY ATTORNEY

RESOLVED, that David Schubel be and hereby is, 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 6 Step 3 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, Tuohey; second Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

A short recess was taken for the Clerk, Budget Officer and County Attorney to be sworn in.

RESOLUTION NO. 4-194

RESOLUTION APPOINTING PUBLIC DEFENDER

RESOLVED, that David Stefaniak, be, and hereby is, appointed Public Defender for Orleans County for a term of two years, with salary set at Grade 5 Step 2 of the Management Salary Schedule; and, that in addition thereto, the reasonable disbursements and expenses of the Public Defender incurred in the conduct of County business shall be paid upon the usual monthly vouchers to be audited by this County Legislature.

Moved, Tuohey; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 5-194

RESOLUTION FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, the compensation of each Legislator payable by the County of Orleans shall be

annual salary, with the Chairman's salary to be \$11,000.00, effective January 1, 1994, increasing to \$12,600.00 in 1995, and each other member to receive \$8,400.00 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 twenty-six cents (\$0.26) 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 twenty-six cents (\$0.26) 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, Tuohey; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 6-194

RESOLUTION DESIGNATING NEWSPAPERS

RESOLVED, that pursuant to Section 214, Subd. 2 of the County Law, the following newspapers be designated as the official newspapers of the County of Orleans for the publication of all local laws, notices and other matters required by law to be published:

The Albion Advertiser, Inc., published in the Village of Albion, New York;

The Medina Daily Journal-Register, Inc., published

in the Village of Medina, New York.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 7-194

RESOLUTION DESIGNATING NEWSPAPERS

WHEREAS, the Democrat member of this County Legislature has filed a certificate designating the Albion Advertiser, Inc. to publish the Concurrent Resolutions for 1994, the Tax Redemption Notices for 1994; the Official Canvas for 1993 and the Election Notices for 1994; and

WHEREAS, the Republican members of this County Legislature have filed a certificate designating the Medina Daily Journal-Register, Inc. to publish the Concurrent Resolutions for 1994, the Tax Redemption Notices for 1994, the Official Canvas for 1993 and the Election Notices for 1994;

NOW, THEREFORE, BE IT RESOLVED, that the County Legislature does hereby approve of such designations and hereby designates the Albion Advertiser, Inc. and the Medina Daily Journal-Register, Inc. to publish the Concurrent Resolutions for 1994, the Tax Redemption Notices for 1994; the Official Canvas for 1993 and the Election Notices for 1994; and be it

FURTHER RESOLVED, that all official notices required by law shall be printed solid in not exceeding eight-point type, 12 ems, and any proof of publication shall be filed in the County Treasurer's and County Clerk's Offices within twenty days after the last publication, and shall be accompanied by a statement of cost of such printing and the cost of printing shall be determined pursuant to Section 70-a of the Public Officers Law as amended. The reason for this regulation is to insure uniformity and composition and cost in official publications and printing.

Moved, Bennett; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower requested the listing of Standing Committees. Chairman Billings said he will get this to the Legislators. He stated that he is putting himself on all the committees for the purpose of receiving notices and any information regarding committee meetings.

County Attorney David Schubel said that Legislator

Callard is an employee of Fleet Bank, which is a depository of County funds. As a result, Legislator Callard is required to sign a Disclosure of Interest statement, which is on file in the office of the Clerk of the Legislature.

Mr. Dudek announced that there will be a Team Meeting held on Friday, January 14 at 1:30, and invited all Legislators to attend.

Legislator Bower; with a second from Legislator Phillips moved to adjourn the meeting at 4:50 p.m. Carried.

LEGISLATURE MEETING
January 12, 1994

Chairman Billings called the meeting to order at 4:30 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letters of acknowledgement from Senators Marino and DeFrancisco, and Andrew Zambelli regarding receipt of our resolution number 677-1293 regarding funding of Veterans agencies, and OTB minutes from October meeting.

Chairman Billings announced that Susan Heard has agreed to be a delegate to Intercounty of Western New York. Two more delegates are needed.

Legislator Bower moved to waive the rules to add a resolution to today's agenda; seconded by Legislator Bennett. In discussing the resolution, which would grant unpaid leave to employees, Legislator Bower said that 2126 hours had been taken without pay during 1993 and the savings to the County totals about \$15,000. All in favor of waiving the rules. Carried.

Chairman Billings informed the Legislature that the Clerk and Deputy Clerk will both be in attendance at the Conference Session; the Clerk in order to be aware of what is being discussed; the Deputy to take the minutes.

The following resolutions were adopted:

RESOLUTION NO. 8-194

RESOLUTION 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 1994 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 9-194

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of two vacant part-time Food Service Helper positions, Grade 1 of the CSEA Salary Schedule, in the Nursing Home.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 10-194

RESOLUTION DESIGNATING MAJORITY AND MINORITY LEADERS OF THE LEGISLATURE

RESOLVED, that Lyndon D. Billings is hereby designated by the Republicans as Majority Leader of the Legislature and that Richard Bennett is hereby designated by the Democrat as Minority Leader of the Legislature.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 11-194

RESOLUTION CONFIRMING APPOINTMENTS TO GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE

WHEREAS, the Orleans County membership on the GLOW Region Solid Waste Management Committee (the Committee), pursuant to an intermunicipal cooperation contract, consists of the Legislature Chairman, his alternate, and two additional representatives to be

nominated by the Chairman;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby confirm the Chairman's nominations to the Committee with terms to end December 31, 1994:

<u>NAME</u>	<u>REPRESENTATION</u>
Marcia Tuohey	Alternate
Homer Phillips	Legislature
Wayne Hale, Jr.	Planning Dept.

Moved, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution authorizing payment of claims, as the claims for January were pre-authorized in December, due to a change in auditing schedule.

Legislator Tuohey withdrew a resolution creating a position in the Department of Social Services. She said that she and Legislator Phillips discussed this with Carol Blake and agreed to re-introduce the resolution around February, after they familiarize themselves with the program.

Legislator Bower withdrew a resolution rescinding resolution number 652-1293, regarding purchases in the Mental Health Department. Susan Heard remarked that the purchase orders and Budget Adjustment Request Forms did not go along with the resolution. She added that it should be acted on at the next meeting, as this involves 1993 monies that need to be taken care of. Chairman Billings suggested that Mr. Metzger prepare a resolution for the next meeting.

The following resolutions were then adopted:

RESOLUTION NO. 12-194

RESOLUTION AUTHORIZING INCREASE IN 1993 BUDGET
ACCOUNTS FOR THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services was required by the State to make physical alterations to accommodate new computer equipment; and

WHEREAS, costs incurred as a result of this requirement will be fully reimbursed by the Federal and State governments, leaving no county cost;

NOW, THEREFORE, BE IT RESOLVED that the County Treasurer is hereby authorized to set up new budget monies as follows:

<u>Appropriation Accounts:</u>	<u>Revenue Accounts:</u>
A6010.250 - Other Equip.\$2675	A4610-Federal Aid \$1541
A6010.421 - Telephone 405	A3610-State Aid 1539
A6141.465 - HEAP 1050	A4641-HEAP 1050
Total \$4130	\$4130

Moved, Tuohey; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 13-194

RESOLUTION APPROVING APPOINTMENT TO THE ORLEANS COUNTY PLANNING BOARD

RESOLVED, that this Legislature does hereby approve the appointment of Lynn Canham of 11959 Maple Ridge Rd., Medina, to the Orleans County Planning Board, representing the Town of Shelby, for a three-year term ending December 31, 1996.

Moved, Phillips; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Callard introduced Local Law No. 1-Intro of 1994. The following resolutions were then adopted:

RESOLUTION NO. 14-194

RESOLUTION AUTHORIZING PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 1994 RE 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 26th day of January, 1994 at 4:20 p.m. at the Legislature Chambers, Court House Square, Albion, New

York.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 15-194

RESOLUTION APPROVING AGREEMENT WITH ORLEANS COUNTY
CORNELL COOPERATIVE EXTENSION

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$221,723 for the calendar year 1994, to Cooperative Extension; such payments to be made by the County in quarterly payments of \$55,430.75.

Moved, Phillips; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Phillips introduced a resolution approving an agreement with Genesee-Orleans Regional Arts Council; seconded by Legislator Radzinski. Chairman Billings remarked that this is no longer the Orleans County Art Council, but a regional arts council. Legislator Bennett asked about the agreement. The Clerk explained that after learning of the change yesterday, she checked the agreement, which had previously provided for office space, equipment, etc. In talking with Linda Blanchett, the Clerk was informed that the money to be provided by Orleans County for 1994 was to be used towards an "Arts Day" in Orleans County, as discussed at the October 27, 1993 Conference Session. The Clerk worded the agreement to this effect. Legislator Bower moved to table the resolution; seconded by Legislator Bennett. Carried, with Legislator Tuohey voting nay.

The following resolutions were then adopted:

RESOLUTION NO. 16-194

RESOLUTION APPROVING AGREEMENTS BETWEEN THE COUNTY AND
THE FOUR LIBRARIES WITHIN THE COUNTY

RESOLVED, that this Legislature does hereby approve the agreements between the County and the various libraries within the County, for the calendar year 1994, in the amounts as listed below; said amounts budgeted for 1994:

Swan Library
Albion, New York

\$11,093.95

Lee Whedon Memorial Library Medina, New York	\$ 9,477.54
Community Free Library Holley New York	\$ 6,386.97
Yates Community Library Lyndonville, New York	\$ 3,311.54

Moved, Callard; second Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 17-194

RESOLUTION APPROVING AGREEMENT FOR THE DEPARTMENT OF
SOCIAL SERVICES

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

- (1) Orleans County Attorney, Medina, NY for legal
services; effective January 1, 1994 through
December 31, 1994 at a cost of \$76,807.
County cost is \$19,202.

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

RESOLUTION NO. 18-194

RESOLUTION 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 Conservation District,
Albion, New York, for the provision of services by
"Soil and Water" for the calendar year 1994, at a cost
of \$42,441.00.

Moved, Phillips; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 19-194

RESOLUTION APPOINTING FISCAL AGENT FOR OAK ORCHARD
WATERSHED

RESOLVED, that this Legislature appoints Susan
Heard as the Fiscal Agent for the Oak Orchard
Watershed, effective January 1, 1994, at an annual

salary of \$2500.00

Moved, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 20-194

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes payment of \$15,225.00 to Erdman, Anthony and Associates for engineering services of the Fuel Farm design and construction.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 21-194

RESOLUTION AUTHORIZING AGREEMENT BETWEEN COUNTY CLERK AND B-SMART ENTERPRISES

WHEREAS, the County Clerk has reported increased public use of County telephones in her office due to increased business and the only public telephone on Court House Square is located in the lobby of the County Jail, which is not conveniently accessible to the public at the County Clerk's Office, nor in the Court House, and

WHEREAS, the New York Telephone Company will not approve installation of a telephone in this location unless it is 24-hour accessible, be it

RESOLVED, that this Legislature authorizes the County Clerk to contract with B-Smart Enterprises, Inc. for the installation of a public telephone in the back lobby of the County Clerk's Building, at no cost to the County; telephone to be installed, maintained and monitored by B-Smart to determine volume of use and evaluate for possible future county commission.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett presented a resolution authorizing the Highway Superintendent to advertise for bids; seconded by Legislator Radzinski. Legislator Bower inquired as to whether or not this equipment will be replaced every year so we do not have maintenance, as was previously discussed. Mr. Schubel said the bulldozer will be replaced; he did not know about the

backhoe. Legislator Bower commented that it will have to be bid that way. The following resolutions were then adopted:

RESOLUTION NO. 22-194

RESOLUTION AUTHORIZING HIGHWAY SUPERINTENDENT TO ADVERTISE FOR BIDS;

RESOLVED, that this Legislature does hereby authorize the Superintendent of Highways to advertise for bids for the following highway equipment:

- 1) 70 HP bulldozer
- 2) 6wh Dump Truck
- 3) Backhoe

and be it further

RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and County Attorney.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 23-194

RESOLUTION GRANTING THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION PERMISSION TO USE COUNTY OWNED PARCELS NEAR JOHNSON CREEK FOR TEMPORARY PEDESTRIAN DETOUR

WHEREAS, the New York State Department of Transportation proposed to replace the Route 18 bridge (B.I.N. 1014710) over Johnson Creek, and

WHEREAS, to accommodate construction of this bridge, an off-site State Highway detour will be used, and

WHEREAS, in addition, a temporary pedestrian bridge will be installed to allow access from Sunset Beach and Lakeside on the west side of Johnson Creek to the convenience store located on the east side, and

WHEREAS, the pedestrian detour will utilize the old highway bed located behind the convenience store, and

WHEREAS, a portion of the detour falls within two parcels of property owned by the County of Orleans, and

WHEREAS, the New York State Department of

Transportation has requested permission to use these parcels for installation, maintenance and removal of the temporary pedestrian detour, now, therefore, be it

RESOLVED, that this Legislature does hereby grant permission to the New York State Department of Transportation to use those parcels identified as being owned by the County of Orleans on the project plans for the installation, maintenance and removal of a temporary pedestrian detour upon the conditions that the New York State Department of Transportation will restore the parcels to their original condition upon completion of the project, and upon the further condition that in the event any trees on the parcels are removed, appropriate plantings will be included in the restoration to mitigate these tree removals, and be it

FURTHER RESOLVED, that in consideration of the foregoing the County of Orleans waives its right to any monetary compensation from New York State Department of Transportation for its use of the parcels during the term of the project.

Moved, Bennett; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 24-194

RESOLUTION AUTHORIZING DISPOSAL OF VEHICLES FROM COUNTY IMPOUND

WHEREAS, certain vehicles have been placed in the County impound yard due to various investigations and have remained unclaimed by the owners, be it

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to dispose of such vehicles by securing bids after all rules pertaining to contacting the owners have failed to produce results, and be it

FURTHER RESOLVED, that the Orleans County Treasurer be authorized to appropriate any funds generated from any sale of these vehicles to Revenue Account A2655, Minor Sales.

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution approving agreements for Social Services; seconded by Legislator Phillips. Legislator Tuohey said, regarding St. Joseph's Villa, there was one child covered under the agreement during 1993. The following resolutions were then adopted:

RESOLUTION NO. 25-194

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR 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:

- (1) Orleans County Sheriff's Department, Albion, NY for the provision of deputy services; effective January 1, 1994 through December 31, 1994 at a cost of \$31,356. County cost is \$7,839.
- (2) St. Joseph's Villa, Rochester, NY for provision of foster care services; to be effective January 1, 1994 - December 31, 1994 at a cost of \$100,000 per child. County cost is \$34,000
- (3) Orleans County Job Development Agency, Albion, NY for administration of employment and training program for public assistance recipients; effective January 1, 1994 through December 31, 1994 at a cost of \$117,470. County cost is \$26,431.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 26-194

RESOLUTION AUTHORIZING UPGRADE IN THE COUNTY HEALTH
DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the increase in the Director of Patient Services' salary, in the County Health Department, effective January 1, 1994, from Step 3 to Step 4, on the Management Salary Schedule

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

RESOLUTION NO. 27-194

RESOLUTION AUTHORIZING PURCHASE IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of three types of rabies vaccine, at a cost of \$7,514.00, to be purchased from Connaught

Laboratories for use by the Health Department, to be paid from 1993 funds, Account 4010-410, Health Department - Rabies Control.

Moved, Bower; second, Callard.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution authorizing the Director of Mental Health to create and fill a Case Manager position; seconded by Legislator Bennett. Legislator Bower said he does not like to see State employees working with County employees. He also said the current vacant Case Manager position would have to be filled with one of the top three candidates on the Civil Service list, which would eliminate a good worker if this new one is not created. He said he feels this should be a County position, and if the State cuts the funding, he will vote against continuing the position at that time. Legislator Tuohey said the Mental Health Director has indicated that the State and County employees work well together. She said her problem is that we take on State programs that are supposedly 100% funded, and down the road some of the funding stops. Even though it is 100% reimbursed, we still increase our appropriations. She said if this position is not created, it will not jeopardize any services. ault that the State has decided to put all these Mental Health clients back into the community. It doesn't matter whether we have a State or County employee, but it is our responsibility to provide a service to these people. Legislator Callard said as long as we are working within the budget and it is reimbursible, he does not have a problem, but if the funding was lost, he would vote against continuing the position at that time. Legislator Tuohey said she would like to table the resolution until we find out if one person on the Civil Service list is going to opt out, making the current County employee reachable. Chairman Billings said this could be tabled as a money matter. Mr. Schubel's opinion is that our Rules of Procedure state that it can be tabled as a money matter if an appropriation is called for. Resolution tabled.

The following resolution was then adopted:

RESOLUTION NO. 28-194

RESOLUTION AUTHORIZING EXTENSION OF TELEPHONE SERVICE AGREEMENT

RESOLVED, that this Legislature does hereby authorize the extension of the telephone service agreement with Doherty Communication Systems, to be extended on a month to month basis, as determined

necessary by the Chief Administrative Officer, for a period not to exceed five months.

Moved, Callard; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution authorizing unpaid leave for County employees; seconded by Legislator Tuohey. Mr. Schubel said the subject of this resolution is considered a subject for negotiation, under the Taylor Law. He said if the Legislature adopts the resolution without discussing it with the union, we would be exposing the County to an unlawful labor practice. Legislator Bower said this was discussed with the union before we adopted this resolution the first time, in prior years. Mr. Schubel said at that time there was a memorandum of agreement with the union. Mr. Schubel will take care of the legalities regarding this resolution. The following resolution was then adopted:

RESOLUTION NO. 29-194

RESOLUTION AUTHORIZING MAXIMUM OF FIFTEEN DAYS UNPAID LEAVE FOR COUNTY EMPLOYEES WITH CERTAIN RESTRICTIONS

WHEREAS, this Legislature is considering ways to further reduce County expenditures for the remainder of 1994; and

WHEREAS, the proposal has been made that the Legislature allow County employees to take unpaid leave, for up to a maximum of fifteen days, without losing the ability to continue to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and

WHEREAS, said leave is to be granted at the discretion of the department head;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby authorize a maximum of fifteen days unpaid leave for County employees, without said employees losing their ability to accumulate sick leave time during the month the unpaid leave is used, provided such leave does not violate the terms of the union contract; and be it further

RESOLVED, that this authorization for unpaid leave shall be effective immediately for all employees except those included in the bargaining unit; who will be eligible for unpaid leave upon the signing of an agreement with the union covering unpaid leave, and be it

FURTHER RESOLVED, that this authorization will terminate December 31, 1994.

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

Legislator Callard moved to adjourn; with a second from Legislator Radzinski.

Meeting adjourned at 5:30 p.m.

LEGISLATURE MEETING
January 26, 1994

The Chairman called the meeting to order at 4:40 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Planning Board schedule for 1994, record of 1993 attendance and December minutes, letter of acknowledgement from NYSAC regarding our resolution 677-1293, letter from Fire Advisory Board indicating support to the Carlton Fire Co. regarding the replacement of the Kenyonville Rd. bridge, and agenda for February Youth Board meeting.

The following resolutions were adopted:

RESOLUTION NO. 30-194

RESOLUTION AUTHORIZING LIFELINE EQUIPMENT PURCHASE IN OFFICE FOR THE AGING

RESOLVED, that this Legislature authorizes the purchase of 10 Lifeline Communicators under a planned growth agreement with Lifeline Systems which guarantees price at \$647.00 per unit for a total of \$6470.00; such purchase to be completely covered by Lifeline income.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 31-194

RESOLUTION SETTING UP BUDGET MONIES IN 1994 OFFICE FOR THE AGING ACCOUNTS

WHEREAS, Niagara Mohawk Power Corporation awarded \$4,000.00 to the Office for the Aging in 1991, which has been carried over through 1993, and \$3570.60 of

this money remains unexpended, and

WHEREAS \$2,000.00 was awarded by Niagara Mohawk in 1994; be it

RESOLVED, that the Orleans County Treasurer is hereby authorized to set up budget monies in the amount of \$3570.60 from 1993 Fund Balance to the 1994 Office for the Aging budget account 6772.486, Grants and Programs, and be it

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

<u>Revenue Account:</u>	<u>Appropriation Account:</u>
A1972.- Aging Programs	6772.486 - Grants & Programs
\$2000.00	\$2000.00

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 32-194

RESOLUTION 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 \$12,105; said amount to be paid in equal monthly installments of \$1,008.75, upon the submission of a county voucher at the end of each month.

Moved, Tuohey; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 33-194

RESOLUTION APPROVING AGREEMENT FOR ATTORNEY SERVICES BETWEEN ORLEANS COUNTY ATTORNEY AND MENTAL HEALTH SERVICES

RESOLVED, that the agreement between the Office of the County Attorney and Orleans County Mental Health, for legal services in the amount of \$2,000.00 to be paid in semi-annual payments for a one year term ending December 31, 1994, is hereby approved.

Moved, Tuohey; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 34-194

RESOLUTION 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 \$5,633.00 as its share of the 1994 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 Paul L. Howard, Executive 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 \$220,000.00; 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, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 35-194

RESOLUTION APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND GENESEE ORLEANS HOMEMAKERS, INC.

RESOLVED, that this Legislature does hereby approve the County Office for the Aging 1994 service contract with Genesee Orleans Homemakers, Inc., providing for housekeeper, personal care aide services, and supervision to persons over age 60 for the period January 1994 through December 31, 1994 and be it

FURTHER RESOLVED, that said contract shall set the

fee for service at \$8.11 per hour for housekeeper aides and \$9.63 per hour for personal care aides at a total cost of \$93,369 with \$84,158 reimbursement.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution approving utilization of space at Ontario County Youth Care Facility; seconded by Legislator Bower. Legislator Tuohey said there was no cost indicated on the fact sheet. Legislator Bennett said that is because no one from Orleans County is at the facility now. Chairman Billings asked the Clerk if she had the cost for the contract. She responded that it is \$180.00 per day, per child, plus a \$20.00 health assessment fee per child, if required. The following resolutions were then adopted:

RESOLUTION NO. 36-194

RESOLUTION APPROVING UTILIZATION OF SPACE AT ONTARIO COUNTY YOUTH CARE FACILITY

RESOLVED, that this Legislature approves the agreement between the Ontario County Youth Care Facility and the Orleans County Probation Department, allowing juveniles within the jurisdiction of Orleans County to be housed at the Ontario County Youth Care Facility, commencing January 1, 1994 and terminating December 31, 1994.

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

RESOLUTION NO. 37-194

RESOLUTION AUTHORIZING PAYMENT OF DUES TO VARIOUS ORGANIZATIONS

RESOLVED, that this Legislature authorizes payments of dues to the following organizations:

New York State Association of Counties...	\$2,900.00
Intercounty Association of WNY.....	\$ 50.00
Supervisors & County Legislators Assn....	\$ 25.00

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 38-194

RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 1994 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 1994 was introduced at a regular meeting of the Orleans County Legislature held on January 12, 1994, and a public hearing was held on January 26, 1994 at which time all interested persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 1 OF THE YEAR 1994

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, 1994:

<u>Employee</u>	<u>Proposed Salary</u>	<u>Longevity Bonus</u>	<u>Total Salary</u>
Sheriff	47,445	650.00**	48,095
Highway Superintendent	46,143	650.00**	46,793
Director of Personnel	36,938		36,938
Real Property Tax Director	24,341		24,341
Election Commissioner-2	6,564 each		6,564 each
Commissioner of Social Services	42,448	325.00*	42,773

* Indicates 15-20 years of service.

** Indicates 20-25 yr. of service. This longevity bonus shall be paid in the payroll next 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, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Bower.

RESOLUTION NO. 39-194

RESOLUTION AUTHORIZING PAYMENT TO GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, \$5,633.00 has been appropriated to account 8025.432, Joint Planning Board, for Orleans County's contribution to the Genesee/Finger Lakes Regional Planning Council, be it

RESOLVED, that this Legislature authorizes payment of \$5,632.96, as requested by Genesee/Finger Lakes Regional Planning Council.

Moved, Phillips; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 40-194

RESOLUTION APPROVING AGREEMENT WITH MRB GROUP FOR FEASIBILITY STUDY ON HANDICAPPED ACCESS TO COUNTY CLERK'S BUILDING

RESOLVED, that this Legislature approves the agreement with MRB Group to prepare a feasibility study to determine how best to provide handicapped access to the County Clerk's building, at a lump sum cost of \$1400.00; cost of this engineering service to be paid from account 1620.482, Buildings and Grounds Engineering Services.

Moved, Bennett; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Callard withdrew a resolution authorizing the Records Management Officer to submit a grant application.

The following resolutions were then adopted:

RESOLUTION NO. 41-194

RESOLUTION APPROVING APPOINTMENT TO INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK

RESOLVED, that this Legislature appoints Susan Heard as Orleans County's delegate to the Inter-County

Association of Western New York, and be it

FURTHER RESOLVED, that every effort will be made for other representatives of Orleans County to attend the Inter-County meetings throughout the year.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 42-194

RESOLUTION APPROVING GENESEE-ORLEANS JAIL SPACE AGREEMENT

RESOLVED, that the Genesee-Orleans Jail Space Agreement, which provides for the housing of prisoners from Genesee County in the Orleans County Jail, is approved by this Legislature, and be it

FURTHER RESOLVED, that Genesee County shall pay Orleans County the sum of \$55.00 per day for each prisoner, as well as an annual flat fee of \$15,000.00; said fee to be paid as stipulated in paragraph 1, section b of agreement, and be it

FURTHER RESOLVED, that the Orleans County Sheriff and the Chairman of the Legislature are hereby authorized to sign said agreement on behalf of the County.

Moved, Radzinski; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 43-194

RESOLUTION AMENDING CHIEF ADMINISTRATIVE OFFICER'S JOB DESCRIPTION

WHEREAS, when the duties of Budget Officer were previously combined with those of the Treasurer, the Budget Officer position was eliminated, and

WHEREAS, the Budget Officer duties have since been removed from the Treasurer's responsibilities, leaving the Budget Officer position non-existent, and

WHEREAS, resolution number 2-194 made an appointment to a non-existing position, and

WHEREAS, the County desires to minimize the number of positions, be it

RESOLVED, that resolution number 2-194 is hereby modified by changing the first RESOLVED to read as

follows:

RESOLVED, that the Chief Administrative Officer's job description shall be amended to include the statement "shall be County Budget Officer."

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 44-194

RESOLUTION AUTHORIZING ADDITIONAL COMPENSATION FOR CONFIDENTIAL STENOGRAPHER TO CHIEF ADMINISTRATIVE OFFICER

RESOLVED, that the Confidential Stenographer to the Chief Administrative Officer shall be entitled to receive added compensation of \$500.00 annually for providing clerical services for the Budget Officer; said compensation to be paid as part of the regular bi-weekly payroll.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 45-194

RESOLUTION APPROVING APPOINTMENTS TO PLANNING BOARD

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

<u>NAME</u>	<u>REPRESENTS</u>	<u>TERM EXPIRES</u>
George Callard	Carlton	12/31/96
Ann Walch	Carlton - alternate	12/31/96
Joseph Szalay	Shelby - alternate	12/31/96

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 46-194

RESOLUTION AUTHORIZING PAYMENT TO HEALTH SYSTEMS AGENCY OF WESTERN NEW YORK

WHEREAS, \$1,000.00 has been budgeted in account 4527.485, Health Systems Agency, for the 1994 allocation to that agency, be it

RESOLVED, that this Legislature authorizes payment of \$1,000.00 to Health Systems Agency of Western New

York.

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

RESOLUTION NO. 47-194

RESOLUTION AMENDING LONGEVITY PORTION OF MANAGEMENT
COMPENSATION PLAN

RESOLVED, that the Management Compensation Plan is
hereby amended as follows:

LONGEVITY

Effective January 1, 1991, all full time employees
covered by this plan, with the exception of the
Elections Office, who have completed fifteen or
more years of continuous full time service, shall
be entitled to receive an annual longevity bonus
as follows:

<u>YEARS OF SERVICE</u>	<u>LONGEVITY BONUS</u>
15 through 19	\$325.00
20 through 24	\$650.00
25 and over	\$975.00

The bonus shall be paid in the payroll next
following the employee's anniversary date.

To be eligible for the bonus, the employee (other
than elected officials) must be employed by the
County in a full-time position on his/her
anniversary date.

Eligible elected officials who leave County
service, shall be entitled to receive a prorated
portion of the bonus earned from their last
anniversary date.

and be it

FURTHER RESOLVED, that this amendment be effective
as of December 1, 1993.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower presented a resolution appointing
Community Action Board members; seconded by
Legislator Bennett. Legislator Bower asked if all the
appointees are re-appointments. Chairman Billings
replied that they are. In reply to a question from
Legislator Bower, he said they are a good group and

are quite regular at attending meetings. The following resolutions were then adopted:

RESOLUTION NO. 48-194

RESOLUTION APPOINTING COMMUNITY ACTION BOARD MEMBERS

RESOLVED, that this Legislature hereby makes the following appointments to the Community Action Board, all to serve a one-year term, expiring December 31, 1994:

<u>NAME</u>	<u>REPRESENTATION</u>
Mike Paduchak	Legislator Billings
Geary Shenck	Legislator Callard
Ashley Ward	Legislator Tuohey
June Humphrey	Legislator Bennett
Salome Riley	Legislator Radzinski
Norma Warne	Legislator Phillips
George Bower	Legislature Appointee to the Board of Directors

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

RESOLUTION NO. 49-194

RESOLUTION APPOINTING REPRESENTATIVE TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

RESOLVED, that this Legislature appoints Homer Phillips as the Legislative representative to the Genesee Finger Lakes Regional Planning Council, for a 2-year term ending December 31, 1995.

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 50-194

RESOLUTION AMENDING RULES OF PROCEDURE

RESOLVED, that this Legislature authorizes the amending of the Rules of Procedure as follows:

Rule Number 24 - Executive Succession - the listing for 1994 reads as follows:

Legislator Marcia Tuohey, Dist. 1
Legislator George Bower, At Large
Legislator Richard Bennett, At Large
Legislator Ronald Radzinski, Dist. 3
Legislator Homer Phillips, Dist. 2
Legislator David Callard, At Large

Moved, Tuohey; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 51-194

RESOLUTION CONFIRMING APPOINTMENTS TO FISH AND WILDLIFE MANAGEMENT ACT BOARD

RESOLVED, that this Legislature does hereby confirm the appointments of the following to the Fish and Wildlife Management Act Board, said terms to end December 31, 1995:

<u>NAME</u>	<u>REPRESENTATION</u>
Homer Phillips	Legislature
Ronald Radzinski	Legislature
Lyell Johnson	Sportsmens' Federation
Jerry Van Auker	Sportsmens' Federation (Alternate)

Moved, Phillips; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 52-194

RESOLUTION APPROVING SEAR-BROWN ASSOCIATES AS ARCHITECTURAL ENGINEERING FIRM FOR NURSING HOME ADDITION AND RENOVATION

WHEREAS, Sear-Brown Associates was used in developing plans for proposed project and Certificate of Need Submission, and

WHEREAS, Sear-Brown Associates studied construction approaches for the project, and

WHEREAS, the total cost of their services will be \$152,819, and

WHEREAS, the amount falls within New York State norms and will be fully reimbursed over the life of the bond issue, now, therefore, be it

RESOLVED, that this Legislature does hereby appoint Sear-Brown Associates as the Architectural/Engineering firm for the Nursing Home project, subject to the approval of the agreement by the Orleans County Attorney.

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

RESOLUTION NO. 53-194

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO ADVERTISE FOR BIDS FOR WHEELCHAIR VAN

RESOLVED, that this Legislature authorizes the Administrator of the Nursing Home to advertise for bids for the purchase of a wheelchair van for use by the Orleans County Nursing Home.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 54-194

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO ADVERTISE FOR BIDS FOR WATER SOFTENER

RESOLVED, that this Legislature authorizes the Administrator of the Nursing Home to advertise for bids for the purchase of a water softener for use by the Orleans County Nursing Home.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution authorizing the Sheriff to advertise for bids for patrol cars; seconded by Legislator Bower. Legislator Tuohey explained that the Sheriff originally had \$75,000 budgeted for the cars, but his budget was cut to \$50,000. He is going to try to get 5 cars for the \$50,000. The following resolutions were then adopted:

RESOLUTION NO. 55-194

RESOLUTION AUTHORIZING SHERIFF TO ADVERTISE FOR BIDS FOR PATROL CARS

RESOLVED, that this Legislature does hereby authorize the Orleans County Sheriff to advertise for bids for four (4) patrol cars and one (1) unmarked car.

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

RESOLUTION NO. 56-194

RESOLUTION APPROVING AGREEMENT WITH COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY TO PROVIDE ECONOMIC DEVELOPMENT SERVICES

WHEREAS, the County of Orleans Industrial Development Agency is organized for the purposes of promoting and encouraging economic development within the county; and

WHEREAS, the Orleans County Legislature and the County of Orleans Industrial Development Agency are desirous of consummating an agreement to continue a comprehensive and aggressive economic development program in Orleans County;

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Legislature is hereby authorized to sign an agreement between the County of Orleans and the County of Orleans Industrial Development Agency providing professional staff to continue a local industry retention and expansion program; said agreement to be in effect from January 1, 1994 to December 31, 1994 at a cost not to exceed \$28,666.00; and be it

FURTHER RESOLVED, that upon the submission of a voucher to the County for auditing purposes, payments shall be made by the the County to the IDA as follows:

<u>1994</u>	
January, 1, 1994	\$7,166.50
April 1, 1994	7,166.50
July 1, 1994	7,166.50
October 1, 1994	7,166.50

Moved, Phillips; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower presented a resolution creating and abolishing positions in Mental Health; seconded by Legislator Bennett. Legislator Tuohey remarked that money will be saved by these position changes. Chairman Billings said that during the Finance Committee meeting this morning, it was decided that any money saved as a result of position changes would

be added to the contingent fund. Legislator Bower accepted this addition to the resolution. Mr. Dudek commented that only the portion that is the county share can be put into the contingent fund. The following resolutions were then adopted:

RESOLUTION NO. 57-194

RESOLUTION CREATING AND ABOLISHING POSITIONS IN MENTAL HEALTH AND AUTHORIZING FILLING OF VACANCY

RESOLVED, that this Legislature approves the creation of the title Clinic Director in the Department of Mental Health under the Orleans County Management Compensation Plan at Grade 6 at a salary of \$37,980, and the abolishment of the title of Psychiatric Nurse Practitioner/Clinic Coordinator; and be it

FURTHER RESOLVED, that the Director of Mental Health is authorized to fill this vacant newly created position, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to transfer the County share of any savings generated by these position changes, from account 4310.100, Mental Health Personal Services, to the Contingent Account, 1990.435.

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

RESOLUTION NO. 58-194

RESOLUTION AUTHORIZING SALE OF COUNTY OWNED PROPERTIES IN THE TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey the following:

unto Louis E. Raymondjack, 521 Eagle St., Medina, N.Y., for the sum of \$4,458.23, Parcel No. 93, Tax Map No. 79.8-1-68, being formerly assessed to Louis E. Raymondjack, bounded and described as follows: In the town of Ridgeway, Orleans County, N.Y. being known as 517 Eagle St., 66.00 x 155.00'

unto Louis Raymondjack, 521 Eagle St., Medina, N.Y. 14103, for the sum of \$6,337.42, Parcel No. 94, Tax Map No. 79.8-1-69, being formerly assessed to Louis Raymondjack bounded and described as follows: In the Town of Ridgeway, Orleans County, N.Y., being known as 521 Eagle St., 66.00 x 155.00'

unto Louis E. and Norma G. Raymondjack, 521 Eagle St., Medina, N.Y. for the sum of \$1,116.04, Parcel No. 98, Tax Map No. 79.35-1-35, being formerly assessed to Louis E. & Norma G. Raymondjack, bounded and described as follows: In the Town of Ridgeway, Orleans County, N.Y., being known as 414 N. Academy St., 41.50 x 157.08'

all premises contained in the 1993 delinquent tax list In the Foreclosure In Rem Proceedings, as contained in the deeds to the County of Orleans and filed in the Orleans County Clerk's Office; all filed in Liber 504 of Deeds at Page 171; and the County Treasurer is hereby authorized to make and deliver a deed for these properties to the said purchaser upon payment of the aforementioned purchase prices.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 59-194

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF ALBION

RESOLVED, that this Legislature sell and convey unto Elizabeth M. Reed, 11536 Mulberry Dr., Grass Valley, California 95945, for the sum of \$696.08, Parcel No. 14, Tax Map No. 72.-3-66 of the premises contained in the 1993 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 504 of Deeds at Page 168, being formerly assessed to Elizabeth M. Reed, bounded and described as follows: In the Town of Albion, Orleans County, New York, being known as L25, T15, R2, .50 acre, Phipps 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 60-194

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF YATES

RESOLVED, that this Legislature sell and convey unto Clayton E. Searls and Edward Yaxley, 2504 Murdock Rd., Medina, N.Y. 14103, for the sum of \$4,725.02, Parcel No. 140, Tax Map No. 24.-1-36.114 of the

premises contained in the 1993 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 504 of Deeds at Page 173, being formerly assessed to Clayton E. Searls and Edward Yaxley, bounded and described as follows: In the Town of Yates, Orleans County, New York, being known as L8, T16, R4, 1995 Angling Rd., 1.90 acres; 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Callard presented a resolution authorizing the Treasurer to downgrade a position; seconded by Legislator Tuohey. Mrs. Heard said she will donate the savings to the contingent fund. She said there will be a savings of about \$10,000 due to all the position changes covered by three resolutions. Legislator Callard accepted an addition to the three resolutions; indicating that the savings will be added to the contingent fund. The following resolutions were then adopted:

RESOLUTION NO. 61-194

RESOLUTON AUTHORIZING TREASURER TO DOWNGRADE POSITION AND FILL VACANCY

RESOLVED, that this Legislature does hereby authorize the County Treasurer to downgrade the vacant part-time Senior Account Clerk Typist position in the Treasurer's office to a part-time Account Clerk Typist, Grade 5, and be it

FURTHER RESOLVED, that the County Treasurer is authorized to fill this vacant position, effective immediately, and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer any money saved as a result of these position changes from account 1325.100, Treasurer Personal Services, to account 1990.435, Contingent Account.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 62-194

RESOLUTION AUTHORIZING UPGRADES IN TREASURER'S OFFICE

WHEREAS, the Principal Account Clerk position in the Treasurer's office has recently been vacated, and

WHEREAS, the Date Entry Machine Operator title is not appropriate for the work being performed within that title, be it

RESOLVED, that this Legislature authorizes the Treasurer to upgrade the Senior Account Clerk Typist to the vacant Principal Account Clerk position, and upgrade the current Data Entry Machine Operator to fill the vacant Senior Account Clerk Typist position, in accordance with the guidelines as established by the CSEA contract, effective immediately and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer any money saved as a result of these position changes from account 1325.100, Treasurer Personal Services, to account 1990.435, Contingent Account.

Moved, Callard; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 63-194

RESOLUTION ABOLISHING AND CREATING POSITIONS IN TREASURER'S OFFICE

WHEREAS, the Treasurer has requested that the Data Entry Machine Operator position be upgraded to that of a Senior Account Clerk Typist position, be it

RESOLVED, that this Legislature authorizes the County Treasurer to abolish the Data Entry Machine Operator position and create an Account Clerk Typist position to replace this abolished position; such vacancy authorized to be filled immediately.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 64-194

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR 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:

- (1) Orleans County Highway Department, Albion, NY

for the administrative supervision of Work Experience Crew Leaders; effective January 1, 1994 through December 31, 1994 at a cost of \$54,304. County cost is \$21,722.

- (2) Orleans County Office for the Aging, Albion, NY for the provision of PERS (Personal Emergency Response Services); effective January 1, 1994 through December 31, 1994 at a cost of \$50 installation charge and \$31 monthly service charge per recipient. County cost is 25%.

Moved, Tuohey; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 65-194

RESOLUTION AUTHORIZING FREED, MAXICK, SACHS AND MURPHY, PC TO COMPLETE THE REQUIRED NYS DEPARTMENT OF MENTAL HYGIENE CONSOLIDATED FISCAL REPORT

WHEREAS, the New York State Office of Mental Health requires that a New York State Department of Mental Hygiene Consolidated Fiscal Report (CFR) be furnished by the Department of Mental Health; and

WHEREAS, this report must be audited and certified by an Independent Certified Public Accountant; and

WHEREAS, the Orleans County Department of Mental Health requested quotes from four (4) independent firms, receiving quotes from two firms, one firm declined and one did not respond.

NOW, THEREFORE, BE IT RESOLVED, that the agreement to complete, audit, and certify the Consolidated Fiscal Report be awarded to Freed, Maxick, Sachs and Murphy, Certified Public Accountants, at a cost not to exceed \$5,000.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 66-194

RESOLUTION REQUESTING THE LEGISLATURE RESTORE \$26,880. OF REQUESTED APPROPRIATION FOR PSYCHIATRY SERVICES IN THE 1994 ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH BUDGET AND APPROVING SETTING UP OF MONIES IN MENTAL HEALTH ACCOUNTS.

WHEREAS, there is a need for additional psychiatry services for 1994 in the Orleans County Department of

Mental Health, and

WHEREAS, the County appropriation was reduced by \$26,880. without reducing a like amount in Revenue Account A1620, and

WHEREAS, the revenue cannot be achieved without contracting with a psychiatrist to provide the services, and

WHEREAS, these services are proposed to be provided by Dr. Cretella, now, therefore, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies in Mental Health Accounts as follows:

Revenue Account:
A3490 - State Aid

\$13,440

Appropriation Account:
A4310.452 - Personal
Service Contracts
\$13,440

TRANSFER FROM:

Contingent 1990.418 \$13,440

TRANSFER TO:

Mental Health 4310.452
Personal Service Contracts \$13,440

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

RESOLUTION NO. 67-194

RESOLUTION AUTHORIZING THE EMPLOYEES ASSISTANCE PROGRAM COMMITTEE (EAP) OF ORLEANS COUNTY TO AMEND THE BY-LAWS

WHEREAS, the EAP Committee of Orleans County recommends the following underlined changes to the By-Laws of the EAP of Orleans County:

Page 3 , Article III

Membership

(1) The membership shall consist of (9) voting members...

Five (5) members shall be appointed by the County Legislature.

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Employees Assistance

Program Committee (EAP) of Orleans County to amend its By-Laws as stated above, and be it

FURTHER RESOLVED, that Nadine Paduchak be appointed by the Orleans County Legislature to the Orleans County EAP Committee.

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

RESOLUTION NO. 68-194

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO EXPEND EXCESS 100% STATE 1993 COMMUNITY SUPPORT SERVICES FUNDS FOR DESCRIBED EQUIPMENT.

WHEREAS, \$14,814.64 of 100% State 1993 Community Support Service funds has been identified as expendable for the described equipment,
and,

WHEREAS, the New York State Office of Mental Health has indicated that unspent funds be utilized for useful, appropriate one time expenditures proposed as follows:

1) Lateral files (1)	\$ 1,345.00
2) Radio System	3,878.15
3) Deck Panels	500.00
4) 60" Gas Stove, 6 burner, grill 2 ovens and stove hood	5,759.00
5) Laser Printer (1) / Cables	650.00
6) VGA Monitors (2)	849.00
7) Wall presentation Cabinet (1), Raised Cart for TV/Video (1) and Fax Machine	1,294.99
8) Water Fountain/ADA Approved(1)	<u>538.50</u>
TOTAL	\$14,814.64

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Director of Mental Health to expend \$14,814.64 of 1993 unspent Community Support Services funds for equipment as listed above, and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to transfer \$14,814.64 from 4320-418 (Unspent Community Support Services funds) to other equipment 4320-250, and be it

FURTHER RESOLVED, that this resolution rescinds resolution #652-1293.

Moved, Bower; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 69-194

RESOLUTION APPROVING AGREEMENTS FOR MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following consultants to the Mental Health Department for the calendar year 1994.

- 1). Henry Cretella, M.D., 300 Crittenden Blvd., Rochester, New York 14620 providing services as a Staff Child Psychiatrist for 8 hours per week at an hourly rate of \$90.00 for 48 weeks.
- 2) Virginia J. Duffy, Ph.D., R.N., C.S., 6398 Shore Acres Drive, Hilton, New York 14468 as a Psychiatric Nurse Practitioner for 09 hours per week at an hourly rate of \$60.00 for 48 weeks.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 70-194

RESOLUTION APPROVING AGREEMENT BETWEEN GENESEE-ORLEANS HOMEMAKERS, INC. AND THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the agreement between the County Health Department and Genesee-Orleans Homemakers, Inc. to provide Home Health Aide service to the Orleans County Health Department Home Health Agency for the calendar year 1994, with costs to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, and other third party insurances; thus, there is no cost to the County.

Moved, Bower; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent

RESOLUTION NO. 71-194

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND WESTSIDE HOME CARE AGENCY, LTD

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health

Department and Westside Home Care Agency, LTD, to provide Home Health Aide services to the Orleans County Health Department Home Health Agency for the calendar year 1994, with costs to be paid on a per hour basis. Reimbursement is received from Medicare, Medicaid, and other third party insurances; thus, there is no cost to the County.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 72-194

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND GENESEE COUNTY BOARD OF HEALTH (GENESEE LABORATORY BOARD OF MANAGERS)

RESOLVED, that this Legislature does hereby approve the Agreement between the County Health Department and the Genesee County Board of Health (Genesee Laboratory Board of Managers) for laboratory services for the calendar year 1994. Cost to be reimbursed through State Aid at 40%.

Moved, Bower; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 73-194

RESOLUTION APPROVING SUBMISSION OF APPLICATIONS FOR GRANTS IN THE COUNTY HEALTH DEPARTMENT

WHEREAS, approximately \$15,000-\$20,000 is available from the Center for Disease Control for breast health awareness and screening programs,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the submission of an applications by the County Health Department for the above aforementioned grant.

Moved, Bower; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 74-194

RESOLUTION APPROVING THE TRANSFER OF THE ADMINISTRATIVE RESPONSIBILITY OF THE COUNTY CORONER'S OFFICE TO THE COUNTY HEALTH DEPARTMENT

WHEREAS, the elected Coroners provide investigative services to determining and documenting the cause and manner of death of persons in Orleans

County; and

WHEREAS, there has been no previously established departmental administrative responsibility of the Coroner's Office; and

WHEREAS, it has been determined by departmental discussion and consultation with the Legislature that services and resources would be maximized by transferring the administration of the Coroner's Office to the County Health Department;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the transfer of the Coroner's Office to the County Health Department, effective January 1, 1994.

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 75-194

RESOLUTION AUTHORIZING EXTENSION OF LEAVE OF ABSENCE AT NURSING HOME

WHEREAS, resolution number 280-593 authorized an unpaid leave of absence for Cecelia M. Nowicki, an employee of the Nursing Home, through June 20, 1993, and

WHEREAS Mrs. Nowicki has written orders from her physician to remain out of work through March 1, 1994, now, therefore, be it

RESOLVED, that this Legislature authorizes an extension of the previously granted unpaid leave of absence for Cecelia M. Nowicki through March 1, 1994.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 76-194

RESOLUTION APPROVING PURCHASE OF MICROFILM READER-PRINTER FROM RECORDS MANAGEMENT GRANT

RESOLVED, that this Legislature does hereby approve the purchase of a microfilm reader-printer from Business Methods, Inc. at a cost of \$5,941.65; to be paid from account 1460.220 by monies received from State Records Management Grant.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Phillips removed a resolution from the table, to approve the agreement with the Genesee-Orleans Regional Arts Council; seconded by Legislator Radzinski. Legislator Bower said we wanted additional information regarding this. Legislator Tuohey moved to table the resolution, with a second from Legislator Bennett. It was agreed that the Clerk would contact Bill Lattin and Linda Blanchett to attend the next Conference Session to speak about the Arts Council.

Legislator Bower removed a resolution from the table, directing the Director of Mental Health to create and fill a position; seconded by Legislator Bennett. After presentation of the resolution, it was defeated, as follows:

RESOLUTION NO. 77-194

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO CREATE AND FILL A POSITION OF CASE MANAGER IN THE ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, the New York State Office of Mental Health would provide additional 100% Community Support Services funds specifically for the Orleans County Department of Mental Health to hire a Case Manager, and

WHEREAS, this position would replace a shared state staff position at Orleans County Mental Health, and

WHEREAS, this position would enable the Department to hire a county resident with no use of county dollars, and

WHEREAS, this Case Manager will continue to provide services, statistics and generate income at the level projected for this position in the 1994 budget, , and

WHEREAS, it is further agreed that if Community Support Services (CSS) funds for this position are withdrawn by the State Office of Mental Health, that the position will be eliminated, now, therefore, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to create and fill the position of Case Manager, at Grade 11 with an annual salary of \$19,538 and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to establish the necessary accounts in 1994 as follows:

Revenue Account 3490	\$23,641.00
State Aid	

Appropriation Accounts:

4320-100	Personal Services	\$19,538.00
9020-620	Medicare	283.00
9030-630	Social Security	1,211.00
9040-633	Workmen's Comp.	363.00
9060-650	Hospitalization	2,172.00
9050-636	Unemployment	<u>74.00</u>

TOTAL	\$23,641.00
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Moved, Bower; second, Bennett.

DEFEATED. 5 nays; 2 ayes, Legislators Bennett and Bower; 0 absent.

Mr. Dudek said the remedy for the Medina site was discussed at the Radio Committee meeting this morning. This involves about \$10,500.00 that E.F. Johnson wants for putting in the transmitter in the Public Safety building which would solve the problem there. Mr. Dudek said he has called Jay Murray who has indicated that E.F. Johnson is willing to split the cost with the County. He said they requested that the County commit that any other single site problems be solved under the county contract. If we send a letter to that effect, E.F. Johnson will give us a price that is half of what they originally quoted. Mr. Dudek said the feeling of the Radio Committee is if E.F. Johnson is willing to split the cost, then we are willing to pay the half. Legislator Phillips said that this came up again at the Finance Committee, and that Committee felt that they wanted Mr. Dudek to try once more to get E.F. Johnson down. Mr. Dudek replied that he has done all he can. He said if we are going to do it, we should get it started. Mr. Dudek said he will have a resolution on the next agenda regarding this.

Legislator Bennett moved to adjourn; seconded by Legislator Tuohey.

Meeting adjourned at 5:30 p.m.

LEGISLATURE MEETING
February 9, 1994

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letter of acknowledgement from Senator Daly regarding our resolutions concerning the Second Amendment of the Constitution, mandate relief and the proposed tariff on 911, also presented a copy of the application of the Clarendon Town Board for a new water district, minutes from December OTB meeting, and a notice of Public Hearing from DEC regarding Genesee Leroy Stone's request to expand its quarry operation in Clarendon.

During open discussion, Chairman Billings said a proclamation was scheduled to be presented which proclaims the week of February 6 - February 12, 1994 as Literacy Volunteers Week, but the representative for Literacy Volunteers did not come to the meeting, as scheduled.

Legislator Phillips presented a resolution approving appointments to the Soil and Water Board; seconded by Legislator Bennett. During discussion, Legislator Bennett asked why the appointments of the two Legislators were only being made for one year, rather than two. Legislator Phillips moved to amend the resolution to have the terms run for two years; seconded by Legislator Bennett. Carried. The following resolutions were then adopted:

RESOLUTION NO. 78-294

RESOLUTION APPROVING APPOINTMENTS TO SOIL AND WATER CONSERVATION DISTRICT BOARD

RESOLVED, that this Legislature approves appointments to the Soil and Water Conservation District Board, as follows:

NAME	REPRESENTATION	TERM EXPIRES
Leon VanLeishout	Farm Bureau	12/31/96
Richard Bennett	Legislature	12/31/95
Homer Phillips	Legislature	12/31/95

Moved, Phillips; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 79-294

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 14686 through 14941 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 80-294

RESOLUTION AUTHORIZING PURCHASE IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the Orleans County Sheriff to purchase 23 winter jackets from United Uniform of Buffalo, N.Y. at a cost of \$3450.00, to be paid from account 3150.415.

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

RESOLUTION NO. 81-294

RESOLUTION APPROVING MAXIMUM DAY CARE CENTER RATES FOR THE PERIOD JANUARY 1, 1994 - DECEMBER 31, 1994 TO BE USED BY THE ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following maximum day care rates to be utilized by the Department of Social Services in approving Day Care agreements with all Day Care Center and Private Home Care Providers which provide care to children under the Orleans County DSS Day Care programs:

- * I. Day Care Centers
 - a.) Infants, Toddlers, Preschool \$85.00/week
(6 weeks to 6 years) 17.00/day
 - b.) School Age \$72.00/week
(6 years to 13 years) 14.40/day
 - c.) School Age \$38.00/week

(Before & After School)

7.60/day

* II. Private Home Care

a.) All Ages

\$60.00/week

12.00/day

*In any instance where a Facility's private pay rate is lower than the Social Services rate, the lower rate shall be paid.

and be it

FURTHER RESOLVED that this schedule be effective January 1, 1994 - December 31, 1994.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 82-294

RESOLUTION 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 April 30, 1994 at 10:00 a.m. in the Court Room of the Orleans County Courthouse, Court House Square, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION
ORLEANS COUNTY TAX PROPERTY AUCTION
ORLEANS COUNTY COURTHOUSE
ALBION, NEW YORK
APRIL 30, 1994
10:00 A.M.

This is the sale at public auction of various parcels of real property which have been conveyed to 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:

1. All sales are made subject to confirmation and approval thereof by the Orleans County Legislature, which confirmation and approval will be requested at a special meeting of the said Legislature to be held directly following the auction. The resolution of confirmation will be

immediately available at the close of said meeting.

2. At least 25% of the final bid for each parcel shall be paid to the Clerk of these proceedings prior to the start of the special Legislature meeting above stated. Payment shall be in cash or by a good check upon a New York State financial institution.
3. The balance of the successful and accepted bid for each parcel shall be paid in cash or by certified check to the Orleans County Treasurer, Central Hall, 34 East Park Street, Albion, New York, 14411, no later than Friday, May 27, 1994 between 9:00 a.m. and 5:00 p.m. unless extended by the Legislature.
4. The County of Orleans is not required to send any notice to the purchaser or purchasers, and if the purchaser or purchasers neglect to pay the balance due and call at the Orleans County Treasurer's Office at the above stated time the successful bid shall at 5:00 p.m. on Friday, May 27, 1994, be deemed conclusively to be abandoned, the deposit retained by the County as liquidation damages and the parcel in question disposed of in such manner as the County determines without notice to or benefit to the defaulting purchaser.
5. Upon payment of the balance, as above provided, the County of Orleans will deliver a standard form quitclaim tax deed which shall describe the parcel in the same manner as in the In Rem Foreclosure deed to the County and which shall quitclaim all of the right, title and interest of the County of Orleans in and to the said parcel. The said deed shall name as grantee the successful confirmed bidder and shall state the amount of the successful confirmed bid. The County of Orleans will execute no warranties concerning the parcel or the title thereto and will not deliver or be responsible for abstracts, title searches, surveys, maps or other documents concerning the parcel whatsoever.
6. The deed shall contain a condition and covenant that Orleans 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 said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
7. All parcels are sold subject to the 1994 Town and County tax and the relieved 1993-94 school tax.

The amount of such unpaid tax shall be announced by the auctioneer prior to the auction of each parcel. The unpaid taxes must be paid prior to May 27, 1994 to avoid further penalty, and prior to the filing of the deed.

8. The purchaser upon payment of the final bid and the unpaid taxes shall also deliver to the Treasurer a check for all recording fees due to the County Clerk for filing the deed. Such fees will be \$47.00 on each purchase, plus an additional \$2.00 for every \$500.00 or part thereof when the purchase price is \$500.00 or more. For example, if final bid is \$10,000.00, recording fee is \$47.00 plus \$2.00 x (20) or \$87.00.
9. The successful and confirmed purchaser shall take the parcel "as is" upon delivery of the above stated deed, in such condition as the same exists at that date and subject to all alleged possessory or other claims and all covenants, easements and restrictions of record.
10. The various parcels have been available for view by any and all interested parties prior to this sale. No adjournment in bidding shall be allowed for further viewing of any parcel.
11. The various parcels shall be offered from the list of parcels previously available in such order and manner as the auctioneer shall deem proper.
12. The Legislature reserves the right to set minimum opening bids on any or all parcels to be auctioned at any time prior to the auction.

Moved, Callard; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 83-294

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF BARRE

RESOLVED, that this Legislature sell and convey unto John F. Preston, 13480 Allis Rd., Albion, N.Y. 14411, for the sum of \$8,618.81, Parcel No. 27, Tax Map No. 105.1-50.2 of the premises contained in the 1992 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 494 of Deeds at Page 80, being formerly assessed to John F. Preston, 13480 Allis Rd., Albion, N.Y. 14411, bounded and described as follows: In the Town of Barre, Orleans County, New York, being known

as L28, T14, R2, 13480 Allis Rd. South, 2.10 acres, 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 84-294

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to establish a new budget code - 3151.421 - Crime Victim Assistance, telephone - and to transfer funds into this newly established account as follows:

FROM:	
Contingent 1990.435	\$600.00
TO:	
Crime Victim Assistance 3151.421	
Telephone	\$600.00

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

RESOLUTION NO. 85-294

RESOLUTION AUTHORIZING TRANSFER OF FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET

WHEREAS, payroll expenses are currently being paid by Emergency Management for cleaning services, which would more appropriately be paid by Buildings and Grounds, be it

RESOLVED, that the Orleans County Treasurer is authorized to transfer funds into the Buildings and Grounds Budget as follows:

FROM:	
Emergency Management 3640.100	
Personal Services	\$1910.00
TO:	
Buildings & Grounds 1620.100	
Personal Services	\$1910.00

Moved, Bennett; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 86-294

RESOLUTION APPROVING APPOINTMENTS TO THE STOP DWI COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the STOP DWI Committee; terms for said appointments to expire December 31, 1994:

<u>Name</u>	<u>Representing</u>
Dan Albanese	Restaurant Owner
David Vagg	Citizen
Chris Capurso	Park Ridge Magistrates
Dean Holland	Probation
Joseph Cardone	District Attorney
David Stefaniak	Public Defender
Carol Lonnen	County Clerk
James Proietty	Police Agency
Tim Archer	School Representative
Dave Green	Sheriff
Lyndon Billings	Chairman, Legislature
Ronald Radzinski	Legislature
George Bower	Legislature
Gary Wilkerson	NYS Police

Moved, Radzinski; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 87-294

RESOLUTION SETTING UP NEW BUDGET MONIES IN SPECIAL INVESTIGATION ACCOUNT

WHEREAS, there have been expenses involved in the Special Investigation Account A3189 for the Orleans County Sheriff's Department; and

WHEREAS, unexpended funds from this account were deposited in a Special Reserve Account as of 12/31/93;

NOW, THEREFORE, BE IT RESOLVED, that the County Treasurer is hereby authorized to set up \$3,120.00 in the Special Investigation Account against the Special Reserve Account.

Moved, Radzinski; Second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 88-294

RESOLUTION AUTHORIZING THE CONTINUATION OF THE WORK ORDER PROGRAM AND TWO CREW LEADER POSITIONS FOR SAID PROGRAM

RESOLVED, that this Legislature does hereby approve and authorize the continuation of the Orleans County Work Order Program as established by Resolution No. 432-892; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the continuation of the two (2) Temporary part-time Crew Leader positions at the approved County hourly rate; and be it

FURTHER RESOLVED, that said Orleans County Work Order Program shall be reviewed at the end of this year, prior to December 31, 1994.

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

RESOLUTION NO. 89-294

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Deputy Sheriff position in the Orleans County Sheriff's Department at the approved County hourly rate.

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

Legislator Radzinski introduced a resolution setting up new budget monies in Sheriff accounts; seconded by Legislator Tuohey. Legislator Callard said this resolution was discussed in the Administration and Finance Committee meeting, and in passing this resolution it might establish a cumbersome precedent. Mrs. Heard said she would like to see this handled by a Budget Adjustment Request Form only, rather than also needing a resolution, as this situation could occur frequently. Legislator Tuohey said she would like to see a resolution each time a donation is received so we can see where the donations are coming from, and for how much. After further discussion, Chairman Billings suggested continuing the requirement of a resolution and if it becomes cumbersome we will look at it again. The following resolutions were then adopted:

RESOLUTION NO. 90-294

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES
IN SHERIFF ACCOUNTS

WHEREAS, the Sheriff's Department has received a \$500.00 donation from the Medina Memorial Hospital to be used for the D.A.R.E. Program, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies as follows:

Revenue Account A2706	Appropriation Acct. 3110.499
D.A.R.E. Donations	Sheriff - D.A.R.E. Program
\$500.00	\$500.00

Moved, Radzinski; second, tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 91-294

RESOLUTION APPROVING FILLING OF VACANCIES IN SHERIFF'S
DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of two vacant part-time Correction Officer positions in the Orleans County Jail at the approved County hourly rate.

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

Legislator Phillips presented a resolution supporting the GLOW Region Solid Waste Management Committee's application for state funding; seconded by Legislator Tuohey. Legislator Bennett commented that it bothers him to see \$3,000.00 being spent on four ads in pennysavers throughout the GLOW region. The following resolutions were then adopted:

RESOLUTION NO. 92-294

RESOLUTION SUPPORTING GLOW REGION SOLID WASTE
MANAGEMENT COMMITTEE'S APPLICATION FOR STATE FUNDING

WHEREAS, New York State, through the Local Resource Reuse and Recovery Program will provide funding to encourage creation and expansion of waste reduction programs; and

WHEREAS, the GLOW Region Solid Waste Management Committee intends to apply for funding to serve its

constituent counties and municipalities;

NOW, THEREFORE, BE IT RESOLVED, that the Orleans County Legislature does hereby support the application for \$24,592.50 from the Local Resource Reuse and Recovery Program with the local share to be provided from the adopted 1994 GLOW Committee budget.

Moved, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 93-294

RESOLUTION AUTHORIZING RELOCATION OF SECTION 8 HOUSING OFFICE AT COUNTY OFFICE BUILDING

WHEREAS, the New York State Division of Community Renewal (DHCR) is the contractual Public Housing Agency responsible for administration of the Section 8 Housing Assistance Program in Orleans County; and

WHEREAS, DHCR has requested in a recent management review report that the county take immediate steps to protect the privacy of Section 8 clients by providing separate interview and waiting areas;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes relocation of the Section 8 Housing Office to, and improvements of, the first floor storage room with work to be performed by the Buildings and Grounds Department at a cost not to exceed \$4,300.00, and shall also include furnishings; and be it

FURTHER RESOLVED, that the costs of the improvements and furnishings shall be covered by the Housing Assistance Reserve Account. Upon project completion the Buildings and Grounds Department will bill the Planning and Development Department who will in turn refund said billed amount to the Buildings and Grounds Department; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up monies from the Housing Assistance Reserve Account as follows:

Housing Assistance Reserve Account: \$4949.00

Appropriation Accounts:

8020.210 Planning - Furniture

4 waiting room chairs \$ 114.00

1 desk 245.00

2 office chairs 290.00

TOTAL \$649.00

A8020.405 - Buildings Projects \$4300.00

Moved, Phillips; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 94-294

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO
SOLICIT BIDS FOR BOILER

WHEREAS, the present boiler is 30 years old and replacement is part of the renovation/addition program, and

WHEREAS, the equipment will be a reimbursable expense from the State of New York, be it

RESOLVED, that this Legislature does hereby authorize the Administrator of the Orleans County Nursing Home to request bids for a new boiler.

Moved, Tuohey; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 95-294

RESOLUTION CREATING POSITION IN THE DEPARTMENT OF
SOCIAL SERVICES

RESOLVED, that this Legislature does hereby create one permanent Support Investigator position, Grade 7, in the Department of Social Services; and be it

FURTHER RESOLVED, that the Commissioner of Social Services is hereby authorized to fill the vacancy of Support Investigator.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution authorizing the purchase of a bi-directional amplifier, with the cost to be shared by E.F. Johnson. Seconded by Legislator Phillips. Legislator Bower said he thought that all equipment needed to make the radio system work would be paid for by E.F. Johnson. Mr. Dudek explained that the guarantee is that 95% of the locations of 700 points would be covered; not 100%. There is only one building in Medina that has this problem; in the rest of Medina the coverage is acceptable. He further explained that there is nothing in the contract saying that every location in Orleans County will work with the radio system.

Legislator Tuohey said E. F. Johnson has spent money on problem areas in Holley and this is the first time they have asked us to share in any cost. The following resolution was then adopted:

RESOLUTION NO. 96-294

RESOLUTION AUTHORIZING PURCHASE OF BI-DIRECTIONAL AMPLIFIER

WHEREAS, the County and E.F. Johnson have agreed on the equipment necessary to correct radio problems in the Medina Public Safety building, and

WHEREAS, E.F. Johnson has agreed to share the cost of the equipment equally with the County, be it

RESOLVED, that the Project Manager is hereby authorized to purchase a bi-directional amplifier from E.F. Johnson at a County cost of \$5,403.00, to be purchased from account H1650, Capital Project - Radio.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey made a motion to remove a resolution from the table, to approve the agreement with the Genesee-Orleans Arts Council; seconded by Legislator Phillips. Legislator Callard commented that he is supportive of the resolution, but he feels we should have a representative here to educate the public. Chairman Billings said we have the facts on it. The following resolutions were then adopted:

RESOLUTION NO. 97-294

RESOLUTION APPROVING AGREEMENT WITH GENESEE-ORLEANS REGIONAL ARTS COUNCIL

RESOLVED, that this Legislature authorizes payment of \$1000.00 to the Genesee-Orleans Regional Arts Council, payment for services provided by the Council during 1994, per agreement.

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 98-294

RESOLUTION APPROVING AMENDMENT TO LEASE AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND PEOPLE PROMOTING HOSPICE OF ORLEANS COUNTY, INC. FOR USE OF THE "COMMISSIONER'S HOUSE" UPON CERTAIN TERMS AND

CONDITIONS

WHEREAS, this Legislature heretofore entered into a certain lease agreement with People Promoting Hospice of Orleans County, Inc., for the "Commissioner's House" for a term ending December 31, 1994, and

WHEREAS, , People Promoting Hospice of Orleans County, Inc., upon being ordered to fulfill certain requirements with the New York State Department of Public Health, requires a lease agreement with a minimum term of five years, be it

RESOLVED, that the lease agreement for the "Commissioner's House", having an original term ending December 31, 1994, be amended so as to provide for a term ending December 31, 1998, all other terms and conditions to remain the same, including the express right of the County to terminate the lease upon sixty days written notice.

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

RESOLUTION NO. 99-294

RESOLUTION AUTHORIZING COUNTY TREASURER TO ABOLISH AND CREATE POSITIONS

WHEREAS, Resolution number 62-194 authorized the County Treasurer to upgrade the Senior Account Clerk Typist into the vacant Principal Account Clerk position, and

WHEREAS, the employee failed to pass the written Principal Account Clerk examination, and this upgrade was based on seniority within the department, be it

RESOLVED, that this Legislature does hereby authorize the County Treasurer to abolish the Principal Account Clerk position and re-create the Senior Account Clerk Typist position at grade 6, step 10, in accordance with the CSEA contract.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Phillips moved to adjourn; seconded by Legislator Callard. Meeting adjourned at 5:10 p.m.

LEGISLATURE MEETING
February 23, 1994

Chairman Billings called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: agenda and notice for March Youth Board meeting, minutes of February Youth Board meeting, sales tax legislation for various counties, agenda and notice for February Planning Board meeting, announcement of Youth Recognition Banquet.

Legislator Tuohey presented a resolution creating a Managed Care Plan Coordinator position in the Department of Social Services; seconded by Legislator Callard. Legislator Bennett commented that there is a resolution on this agenda supporting the State takeover of Medicaid. Legislator Tuohey replied that this would have nothing to do with the State takeover; the County would still be responsible for this service; this position would be for the purpose of implementing what the State has told us to do as far as Medicaid. Legislator Phillips commented that if we do not do it, the State will step in and do it. Legislator Tuohey agreed that the State would still tell us we would have to hire someone for this position. The following resolution was then adopted:

RESOLUTION NO. 100-294

RESOLUTION CREATING POSITION IN THE DEPARTMENT OF
SOCIAL SERVICES AND AUTHORIZING FILLING OF VACANCY

WHEREAS, the Orleans County Department of Social Services has been designated to develop and implement a Medicaid Managed Care Plan, and;

WHEREAS, the Department must assume a wide variety of responsibilities in relation to the Managed Care Program;

NOW, THEREFORE BE IT RESOLVED, that this Legislature does hereby authorize the creation of one full-time Managed Care Plan Coordinator in the Department of Social Services at Grade 2 of the Management Salary schedule effective March 1, 1994, to be paid from 100% State funds, and;

BE IT FURTHER RESOLVED, that such position shall be reviewed by this Legislature should 100% funding be withdrawn, and;

BE IT FURTHER RESOLVED, that the Commissioner of Social Services is hereby authorized to fill the vacancy of Managed Care Plan Coordinator.

Moved, Tuohey; second, Callard.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Tuohey presented a resolution creating a temporary position in the Job Development Agency; seconded by Legislator Phillips. Legislator Bennett remarked that in the last few years we have seen an increase in County cost for Job Development. Mrs. Heard said there is no County cost for Job Development. Legislator Bower said there is County cost in Social Services for the Job Development program. Legislator Tuohey remarked that Job Development is doing Social Services a favor by having the program run through Job Development, and getting more money. The following resolutions were then adopted:

RESOLUTION NO. 101-294

RESOLUTION CREATING TEMPORARY POSITION IN JOB DEVELOPMENT AGENCY AND AUTHORIZING FILLING OF VACANCY

WHEREAS, the Job Development Agency has been notified of increased funding for the Summer Youth Employment Program this year, and

WHEREAS, this allocation is to be used to serve economically disadvantaged youth in Orleans County, and

WHEREAS, this position is 100% reimbursable, be it

RESOLVED, that this Legislature authorizes the creation of a Temporary Employment and Training Counselor to start on or about April 1, 1994 through August 31, 1994, and be it

FURTHER RESOLVED, that this Legislature authorizes the Director of the Job Development Agency to fill this vacant position.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 102-294

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN JOB DEVELOPMENT AGENCY

RESOLVED, that this Legislature authorizes the Director of the Job Development Agency to fill a vacant Employment and Training Counselor position at Grade 11 on the CSEA Salary Schedule, and to fill a vacant Employment Representative position at Grade 7 of the CSEA Salary Schedule.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 103-294

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 3 through 158 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

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

RESOLUTION NO. 104-294

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of the following vacant positions in the Nursing Home at the following grades on the CSEA Salary Schedule:

Food Service Helper Grade 1

Custodian Grade 6

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 105-294

RESOLUTION AUTHORIZING PAYMENT TO BARBER COLEMAN FOR SERVICES AT MENTAL HEALTH BUILDING

RESOLVED, that this Legislature authorizes the payment of \$3500.00 to Barber-Colman Company for maintenance and support services of the heating and cooling systems at the Mental Health Building; said payment per 2-year agreement approved by resolution number 236-493.

Moved, Bennett; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 106-294

RESOLUTION AUTHORIZING COUNTY PARTICIPATION IN FEDERAL EMERGENCY MANAGEMENT ASSISTANCE PROGRAM AND APPROVING AGREEMENT

RESOLVED, that this Legislature does hereby authorize participation in the Federal Emergency Management Assistance (FEMA) Program, and approves the Local Emergency Management Assistance Participation agreement for Orleans County; said agreement to be in effect October 1, 1993 through September 30, 1994 and allows for eligible FEMA expenditures to be reimbursed to the County on a quarterly basis, for an approximate total of \$12,729.00.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 107-294

RESOLUTION APPROVING TAX MAPPING & MAINTENANCE AGREEMENT FOR REAL PROPERTY TAX OFFICE

RESOLVED, that this Legislature does hereby approve the Tax Mapping & Maintenance Agreement between the Real Property Tax Office and Dale Davis, 53 Meadowbrook Drive, Albion, New York providing for tax mapping services for Orleans County for the calendar year 1994; cost for said work to be paid at an hourly rate of \$25.00, payable monthly upon submission by the contractor of a county voucher to the Real Property Tax Office.

Moved, Callard; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 108-294

RESOLUTION APPOINTING AUCTIONEER FOR IN REM PROPERTY AUCTION

RESOLVED, that Alferd Bontrager Real Estate, 13238 Broadway, Alden, New York is hereby selected as auctioneer for the in rem property auction scheduled for Saturday, April 30, 1994 at 10:00 a.m. in the County Court House, Albion, New York; with all the duties of the auctioneer including those outlined in the County policy and including placing the auction advertisements and conducting the auction; and be it

FURTHER RESOLVED, that compensation for said auctioneer services shall be 5% per of the amount of auction sales as finally accepted and confirmed by the Orleans County Legislature, and be it

FURTHER RESOLVED, that this Legislature approves the agreement between Orleans County and Alferd Bontrager for auctioneer services.

Moved, Callard; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 109-294

RESOLUTION APPROVING APPOINTMENT TO WESTERN NEW YORK REGIONAL OFF-TRACK BETTING BOARD OF DIRECTORS

RESOLVED, that this Legislature re-appoints George Herring of Kendall, N.Y. to a two-year term on the WNY Regional OTB Board of Directors; said term to end December 31, 1995.

Moved, Tuohey; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution revising the physicians services agreement in the Nursing Home; seconded by Legislator Phillips. Legislator Tuohey explained that, due to one physician leaving, two physicians will now be paid the total of what the three physicians were paid in the past. The following resolutions were then adopted:

RESOLUTION NO. 110-294

RESOLUTION REVISING PHYSICIANS SERVICES AGREEMENT AT NURSING HOME

RESOLVED, that this Legislature does hereby approve the following revised Physician Services agreements, due to Dr. Ver's resignation effective January 31, 1994:

Dr. John Fernandez, Staff Physician, increased from \$7,200 to \$10,800.

Dr. Thomas Madejski, Staff Physician, increased from \$7,200 to \$10,800.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 111-294

RESOLUTION AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO ADVERTISE FOR BIDS FOR MATERIALS AND SUPPLIES

RESOLVED, that pursuant to Section 103 of the General Municipal Law, the County Superintendent of Highways and the Highway Committee of this Legislature, be, and hereby are, authorized to advertise for bids for materials and supplies costing in excess of \$10,000.00 to be purchased between May 1, 1994 and April 30, 1995 by the County Highway Department, and be it further

RESOLVED, that there be included in each purchase agreement, a provision whereby purchases may be made under such an agreement by any political subdivision or district in the County; and be it further

RESOLVED, that all bid specifications shall be approved by the Chief Administrative Officer and Orleans County Attorney.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 112-294

RESOLUTION AUTHORIZING CHANGE OF WORK ORDER

RESOLVED, that the Orleans County Legislature does hereby authorize Interface Services, Inc. of East Syracuse, to add additional offload valve and required piping to facilitate use of baffled tank for two (2) product deliveries, for the Fuel Farm System, at a cost not to exceed \$3,500.00 to cover both time and material.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 113-294

RESOLUTION CREATING AND ABOLISHING POSITIONS IN NURSING HOME

RESOLVED, that this Legislature authorizes the abolishing of one full-time Licensed Practical Nurse, Grade 8, in the Nursing Home and the creation of two Part-Time Licensed Practical Nurses, Grade 8 on the CSEA Salary Schedule, and be it

FURTHER RESOLVED that the Administrator of the Nursing Home is authorized to fill the two part-time vacant positions.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 114-294

RESOLUTION AUTHORIZING TREASURER TO INCREASE MAXIMUM AMOUNT OF DEPOSITS FOR VARIOUS BANKS

WHEREAS, Resolution #357-693, pursuant to Section 212, Subdivision 3 of the County Law, designated depositories of all monies received by the County Treasurer, and

WHEREAS, the Treasurer has requested maximum amounts be increased for the following banks, be it

RESOLVED, that the maximum amount which may be on deposit at any time shall not exceed the following:

Chemical Bank \$3,500,000

Key Bank \$3,500,000

Moved, Callard; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution supporting the State takeover of Medicaid; seconded by Legislator Phillips. Legislator Tuohey said this is to help promote the entire takeover of the Medicaid program by the State. She said the Senate is proposing a Medicaid alternative to this. It would cap the Medicaid expenditures at the level of the last two quarters of 1993 and the first two quarters of 1994; beyond that the State would assume the cost. Legislator Tuohey said, right now, NYSAC is asking all Counties to pass this resolution. Legislator Bower commented that there might be some savings in Orleans County, but the State taking over will not mean less cost to the New York State taxpayers. Chairman Billings remarked that he does not foresee a change in the administration of the Medicaid program; the State will just pick up the financing. Carol Blake said, the State takeover as we read it now is not to pick up the administration, but

that is an option they are considering thinking about. Legislator Tuohey said if the State has to start doing it, maybe they will do something about costs. Mr. Dudek commented that the County's share of Medicaid costs for last year, necessitated raising an extra million dollars of property taxes. Legislator Bennett said that in our message to the State we should let them know that there needs to be some changes in the policy, as far as the eligibility. Mrs. Blake said the State chooses to provide most of the optional services that are offered. The following resolutions were then adopted:

RESOLUTION NO. 115-294

RESOLUTION SUPPORTING THE STATE TAKEOVER OF MEDICAID

WHEREAS, New York is one of the few states in the country which mandates that counties pay a local Medicaid share, which now costs localities \$3.3 billion a year with a growth factor of 14% per annum; and

WHEREAS, this Medicaid mandate requires localities to dedicate an increasingly larger portion of their local property taxes for the State Medicaid program, thereby imposing a back-breaking burden on homeowners, agriculture and business, and

WHEREAS, it is imperative that localities obtain immediate relief from this unbridled growth in the Medicaid program by enactment of effective Medicaid cost containment, and

WHEREAS, each phase of a State takeover of the local Medicaid program should include a hold harmless clause to ensure that each locality benefits from the State takeover plan, and

WHEREAS, more than half of the 1994 Orleans County property tax levy was a result of Medicaid costs, and

WHEREAS, counties no longer have the fiscal resources to support the local Medicaid share by reliance on continual property tax increases and sales tax increases, and a State takeover of Medicaid would enable counties to administer other necessary local programs in an equitable and productive fashion, and

WHEREAS, the New York State Association of Counties has made Medicaid takeover its NUMBER ONE MANDATE RELIEF PRIORITY FOR 1994, and is advocating that Medicaid takeover be enacted into law concurrent with the adoption of the 1994-95 State budget, and

WHEREAS, the New York State Association of Counties now wishes to express its support for State Medicaid takeover in accordance with the above recitals and such State takeover be enacted into law on or before March 31, 1994, now, therefore, be it

RESOLVED, that the New York State Association of Counties supports the phase-in of a State takeover of the Medicaid program, and be it

FURTHER RESOLVED, that copies of this resolution be submitted to Governor Mario M. Cuomo and all members of the New York State Legislature, as well as all others deemed necessary and proper.

Moved, Tuohey; second, Phillips.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Bower; 0 absent.

RESOLUTION NO. 116-294

RESOLUTION APPROVING FILLING OF VACANCY IN THE HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of a vacant, full-time, Account Clerk Typist position in the County Health Department, at Grade 5 of the CSEA Salary Schedule.

Moved, Bower; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 117-294

RESOLUTION AUTHORIZING HEALTH DEPARTMENT TO SUBMIT A REQUEST FOR PROPOSAL FOR A GRANT TO REDUCE CARDIOVASCULAR RISK FACTORS

RESOLVED, that this Legislature does hereby give approval to the County Health Department to submit a Request For Proposal to the Mary Lasker Heart and Hypertension Institute, New York State Department of Health, on behalf of the Orleans County Fit for Life Council; said RPF to be submitted to request funds (up to \$40,000) to implement community based interventions to reduce cardiovascular risk factors.

Moved, Bower; second, Callard.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 118-294

RESOLUTION APPOINTING COUNTY REPRESENTATIVE TO SEAWAY TRAIL, INC.

RESOLVED, that this Legislature does hereby appoint Wayne Hale, Jr. as the county representative to the Seaway Trail, Inc.

Moved, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 119-294

RESOLUTION AUTHORIZING PAYMENTS TO NIAGARA FRONTIER REGION AND SEAWAY TRAIL, INC. FOR REGIONAL TOURISM PROMOTION

WHEREAS, the Orleans County Tourism Agency, as the designated Tourist Promotion Agency for the county, has received a grant under the "I Love New York Matching Funds Program," and;

WHEREAS, the Orleans County Tourism Agency participates in regional and multiregional promotions with the Niagara Frontier and Seaway Trail, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve payments from the Matching Funds Account A6410.468 to the following regional entities for promotion of Orleans County events and attractions:

Niagara Frontier Region	\$5,000
Seaway Trail, Inc.	\$4,000

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 120-294

RESOLUTION AUTHORIZING PURCHASE FOR JOB DEVELOPMENT AGENCY

RESOLVED, that this Legislature authorizes the Job Development Agency to purchase a Talent Assessment Program, at a cost of \$5,590.00, and three additional vocational programs, for a total cost of \$7,675.00, from Talent Assessment, Inc. of Jacksonville, Fla., said vendor being the sole source for these programs.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 121-294

RESOLUTION APPROVING APPOINTMENT TO THE ORLEANS COUNTY
JURY BOARD

RESOLVED, that this Legislature does hereby approve the appointment of Ronald Radzinski to a two-year term on the Orleans County Jury Board; said term ending December 31, 1995.

Moved, Tuohey; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution approving the appointment of an Assistant District Attorney; seconded by Legislator Bower. The County Attorney suggested that the salary for Mr. Phinney be addressed in the resolution. The following resolution was then adopted:

RESOLUTION NO. 122-294

RESOLUTION APPROVING APPOINTMENT OF ASSISTANT DISTRICT
ATTORNEY

WHEREAS, a vacancy has been created in the Orleans County District Attorney's Office as a result of the resignation of Shirley A. Gorman, effective February 25, 1994, be it

RESOLVED, that this Legislature approves the appointment of Katherine Kersch Bogan, Esq. to the vacant Second Assistant District Attorney position, effective February 25, 1994, at Grade 1, Step 1 of the Management Compensation Plan, and be it

FURTHER RESOLVED, that Milford L. Phinney, Esq., presently Second Assistant District Attorney, be appointed as First Assistant District Attorney, to be paid at his current salary.

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

Legislator Bower moved to adjourn; seconded by Legislator Phillips. Meeting adjourned at 5:15 p.m.

LEGISLATURE MEETING
March 9, 1994

The meeting was called to order by Vice-Chairman Tuohey at 4:30 p.m.

After the pledge to the flag, the Clerk called the

roll, with all Legislators being present except Legislator Billings.

The Clerk presented the following communications: a letter of thanks from "Go Art" for Orleans County's funding, minutes of the December EMS meeting, notice and agenda for March Intercounty meeting.

Susan Heard distributed the 1994 Analysis of Monthly Cost Receipts and Disbursements. Legislator Bower asked the status of the sales tax. Mrs. Heard replied that our first payment for March was about \$120,000 more than last March; part of which is accountable to the increase in our percentage of sales tax. Vice-Chairman Tuohey mentioned that our 1% increase is only effective until 1995. If we plan on extending it, we have to get started. David Schubel indicated that we should have a resolution on the March 23 agenda regarding this.

The following resolutions were then adopted:

RESOLUTION NO. 123-394

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 170 through 374 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Callard presented a resolution calling for the preparation of a Capital Budget Plan; seconded by Legislator Phillips. Legislator Callard said this is a first important step toward the preparation of the 1995 budget. The following resolutions were then adopted:

RESOLUTION NO. 124-394

RESOLUTION CALLING FOR THE PREPARATION OF A CAPITAL BUDGET PLAN

WHEREAS, capital project expenditures and major maintenance expenditures are currently undertaken on an annual basis, and

WHEREAS, there is a need for the long term planning of major expenditures to: maintain existing capital resources and property, anticipate future need for expenditures, prioritize projects to distribute expenditures more evenly in view of limited funding, promote interdepartmental coordination, and seek non-County funding, now, therefore, be it

RESOLVED, that this Legislature does hereby call for the preparation of a 1995-97 Capital Budget Plan, under the direction of the Finance Committee Chairman, to be coordinated by the Chief Administrative Officer, in cooperation with the Planning Director, and be it

FURTHER RESOLVED, that this Legislature does hereby direct all Department Heads and all solely County supported agencies to submit, on forms provided to them, a three-year estimate and ranking of major capital expenditures, and be it

FURTHER RESOLVED, that the Finance Committee will review the capital projects and present a preliminary 1995-97 Capital Plan to this Legislature no later than June 15, 1994, and be it

FURTHER RESOLVED, that this Legislature will adopt a 1995-1997 Capital Plan and a 1995 Capital Budget not later than August 10, 1994.

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 125-394

RESOLUTION AUTHORIZING USE OF COURTHOUSE PARKING LOT

WHEREAS, the centennial of the Pullman Memorial Church will be celebrated on May 21, 1994, and

WHEREAS, a number of spectators are expected, be it

RESOLVED, that this Legislature authorizes the use of the parking lot area across from the Pullman Memorial Church and adjacent to the County Clerk's

Office for floats and dignitaries in the parade to park during the ceremonies, from 1:00 until 4:00 p.m.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 126-394

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES IN SHERIFF'S BUDGET

WHEREAS, a \$200.00 donation has been received from the Sacred Heart Society of Medina, N.Y., to be used for the D.A.R.E. Program, be it

RESOLVED, that the County Treasurer is authorized to set up new budget monies, as follows:

<u>Revenue Account:</u>	<u>Appropriation Account:</u>
A2706	3110.499
D.A.R.E. Donations	D.A.R.E. Program
\$200.00	\$200.00

Moved, Radzinski; second, Bower

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 127-394

RESOLUTION APPROVING AGREEMENT WITH ORLEANS COMMUNITY ACTION COMMITTEE, INC.

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and Orleans Community Action Committee, Inc. for the provision of services by Community Action to the County of Orleans for the 1994 calendar year, at a cost of \$23,906.00; first installment to be paid in February of 1994 and second installment in July of 1994, to be paid from account 6326.439.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 128-394

RESOLUTION AMENDING RESOLUTION NUMBER 44-194

WHEREAS, resolution number 44-194 approves bi-weekly payment of additional compensation to the Confidential Stenographer to the Chief Administrative

Officer, and

WHEREAS, it has been determined that quarterly payment of the additional compensation, rather than bi-weekly, would be more efficient, be it

RESOLVED, that this Legislature amends resolution number 128-394 to read "said compensation to be paid on a quarterly basis, with the last payroll of each quarter."

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bennett introduced a resolution authorizing payment of capital project claims to EF Johnson; seconded by Legislator Bower. Vice-Chairman Tuohey questioned the amount; she said it is different than what she understood is left owing on the contract. She requested that the words "subject to Acting Chairman's approval" be added to the resolution. Agreed. The following resolutions were then adopted:

RESOLUTION NO. 129-394

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes a total payment of \$72,610.39 to E. F. Johnson Co., \$39,687.54 of which is the optimization progress payment with the balance being for various equipment purchases; payment to be made from Account H1650.418 - Capital Project - Radio; payment subject to Acting Chairman's approval.

Moved, Bennett; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 130-394

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND GROUNDS BUDGET

WHEREAS, resolution number 662-1293 authorized the transfer of \$22,000.00 from Contingent Account 1990 to account 1620.418, Buildings and Grounds, "Other", for the purpose of expenses involved with the water meter pit at the County Office Building, be it

RESOLVED, that this Legislature authorizes payment of \$9,467.44 to Lock City for materials purchased for the water meter pit at the County Administration

Building; to be paid from account 1620.418.

Moved, Bennett; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 131-394

RESOLUTION APPROVING APPOINTMENT TO HEALTH BOARD

RESOLVED, that this Legislature does hereby appoint Thomas Madejski, MD to complete the unexpired term of Harvey Blanchet, MD, on the Orleans County Board of Health; term expiring December 31, 1998.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 132-394

RESOLUTION AWARDING BID FOR TELEPHONE SYSTEM REPLACEMENT

WHEREAS, Doherty Communications, Inc. has reviewed the bids received, and has determined that the bid submitted by RKR, which is the apparent low bid, does not meet the County's specifications, be it

RESOLVED, that Orleans County does hereby reject RKR's bid, and be it

FURTHER RESOLVED, that the County awards the telephone system replacement bid to MITEL Telecommunications Systems, Inc., with the exception of Item E, inter building cable, for a total cost of \$90,785.00, payment to be made from account H1655 -Capital Project, Telephone System.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 133-394

RESOLUTION APPROVING AGREEMENT WITH DOHERTY COMMUNICATIONS

RESOLVED, that this Legislature authorizes an agreement between the County of Orleans and Doherty Communications, Inc. for the overseeing of Mitel's telephone installation, to insure that all work performed and payments made are in strict accordance

with the bid; said agreement at a cost not to exceed \$2300.00, to be paid from Account H1655 - Capital Project, Telephone System.

Moved, Bennett; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 134-394

RESOLUTION AUTHORIZING HIGHWAY DEPARTMENT AND DOHERTY COMMUNICATIONS, INC. TO INSTALL INNER BUILDING CABLE

RESOLVED, that this Legislature authorizes the Orleans County Highway Department and Doherty Communications, Inc. to install the inner building cable, at a cost not to exceed \$4,200.00, to be paid from Account H1655 - Capital Project, Telephone System.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 135-394

RESOLUTION APPROVING AGREEMENT WITH DOHERTY COMMUNICATIONS

RESOLVED, that this Legislature approves the agreement between the County of Orleans and Doherty Communications, Inc. to oversee the installation of the conduit and install and connect the actual cable for the telephone system, at a cost of \$800.00 to be paid from Account H1655 - Capital Project, Telephone System.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 136-394

RESOLUTION APPROVING AGREEMENT WITH ORLEANS COMMUNITY ACTION COMMITTEE, INC.

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

- (1) Orleans Community Action Committee, Inc. to provide non-emergency medical transportation

services to Medicaid patients; to be effective January 1, 1994 through December 31, 1994 at costs set forth in the agreement. County cost is 25% of the total cost.

Moved, Phillips; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Callard tabled a resolution to adopt the Family and Medical Leave Policy.

The following resolutions were then adopted:

RESOLUTION NO. 137-394

RESOLUTION APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND THE NYS ASSOCIATION FOR RETARDED CITIZENS - ORLEANS COUNTY CHAPTER.

WHEREAS, the NYS Association for Retarded Citizens - Orleans County Chapter is fully licensed to provide services to the mentally retarded and developmentally disabled, and agrees to furnish these services as set forth in said agreement; and

WHEREAS, the Mental Health Department desires to purchase these services from the NYS Association of Retarded Citizens - Orleans County Chapter, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the 1994 agreement between the Mental Health Department and the NYS Association for Retarded Citizens - Orleans County Chapter for the provision of said services to the mentally retarded and developmentally disabled; said agreement to be in effect during the 1994 calendar year at a county cost of \$48,637.00.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 138-394

RESOLUTION APPROVING APPOINTMENTS TO THE COMMUNITY SERVICES BOARD

WHEREAS, there exists two vacant positions on the Community Services Board; and

WHEREAS, said Board must be maintained at an

eleven member level; and

WHEREAS, the Community Services Board and the Director of Mental Health have recommended the appointment of James Woodhams as a Community Services Board member and Mental Health Subcommittee member and Carol Redshaw as Community Services Board member and Alcohol and Substance Abuse Subcommittee member, be it

RESOLVED, that this Legislature does hereby approve the appointment of James Woodhams, 73 Crimson Heights, Albion, New York 14411 and Carol Redshaw, 1801 Crandall Avenue, Kendall, New York 14476, both to serve terms of four years.

Moved, Bower; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 139-394

RESOLUTION APPROVING AGREEMENT WITH PSYCHOLOGIST FOR THE DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature does hereby approve the following agreement between the County and the following consultant to the Mental Health Department for the calendar year 1994:

John G. Amos, Ph.D., 9 Woodrose Drive, Webster, New York 14580 providing services as Consulting Psychologist for 15 hours per week at an hourly rate of \$50.00, commencing March 9, 1994 through December 31, 1994 for a total of \$33,000 with a county cost of \$16,500; such funds have been allocated in the 1994 budget.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 140-394

RESOLUTION AUTHORIZING TRANSFER OF FUNDS

WHEREAS, personnel changes in the Treasurer's Office have resulted in a savings of \$10,705.00, and

WHEREAS, resolution number 62-194 authorized the Treasurer to transfer any savings from personnel changes into the Contingent Account, and

WHEREAS, it is necessary for the Treasurer's Office to make an emergency purchase of a check

protector/signer, and there are no available equipment funds in the Treasurer's budget, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer funds as follows:

FROM:

Treasurer - 1325.100
Personal Services \$ 9,210

TO:

Contingent 1990.435 \$ 9,210

FROM:

Treasurer - 1325.100
Personal Services \$ 1,495

TO:

1325.250
Treasurer - Other Equip. \$ 1,495

Moved, Callard; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 141-394

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES IN SHERIFF ACCOUNTS

WHEREAS, a \$1250.00 grant has been received from Boat/U.S. Foundation for Boating Safety, be it

RESOLVED, that the Orleans County Treasurer is authorized to set up new budget monies as follows:

Revenue Acct. A2707	Appropriation Acct. 3110.486
Boating Foundation Grant	Sheriff - Safe Boating
\$1250.00	\$1250.00

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 142-394

RESOLUTION APPROVING AGREEMENT FOR CHAPLAIN SERVICES AT THE ORLEANS COUNTY JAIL

RESOLVED, that this Legislature does hereby approve the agreement between Orleans County and Reverend W. E. Moss, 223 Washington Street, Albion, New York, for the provision of chaplain services at

the County jail at an annual cost of \$2200.00; said cost to be paid in equal quarterly installments of \$550.00 each on January 1, April 1, July 1, and October 1, upon the submission of a county voucher through the regular auditing process.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Callard introduced a resolution to authorize the Real Property Tax Office to collect certain fees; seconded by Legislator Phillips. Legislator Bower asked who will be charged these fees. Vice-Chairman Tuohey replied that many of the fees are charged to real estate people. She also explained that some of the fees collected are split between the Town and the County. Legislator Bennett said he was asked to have our Weights and Measures Director come in to talk about fees. There have been questions raised about possibly causing complications to small businesses, by collection of some of these fees. Legislator Bower suggested having these fees discussed before adopting them. He then tabled the resolution.

The following resolutions were then adopted:

RESOLUTION NO. 143-394

RESOLUTION AUTHORIZING NURSING HOME TO CONTRACT WITH MORR, INC.

RESOLVED, that this Legislature authorizes the Administrator of the Orleans County Nursing Home to contract with Morr, Inc. for the purpose of reviewing past Medicaid billing, at no cost to the County, and be it

FURTHER RESOLVED, that if any omissions are discovered and paid to the County by New York State, the proceeds will be split between the County and Morr, Inc.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 144-394

RESOLUTION APPROVING CONSTRUCTION MANAGEMENT CONTRACT FOR ADDITION/RENOVATION PROJECT AT THE COUNTY NURSING HOME

WHEREAS, the Orleans County Nursing Home has

deemed it necessary to contract with a Construction Management Company to help with the additional renovation project at the Facility, be it

RESOLVED, that this Legislature approves the contractual agreement between the Orleans County Nursing Home and Pike Construction Co., for Construction Management Services, at a cost not to exceed \$100,000.00

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 145-394

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the Social Welfare Examiner vacancy, at grade 7 on the CSEA Salary Schedule.

Moved, Phillips; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 146-394

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF ALBION

RESOLVED, that this Legislature sell and convey unto Patrick J. Mulroy, Apartment D, 138 Windsorshore Dr., Rochester, N.Y. 14624, for the sum of \$9,320.66, Parcel No. 4, Tax Map No. 73.6-4-55 of the premises contained in the 1993 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 504 of Deeds at Page 168, being formerly assessed to Patrick J. Mulroy, bounded and described as follows: In the Town of Albion, Orleans County, New York, being known as 107 East Park Street, 36.56x116.00' 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, Callard; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Radzinski introduced a resolution awarding

the bid and authorizing the purchase of Sheriff's cars; seconded by Legislator Bower. Legislator Bennett said that at this price five cars should be purchased. Vice-Chairman Tuohey suggested also looking at how the over estimated revenue will be made up. The following resolutions were then adopted:

RESOLUTION NO. 147-394

RESOLUTION AWARDDING BID FOR AND AUTHORIZING PURCHASE OF SHERIFF'S CARS

RESOLVED, that this Legislature awards the bid for Sheriff's cars to Vanderstyne Ford, Inc. of Rochester, N.Y., which is the low bidder, for the purchase of 4 cars, including 4 trade-ins, at a cost of \$48,196.00, and be it

FURTHER RESOLVED, that this Legislature authorizes the Sheriff to purchase these cars.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 148-394

RESOLUTION AUTHORIZING MONEY TO BE SET UP FROM FUND BALANCE TO A NEW APPROPRIATION ENTITLED 3111.490, SHERIFF - RADIO GRANT

WHEREAS, the Sheriff's Department has unexpended funds totaling \$2,052 in a 1993 State Radio Grant (A3110.490 in 1993 budget), and

WHEREAS, the department will be expending these funds in 1994 for projects allowed by said grant, now therefore, be it

RESOLVED, that this Legislature does hereby authorize the Orleans County Treasurer to set up \$2,052 from Fund Balance to the new Sheriff appropriation, A3111.490.

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bennett introduced a resolution to approve a Systems Manager agreement with Doherty Communications; seconded by Legislator Phillips. Mr. Dudek explained that two County-owned portable radios will be provided to Mr. Doherty, therefore the County cost will be more than the \$370.00 a month indicated

in the agreement. Mrs. Heard asked what funds will pay for this agreement. Vice-Chairman Tuohey said, wouldn't it come out of the Capital Project account? Mr. Dudek replied that it can until we close it out, but probably when it's time to go to borrowing, we'll have to set something up. He said that letters were sent out last week to all the municipalities that are borrowing, asking if they are going to pay any principal, and if so, how much. This is so we can get ready for the borrowing.

The following resolution was then adopted:

RESOLUTION NO. 149-394

RESOLUTION APPROVING SYSTEM MANAGER AGREEMENT WITH DOHERTY COMMUNICATIONS

RESOLVED, that this Legislature does hereby approve a two-year agreement, effective March 1, 1994, with Doherty Communications to provide system management services for the Orleans County 800 Mhz Radio System, in accordance with the March 3 proposal submitted by Doherty Communications, at a cost of \$370.00 per month; to be paid from account H1650 - Capital Project, Radio.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Phillips tabled a resolution authorizing NYS Department of Transportation to utilize certain roads as detours. He explained that the Highway Superintendent said these are County roads and alot of money has recently been put into repairing them. He wants a letter from the State agreeing to maintain the roads during the period of time that they are being used as detours.

Legislator Bower said there was discussion at a meeting at NYSAC about the fuel farm, and it is very highly thought of by the different counties. He said there was also a session called Jobs First, at which he was asked to speak about our jobs program. As a result, there are five counties interested in having Legislator Bower make a presentation regarding the program. He will be going to Wyoming and Cattaraugus Counties next week.

There was discussion regarding the Dragon property. Legislator Bennett asked what stage we'll be at when we go to In Rem; ready for auction? Mrs. Heard said we could be if we do title searches right now. She

and the County Attorney will discuss this.

Legislator Phillips asked about the Vehicle Use Policy. Mr. Dudek said he has received comments from three department heads regarding the policy. Legislator Bower said the Sheriff was going to send something regarding this. Legislator Radzinski said he has the Sheriff's comments. Legislator Bower asked him to pass this on to Mr. Dudek.

Mr. Dudek spoke about Blue Cross "stand alone" prescription cards. He said he received a letter from a Blue Cross representative saying they were no longer going to offer this. On Friday a union representative called Mr. Dudek indicating that a union representative had contacted Blue Cross, who is now agreeing to keep that program in place.

Legislator Callard moved to adjourn; seconded by Legislator Phillips.

Meeting adjourned at 5:30 p.m.

LEGISLATURE MEETING
March 23, 1994

Vice-Chairman Tuohey called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll. Legislators Billings and Radzinski were absent.

The Clerk presented the following communications: letters of acknowledgment from Assemblyman Nesbitt and Assemblywoman Hoffman regarding our resolution in support of the state takeover of Medicaid, notice and agenda for March Planning Board meeting and minutes of February meeting, notice of April Youth Board meeting and March 28 Youth Board Awards Committee meeting, copy of resolution adopted by Albany County urging NYSAC to remove it's opposition to state legislation regarding veterans' exemptions, copy of resolution adopted by Putnam County regarding changes in N.Y. Penal and Criminal Procedure Laws.

During Open Discussion, Linda Feig, who was accompanied by Jack Zimmerman, spoke about the American Red Cross and the need for support for this organization. She mentioned the upcoming Charity Ball which will be held on May 7, and hoped that it will be supported by the Legislators.

The following resolutions were adopted:

RESOLUTION NO. 150-394

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Food Service Helper, Grade 1 on the CSEA Salary Schedule, in the Orleans County Nursing Home.

Moved, Phillips; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 151-394

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 385 through 579 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Bower; second, Bennett.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 152-394

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Sheriff's Department:

Correction Officer Grade 3

Corrections Lieutenant Grade 4

Moved, Bower; second, Callard.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 153-394

RESOLUTION APPROVING JOB TRAINING PARTNERSHIP ACT
BI-ANNUAL PLAN AND REVISED CHIEF EXECUTIVE OFFICER
PRIVATE INDUSTRY COUNCIL AGREEMENT

RESOLVED, that this Legislature does hereby approve the Job Training Partnership Act (JTPA) Bi-annual Plan and revised Chief Executive Officer - Private Industry Council (CEO-PIC) agreement for the period of July 1, 1994 through June 30, 1996, and authorizes the Chairman of this Legislature to sign said agreement on behalf of Orleans County.

Moved, Phillips; second, Bennett.
Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 154-394

RESOLUTION APPROVING LEASE AGREEMENT BETWEEN SHERIFF'S
DEPARTMENT AND BRYCE MARINE, INC.

RESOLVED, that this Legislature does hereby authorize the Sheriff of Orleans County to enter into a lease agreement with Bryce Marine, Inc. for the use of a 19' Alumacraft boat with an 85 HP motor to be used on Lake Alice, and be it

FURTHER RESOLVED, that this lease shall run from June 1, 1994 through October 31, 1994 at a total cost of \$1700.00; actual value of the boat and equipment being \$8,500.00.

Moved, Bower; second, Phillips.
Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

Legislator Bower introduced Local Law No. 2-Intro of 1994. The following resolutions were then adopted:

RESOLUTION NO. 155-394

RESOLUTION APPROVING SALARY INCREASE FOR THE DEPUTY
FIRE COORDINATORS AND FIRE INVESTIGATORS

RESOLVED, that this Legislature does hereby authorize a salary increase of \$25.00 for each of the 3 Deputy Fire Coordinators and each of the 3 Fire Investigators, for a total increase of \$250.00 to the Emergency Management personal services budget account; said increase to be effective as of January 1, 1994.

Moved, Bower; second, Callard.
Adopted. 5 ayes; 0 nays; 2 absent, Legislators

Billings and Radzinski.

RESOLUTION NO. 156-394

RESOLUTION SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 2-INTRO OF 1994 REGARDING DISTRICT ATTORNEY'S SALARY

WHEREAS, there has been duly presented and introduced to this Legislature a proposed Local Law entitled A LOCAL LAW INCREASING THE SALARY OF THE ORLEANS COUNTY DISTRICT ATTORNEY, 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 27th day of April, 1994 at 4:20 p.m. at the Legislature Chambers, Court House Square, Albion, New York.

Moved, Bower; second, Bennett.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 157-394

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES IN SHERIFF'S ACCOUNT

WHEREAS, \$25.00 donations have been received from H.H. Dobbins, Inc. and Meland's Furniture, to be used for the D.A.R.E. program, be it

RESOLVED that this Legislature authorizes the Orleans County Treasurer to set up new budget monies as follows:

Revenue Acct. A2706	Appropriation Acct. 3110.499
D.A.R.E. Donations	D.A.R.E. Program
\$50.00	\$50.00

Moved, Bower; second, Phillips.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 158-394

RESOLUTION REGARDING POSITIONS IN DISTRICT ATTORNEY'S OFFICE

RESOLVED, that this Legislature authorizes the abolishing of the Grade 4, First Assistant District Attorney position, and authorizes the creation of a Grade 2, First Assistant District Attorney position, on the Management Compensation Plan Salary Schedule, and be it

FURTHER RESOLVED, that this Legislature authorizes the current First Assistant District Attorney, Milford Phinney, to be placed in Grade 2, Step 5 of the Management Compensation Plan Salary Schedule.

Moved, Bower; second, Phillips.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

Legislator Bower presented a resolution rescinding a prior resolution regarding Parole Denial Appeals; seconded by Legislator Phillips. Legislator Tuohey commented that she will be writing a letter to our state representatives regarding this. The following resolutions were then adopted:

RESOLUTION NO. 159-394

RESOLUTION RESCINDING RESOLUTION NO. 486-993

RESOLVED, that this Legislature rescinds resolution number 486-993, "Relieving Public Defender's Office of Parole Denial Appeals, Parole Revocation Proceedings and Other New York State Proceedings/Assignments Not Mandated by Law."

Moved, Bower; second, Phillips.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 160-394

RESOLUTION AUTHORIZING TRANSFER OF FUNDS

WHEREAS, various personnel changes have occurred in the District Attorney's office, creating a savings in personal services for 1994 totalling \$6317.40, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer funds as follows:

FROM:	TO:
1165.100	1990.435
D.A. Personal Services	Contingent Fund
\$5,117.40	\$5,117.40

and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to transfer \$1200.00, for the purpose of covering copier maintenance, as follows:

FROM:	TO:
1165.100	1165.447
D.A. Personal Services	D.A. Misc. Contracted Service
\$1200.00	\$1200.00

Moved, Bower; second, Bennett.
Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

Legislator Callard presented a resolution urging the State Legislature to amend the Civil Service Law in relation to appointments; seconded by Legislator Phillips. Mr. Dudek said that New York State is one of only two states that limits civil service appointments to the top three names on the list. Legislator Phillips commented that this gives a provisional county employee a better chance of attaining the permanent position after taking the test. The following resolutions were then adopted:

RESOLUTION NO. 161-394

RESOLUTION URGING THE STATE LEGISLATURE TO AMEND THE CIVIL SERVICE LAW IN RELATION TO APPOINTMENTS

WHEREAS, the New York State Constitution requires appointments and promotions in the Civil Service of the State of New York and all political subdivisions thereof be made according to merit and fitness by competitive examination as much as practicable; and

WHEREAS, under current Civil Service Law, appointment to a position in the competitive class of an eligible list is restricted to selecting one of three persons ("Rule of Three") standing highest on an eligible list who is willing to accept such appointment; and

WHEREAS, no selection method is mandated from an eligible list comprised of less than three persons; and

WHEREAS, legislation (S.6563/A.9675) has recently been introduced amending the Civil Service Law to increase selection from one of three persons to one of ten persons standing highest on the eligible list, which will provide a greater pool of qualified applicants, thereby enhancing the selection process;

and

WHEREAS, selection from the top ten on the eligible list emphasizes the mandatory probation period which more accurately measures the ability of an individual to perform job duties and responsibilities placing a greater emphasis on individual's job performance rather than on exam score; and

WHEREAS, this resolution will in no way affect any appointment from a promotional list which will remain with the current "Rule of Three"

NOW THEREFORE BE IT RESOLVED, that the Orleans County Legislature goes on record urging the State Legislature to approve S.6563/A.9675; and

BE IT FURTHER RESOLVED, that Orleans County goes on record urging the State Legislature to amend the Civil Service Law stating that appointment from an eligible list to a position in the competitive class shall also be made in those instances where an eligible list contains fewer than ten persons but at least three; and be it

FURTHER RESOLVED, that copies of this resolution be submitted to Governor Mario M. Cuomo, the New York State Department of Civil Service, Assemblyman Sheldon Silver, Assemblyman Eric Vitaliano, Senator Ralph Marino, Senator Ceasar Trunzo, Senator John Daly, Assemblyman Charles Nesbitt, and Assemblywoman Elizabeth Hoffman.

Moved, Callard; second, Phillips.

Adopted. 4 ayes; 1 nay, Legislator Bennett; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 162-394

RESOLUTION APPROVING AGREEMENT WITH NYS DIVISION OF EQUALIZATION AND ASSESSMENT FOR COMPUTER PROCESSING FOR TAX ROLLS AND BILLS

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the NYS Dept. of Equalization and Assessment providing for computer processing services for the preparation of the 1995 assessment roll, tax roll and tax bills, at an estimated cost of \$13,845.75.

Moved, Callard; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 163-394

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Deputy Sheriff position, at Grade 4, in the Orleans County Sheriff's Department.

Moved, Bower; second, Bennett.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 164-394

RESOLUTION APPROVING APPOINTMENTS TO YOUTH BOARD

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

NAME	REPRESENTATION	TERM EXPIRES
Terry Wilbert 342 S. Main St. Albion, N.Y.	At-Large (to fill unexpired term of Sue Duff)	12-31-94
Robert Oehlbeck, II 99 W. Albion St. Holley, N.Y.	Youth	12-31-95
Cindy Lonnen 14121 West Ave. Albion, N.Y.	School District	12-31-94

Moved, Phillips; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 165-394

RESOLUTION REQUESTING THE ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO CONTINUE TO IMPOSE AN ADDITIONAL ONE PERCENT SALES TAX

WHEREAS, Chapter 37 of the Laws of the State of New York 1993 authorized Orleans County to impose an additional one percent sales tax for the period beginning June 1, 1993 and ending August 31, 1995, and excluded such rate from calculation of the maximum rate under Section 1224 of the Tax Law of the State of New York, and

WHEREAS, the additional one percent sales tax is an important source of revenue to the County of Orleans, and

WHEREAS, the County of Orleans desires to continue to impose the additional one percent sales tax after August 31, 1995, now, therefore, be it

RESOLVED, that this Legislature does hereby request Senator John Daly, Assemblywoman Elizabeth Hoffman and Assemblyman Charles Nesbitt to undertake all appropriate measures for the introduction and enactment of a special law in the Senate and Assembly of the New York State Legislature, authorizing and empowering the County of Orleans to continue to impose an additional one percent sales tax after August 31, 1995, and be it

FURTHER RESOLVED, that the special law shall allow all revenues realized from the additional one percent sales tax to be credited to the County of Orleans and allocated exclusively for Orleans County budget purposes.

Moved, Callard; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 166-394

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes the payment of \$18,000.00 to Interface Services, Inc. for final payment due to Interface for the Fuel Farm Project, to be paid from account H3591 - Capital Project, Fuel Farm.

Moved, Bennett; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

Legislator Bower tabled a resolution approving the appointment of a Coroner's Physician.

The following resolutions were then adopted:

RESOLUTION NO. 167-394

RESOLUTION SETTING UP NEW BUDGET MONIES IN HEALTH DEPARTMENT ACCOUNTS

WHEREAS, the County Health Department has received approval of the following grants/awards for 1994:

<u>From:</u>	<u>AMOUNT</u>
NYS Department of Health, Health Research, Inc. and the National Cancer Institute	\$10,000
Mary Lasker Heart and Hypertension Institute NYS Department of Health	7,000
NYS Department of Health, Breast Health Partnership	5,000
NYS Department of Health, Immunization Action Plan	7,142
NYS Department of Health, Migrant Health Services	30,000
NYS Department of Health, Early Intervention Services	4,896
<u>TOTAL AMOUNT:</u>	<u>\$64,038</u>

be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies in Health Department accounts as follows:

<u>Revenue Account</u>	<u>Amount</u>
A3472 State Aid - Public Health Programs	\$64,038

<u>Appropriation Account</u>	<u>Amount</u>
4010.100 Personal Services	\$ 8,042
4010.220 Office Equipment	6,500
4010.442 Rental of Equipment	3,500
4010.452 Personal Services Contracts	24,000
4010.462 Travel (in County)	2,780
4010.463 Travel (out of County)	496
4010.478 Health Promotion Supplies	18,000
4010 486 Health Dept Grants	<u>720</u>
TOTAL AMOUNT	\$64,038

Moved, Bower; second, Bennett.
Adopted. 5 ayes; 0 nays; 2 absent, Legislators
Billings and Radzinski.

Legislator Bower presented a resolution to approve the

creation and filling of an Account Clerk Typist position in the Health Department; seconded by Legislator Phillips. Andy Lucyszyn explained that this position is needed to do billing. The employee that was in this position as a Clerk is out on disability and her job cannot be eliminated. If she returns, the situation will have to be looked at, since she cannot do the billing as a Clerk. The following resolutions were then adopted:

RESOLUTION NO. 168-394

RESOLUTION APPROVING THE CREATION AND FILLING OF A FULL-TIME ACCOUNT CLERK TYPIST POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the creation and filling of a full-time, permanent, Account Clerk Typist position, in the County Health Department, to provide additional help and backup, in the billing department, of the nursing division; said position to be set at Grade 5 of the CSEA Salary Schedule.

Moved, Bower; second, Phillips.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

RESOLUTION NO. 169-394

RESOLUTION APPROVING CONSULTANT AGREEMENT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreement between the county and the following consultant to the Mental Health Department.

William E. Mitchell, Psy.D., as a consulting psychologist for an average of 8 hours per week at \$45.00 an hour, commencing 3/30/94 through 12/31/94 for a total of \$13,320. with a county cost of \$6,660.; such funds have been allocated in the 1994 budget.

Moved, Bower; second, Bennett.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

Legislator Callard introduced a resolution authorizing the sale of county-owned property in the Town of Ridgeway; seconded by Legislator Bower. Legislator Bennett commented that we are not transferring this property to the former owner. David Schubel said that is correct. Susan Heard explained that the buyers

purchased this property on a land contract from the former owners and it was not filed by the attorney. Legislator Bennett asked why we don't just transfer the property back to the original owner and let them do whatever has to be done. Mr. Schubel said that is possible. He said we have requested a waiver and consent from the attorney involved. Vice-Chairman Tuohey suggested waiting until all the paperwork is in order. Legislator Callard then tabled the resolution.

Legislator Callard removed a resolution from the table to adopt the Family and Medical Leave Policy; with a second from Legislator Phillips. Legislator Bower suggested the possibility of allowing the employee to retain a few vacation days when using the Family Leave. The following resolution was then adopted:

RESOLUTION NO. 170-394

RESOLUTION ADOPTING FAMILY AND MEDICAL LEAVE POLICY

RESOLVED, that this Legislature adopts the Family and Medical Leave Policy, as submitted by the Orleans County Personnel Officer.

Moved, Callard; second, Phillips.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

Legislator Callard removed a resolution from the table authorizing the Real Property Tax Office to collect certain fees; seconded by Legislator Phillips. Legislator Bower said the taxpayers in Orleans County should not have to pay for the tax maps of their own property. Legislator Phillips commented that other departments charge for certain items, using examples of accident reports and copies of birth certificates. He said if you touch one, you have to touch them all. Legislator Bennett moved to amend the resolution to allow an Orleans County property owner to have two small size tax map copies per year, free of charge. Legislator Bower seconded the motion for the amendment. The amendment failed, with Legislators Callard, Phillips and Tuohey voting nay. The resolution was then voted on in its original form, with a vote of 3 ayes and 2 nays from Legislators Bennett and Bower, causing the resolution to be defeated, as follows:

RESOLUTION NO. 171-394

RESOLUTION AUTHORIZING REAL PROPERTY TAX OFFICE TO COLLECT CERTAIN FEES

RESOLVED, that this Legislature approves the following charges, to be collected by the Real Property Tax Office:

Tax Map Copies:

Full Size Tax Map	\$4.00
Small Size - 8.5 x 11.5 Section	1.00
To Mail - Large Maps	1.00
each additional copy	.75
Small Maps	.29
each additional copy	.29
Record Card Copies	.50
Copies of Assessment Roll	.50
Computer Reports RPS System	3.00 per pg
Town File Copies RPS System	100.00 per town
Revenue Split \$ 50.00 per Town	
\$ 50.00 RPTS	
\$500.00 All Towns	
\$500.00 RPTS	1000.00 All Towns

Bill Extract & Rate Files RPS System:

E&A Service Charge	50.00 per Town
RPTS Service Charge	<u>25.00</u> Per town
	75.00 Total

Any information looked up by anyone in the Real Property Tax Office will not be subject to any charge.

Moved, Callard; second, Phillips.

DEFEATED. 3 ayes; 2 nays, Legislators Bennett and Bower; 2 absent, Legislators Billings and Radzinski.

Legislator Bennett moved to waive the rules; with a second from Legislator Bower, to allow Legislator Callard to present a new resolution, which would allow an Orleans County taxpayer to obtain two copies of small tax maps of their own property free of charge; any additional copies would carry a \$1.00 charge each. Legislator Callard then presented the following resolution, with a second from Legislator Bennett:

RESOLUTION NO. 172-394

RESOLUTION AUTHORIZING REAL PROPERTY TAX OFFICE TO COLLECT CERTAIN FEES

RESOLVED, that this Legislature approves the following charges, to be collected by the Real Property Tax Office:

Tax Map Copies:

Full Size Tax Map	\$4.00
Small Size - 8.5 x 11.5 Section	1.00*
To Mail - Large Maps	1.00

each additional copy	.75
Small Maps	.29
each additional copy	.29
Record Card Copies	.50
Copies of Assessment Roll	.50
Computer Reports RPS System	3.00 per pg
Town File Copies RPS System	100.00 per town
Revenue Split \$ 50.00 per Town	
\$ 50.00 RPTS	
\$ 500.00 All Towns	
\$ 500.00 RPTS	1000.00 All Towns

Bill Extract & Rate Files RPS System:

E&A Service Charge	50.00 per Town
RPTS Service Charge	<u>25.00</u> Per town
	75.00 Total

Any information looked up by anyone in the Real Property Tax Office will not be subject to any charge, and be it

*FURTHER RESOLVED, that the \$1.00 charge for the small tax maps will only be collected if there is a third request from a property owner for a map of their own property.

Moved, Callard; second, Bennett.

Adopted. 4 ayes; 1 nay, Legislator Phillips, 2 absent.

Vice-Chairman Tuohey originally voted nay; then changed her vote to aye before the final vote was taken.

The following resolution was then adopted:

RESOLUTION NO. 173-394

RESOLUTION AUTHORIZING NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO UTILIZE CERTAIN ROADS AS DETOURS

WHEREAS, the New York State Department of Transportation proposes to rehabilitate the following bridges: Hulberton Road over the Canal, B.I.N. 4445050, Eagle Harbor Road over the Canal, B.I.N. 4445150 under P.I.N. 4940.66.101, and

WHEREAS, in conformance with Section 10, Subdivision 19 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following roads and streets as detours during the period of necessity:

1. While Hulberton Road over the Canal is

closed: Telegraph Road CR 3, from Hulberton Road to Route 387, Fancher Road.

2. While Eagle Harbor Road over the Canal is closed: Knowlesville Road CR 4 and 10 from Route 31 to Route 104.

and

WHEREAS, the New York State Department of Transportation will erect and maintain detour signs, be it

RESOLVED, that the Legislature of the County of Orleans does hereby authorize the New York State Department of Transportation to utilize the above mentioned roads and streets as detours and maintain traffic detour signs on them in accordance with Subsection 619 of its Standard Specifications during the period of necessity, and be it

FURTHER RESOLVED, that prior to the implementation of these detours, the County Highway Superintendent and a representative for New York State will inspect any county roads involved in the detours, and when these projects are completed the State will be responsible for any repairs needed to restore these roads to their original condition; and be it

FURTHER RESOLVED, that while the detours are in effect, Orleans County will maintain the roads, with reimbursement to be made to the County from the State for all costs of maintenance incurred during the use of these roads as detours, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to transmit five (5) certified copies of this resolution to the State Department of Transportation.

Moved, Phillips; second, Bennett.

Adopted. 5 ayes; 0 nays; 2 absent, Legislators Billings and Radzinski.

There was discussion regarding the relocation of the District Attorney's office. Two locations that were considered were the Cooperative Extension offices and John Gavenda's property which Dr. Blum will be vacating. The County Attorney will write a letter to the District Attorney, with a copy to the landlord, regarding the fact that the county will be vacating the current D.A.'s office.

There was discussion regarding MELTCA. Vice-Chairman Tuohey explained that this involves long-term health insurance for Nursing Home care, which would be

offered at a group rate to county employees and deducted from their paychecks. Mrs. Heard commented that she would have no problem with this, she just would not want to have to do the work for only a few people. Legislator Bennett suggested a future resolution to determine the criteria.

Legislator Callard moved to adjourn; seconded by Legislator Bennett. Meeting adjourned at 5:25 p.m.

LEGISLATURE MEETING

April 13, 1994

The meeting was called to order by the Chairman at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present, with the exception of Legislator Tuohey.

The Clerk presented the following communications: letter of acknowledgment from Senator Marino regarding our resolution urging the amendment of the Civil Service Law, letter of acknowledgment from Assemblyman Nesbitt regarding our resolutions urging the amendment of the Civil Service Law, and the extension of the sales tax increase, letter of acknowledgment from Assemblywoman Hoffman regarding our resolution concerning the State takeover of Medicaid, minutes of January OTB meeting, resolution adopted by Ontario County supporting changes in NY Penal and Criminal Procedure laws, GLOW 1993 Annual Report, Supervisors and County Legislators registration information.

Chairman Billings presented Ken Postle and Dale Graff with a proclamation designating the week of May 1 through May 7, 1994 as "Motorcycle Awareness Week". Mr. Graff, President of "ABATE", thanked the Legislature for promoting motorcycle safety throughout the years.

The following resolutions were presented:

RESOLUTION NO. 174-494

RESOLUTION APPROVING AGREEMENT WITH NYS DIVISION OF EQUALIZATION AND ASSESSMENT FOR COMPUTER PROCESSING

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and NYS Department of Equalization and Assessment providing data entry and computer processing, which in turn provides assessment rolls and bills for the villages of Albion, Holley, Lyndonville and Medina; said agreement to be in effect April 1, 1994 through March 31, 1995 at the following estimated costs to the

villages:

Village of Albion	\$2,722.50
Village of Holley	878.00
Village of Lyndonville	584.05
Village of Medina	3,425.10

Moved, Callard; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 175-494

RESOLUTION AUTHORIZING USE OF COURT HOUSE GROUNDS FOR STRAWBERRY FESTIVAL

WHEREAS, the Village of Albion and a number of civic groups are planning a Strawberry Festival to promote the Village of Albion; and

WHEREAS, the County supports the Village's efforts regarding said promotion, now, therefore, be it

RESOLVED, that the Strawberry Festival Committee is hereby authorized to use the Court House grounds and parking lot on June 10 and June 11, 1994, 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, Bennett; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Phillips presented a resolution authorizing the setting up of new budget monies in Office for the Aging accounts; seconded by Legislator Bower. Chairman Billings commented on the number of these resolutions, and asked Mrs. Heard about this. She replied that if there are revenue and appropriation changes, the auditors need resolutions to set up the accounts. The following resolutions were then adopted:

RESOLUTION NO. 176-494

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES IN OFFICE FOR THE AGING BUDGET

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies

in Office for the Aging accounts, as follows:

REVENUE ACCOUNTS:

A4772 Federal Wrap	\$11,386
A4772 Federal VII Expansion	<u>4,342</u>
TOTAL	\$15,728

APPROPRIATION ACCOUNTS:

6772.100 Personal Services	\$ 8,401
Fringe Benefits	1,067
6772.411 Office Supplies	779
6772.421 Telephone	150
6772.434 Advertising	470
6772.441 Printing	300
6772.452 Personal Svc.Contracts	3,042
6772.461 Postage	350
6772.462 Travel - In County	869
6772.463 Travel - Out of County	<u>300</u>
TOTAL	\$15,728

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Radzinski presented a resolution which would set up new budget monies in the Sheriff's budget for the D.A.R.E. Program; seconded by Legislator Bower. Chairman Billings said that, due to the number of these D.A.R.E. resolutions, it would be more efficient to process them monthly rather than at every meeting. Agreed. The following resolutions were then adopted:

RESOLUTION NO. 177-494

RESOLUTION SETTING UP NEW BUDGET MONIES IN SHERIFF'S BUDGET

WHEREAS, donations have been received from various organizations to be used for the D.A.R.E. Program as follows:

M&T Bank, Lyndonville	\$ 50.00
Medina Order of Eastern Star	25.00
Lyndonville Lyons Club	500.00

be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies as follows:

Revenue Account:

A2706
D.A.R.E. Donations
\$575.00

Appropriation Account:

3110.499
D.A.R.E. Program
\$ 575.00

Moved, Radzinski; second, Bower.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Phillips presented a resolution authorizing a vehicle purchase for Social Services; seconded by Legislator Radzinski. Legislator Bower commented that the car being replaced is going to the Nursing Home, and asked where the car currently being used by the Nursing Home is going. Legislator Phillips replied that he talked to Jack Pease about this, who is looking into it. Legislator Bower suggested giving it to the Mobile Crew Unit. The following resolutions were then adopted:

RESOLUTION NO. 178-494

RESOLUTION AUTHORIZING VEHICLE PURCHASE IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature authorizes the Department of Social Services to purchase one 1994 Chevrolet Caprice Classic station wagon, from State bid, at a cost of \$17,260.00.

Moved, Phillips; second, Radzinski.
Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Tuohey.

RESOLUTION NO. 179-494

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES IN SOCIAL SERVICES BUDGET

WHEREAS, a grant award from New York State has been received by the Department of Social Services, to be used for the purpose of administering the Managed Care Program, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies in the Social Services budget, as follows:

REVENUE ACCOUNT:

A3610 - State Aid

\$114,451

APPROPRIATION ACCOUNTS:

6010.466	Consultant Fees	60,000
6010.100	Personal Services	40,951
6010.250	Other Equipment	7,500
6010.411	Office Supplies	1,000
6010.412	Meeting Expense	1,000
6010.418	Other Contractual	50
06010.421	Telephone	1,000
6010.434	Advertising	500
6010.441	Printing	1,000
6010.462	Travel - In County	1,000
TOTAL		\$114,451.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Bennett presented a resolution authorizing the Buildings and Grounds Superintendent to submit a grant application; seconded by Legislator Bower. Legislator Bennett said, although he presented the resolution, he feels this is a lot of money to spend on an elevator. He said he agrees with the County Historian who said it will "put a wart on the side of the building." Chairman Billings asked if we are restricted as to what the money from the grant can be used for. Mr. Dudek responded that it has to be used for handicapped access purposes. He said this is Federal law and has to be done. The following resolutions were then adopted:

RESOLUTION NO. 180-494

RESOLUTION AUTHORIZING SUPERINTENDENT OF BUILDINGS AND GROUNDS TO SUBMIT GRANT APPLICATION

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to submit an application to the New York State Office of Parks and Recreation for a member item grant; said grant to be used to install an elevator on the south side of the County Clerk's Building, based on the engineering study and referred to as "Option 1."

Moved, Bennett; second, Bower.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Tuohey.

RESOLUTION NO. 181-494

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job

Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 596 through 845 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 182-494

RESOLUTION SETTING SALARIES FOR PART-TIME EMPLOYEES IN ELECTION OFFICE

RESOLVED, that this Legislature does hereby authorize and set salaries for 1994 for part-time Clerks in the Election Office at the rate of \$5.00 per hour.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 183-494

RESOLUTION SETTING FEES FOR ELECTION OFFICE

RESOLVED, that this Legislature does hereby authorize the fees for disks and enrollment books for the Election Office as follows:

Disks	Full county	150.00
	Each town	25.00
Books	Full county	25.00
	Each town	10.00

and be it

FURTHER RESOLVED, that all disks are to have a disclaimer on them, which will be written by the County Attorney.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Radzinski presented a resolution authorizing the filling of vacancies in the Sheriff's

Department; seconded by Legislator Bower. Legislator Bower moved to amend the resolution to add the creation of an additional part-time Correction Officer position, and the filling of same. All agreed. The following resolutions were then adopted:

RESOLUTION NO. 184-494

RESOLUTION AUTHORIZING CREATION OF POSITION AND FILLING OF VACANCIES IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of one part-time Correction Officer position in the Sheriff's Department, and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of one vacant temporary Crew Leader position, and six part-time Correction Officers, to be paid at the hourly rate, in the Sheriff's Department.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 185-494

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS SUPERINTENDENT TO SOLICIT BIDS FOR COURTHOUSE RESTORATION

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to solicit bids for the restoration of the Orleans County Courthouse, including plastering, painting and inside and outside storm windows and shutters.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 186-494

RESOLUTION APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND WESTSIDE HOME CARE AGENCY LTD.

WHEREAS, it is not always possible to fill orders for home care with only one contract, and

WHEREAS, Westside Home Care Agency, Inc. is able to serve clients on the east side of the County, now, therefore, be it

RESOLVED, that this Legislature approves the agreement between Orleans County Office for the Aging and Westside Home Care Agency Ltd., for services to be

provided at the same rate as the County is currently paying Genesee Orleans Homemakers.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 187-494

RESOLUTION APPROVING AGREEMENT BETWEEN DEPARTMENT OF SOCIAL SERVICES AND ONONDAGA COUNTY

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

- (1) Onondaga County, Syracuse, NY for detention services for children; effective January 1, 1994 through December 31, 1994 at a cost of \$26.10/day per child. County cost is \$26.10/day per child.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 188-494

RESOLUTION SETTING UP NEW BUDGET MONIES IN SOCIAL SERVICES BUDGET

RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies in Social Services accounts, as follows:

Revenue Accounts:

A4610 Federal Aid -	\$ 8,739.00
A3610 State Aid -	4,647.00
A3640 Home Relief -	(4,092.00)
Total	\$ 9,294.00

Appropriation Accounts:

6010.431 Insurance -	\$12,274.00
6140.467 Home Relief-	(4,092.00)
6010.250 Other Equip.	1,112.00
Total	\$ 9,294.00

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 189-494

RESOLUTION SETTING UP NEW BUDGET MONIES IN SOCIAL SERVICES BUDGET

WHEREAS, it is necessary for the Social Services Department to purchase 800 Mhz radio equipment in the amount of \$2,788.00, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies in the Social Services budget, as follows:

Revenue:

A4610	Federal Aid	\$1,394.00
A3610	State Aid	\$ 697.00
Total		\$2,091.00

Appropriations:

6010.250 Other Equipment \$2,091.00

and be it

FURTHER RESOLVED, that the balance of \$697.00 needed for the radio equipment will be paid directly from the 800 Mhz Capital Project account.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 190-494

RESOLUTION AUTHORIZING ESTABLISHMENT OF CAPITAL PROJECT ACCOUNT

WHEREAS, the County is preparing to borrow \$2,500,000 for the reconstruction/addition to the Nursing Home, be it

RESOLVED, that this Legislature authorizes the establishing of a Capital Project account - H6030 - Nursing Home Addition/Reconstruction, for the \$2,500,000 to be borrowed, and be it

FURTHER RESOLVED, that expenses for the Nursing Home Addition/Reconstruction Capital Project shall be charged to this newly established account.

Moved, Callard; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 191-494

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN THE TOWN OF YATES

RESOLVED, that this Legislature sell and convey unto David and Ann C. Cain, for the sum of \$10,394.75 Parcel No. 213, Tax Map No. 12.3-1-17 of the premises contained in the 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 504 of Deeds at Page 168, being formerly assessed to David and Ann C. Cain bounded and described as follows: In the Town of Yates Orleans County, New York, being known as L28,T16,R4,63.00 x 83.25',1423 County Line 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, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 192-494

RESOLUTION AUTHORIZING TRANSFER OF FUNDS INTO
BUILDINGS AND GROUNDS BUDGET

WHEREAS, a new furnace is necessary for Central Hall, and quotes have been obtained for the purchase of this furnace, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer funds into the Buildings and Grounds budget as follows:

FROM:

Contingent 1990.435	\$8,000
---------------------	---------

TO:

Buildings & Grounds 1620.250	
Other Equipment	\$8,000

and it is

FURTHER RESOLVED, that the installation of the new furnace is hereby awarded to Turnbull Heating and Refrigeration of Batavia, New York at a price of \$7,640.00 with the remainder of \$360.00 to be used for outside labor and material for removal of the old furnace.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 193-494

RESOLUTION AUTHORIZING THE REMOVAL OF THE SHELBY BASIN ROAD SUPERSTRUCTURE TO KEELER CONSTRUCTION CO., INC.

BE IT RESOLVED, that the Legislature does hereby award Keeler Construction Co., Inc., 13519 West Lee Road, Albion, NY 14411-9345, the contract for the removal of the Shelby Basin Road Superstructure over Conrail tracks, as per proposal, for the sum of \$10,534.00 to be paid from Capital Project - Bridges H5120.2.

Moved, Radzinski; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 194-494

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes payment of various equipment purchases; payment to be made from Account H1650.418 - Capital Project - Radio as follows:

Tessco	
antennas and mounts for fire service	
mobile radio installations	\$ 901.66

E.F. Johnson	
Bi-Directional Amplifier and associated	
equipment for Medina Public Safety	
Building, less negotiated discount	5,403.00

Dispatch Center

Sec-Tel	
labor and materials	6,281.28

Thompson's	
interior finish materials	<u>27.00</u>

TOTAL	\$12,612.94
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Moved, Bennett; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 195-494

RESOLUTION AUTHORIZING USE OF OUTSIDE COUNSEL BY COUNTY ATTORNEY IN THE MATTER OF COUNTY ORLEANS AGAINST SLC CONSULTANTS/CONSTRUCTORS, INC.

WHEREAS, there is presently pending an action in the New York State Supreme Court entitled "County of Orleans -v- SLC Consultants/Constructors, Inc., and

WHEREAS, the Office of the County Attorney has requested authorization to utilize outside counsel to assist in litigating this action.

BE IT RESOLVED, the Office of the County Attorney is authorized to utilize outside counsel in litigating the above-referenced action.

Moved, Phillips; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 196-494

RESOLUTION APPROVING AGREEMENTS WITH ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

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

- (1) HMS Associates, Getzville, NY for JD/PINS Diversion Process Plan; to be effective April 1, 1994 through September 30, 1994 at a total cost of \$25,000. County cost is \$0.
- (2) Oak Orchard Legal Services, Inc. Batavia, NY for SSI Screen, Application & Appeal Process; to be effective April 1, 1994 through March 31, 1995 at a total cost of \$25,075. County cost is \$6,269.

Moved, Phillips; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

RESOLUTION NO. 197-494

RESOLUTION APPROVING AGREEMENT WITH GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL FOR CANAL GRANT AND SETTING UP NEW BUDGET MONIES IN TOURISM BUDGET

WHEREAS, The New York State Canal Recreationway Commission has collaborated with the Genesee/Finger Lakes Regional Planning Council to provide local assistance grants for public education and participation in Erie Canal projects and planning activities;

NOW, THEREFORE, BE IT RESOLVED, That this Legislature does hereby approve, and authorize the

Legislature Chairman to sign, an agreement with the Genesee/Finger Lakes Regional Planning Council to receive a grant in the amount of \$2,500; and be it

FURTHER RESOLVED, that the County Treasurer is hereby authorized and directed to set up new budget monies in the following Planning and Development Accounts:

Revenue Account

A3720 Regional Canal Grant	\$2,500
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Appropriation Account

A6410.220 Office Equipment (projector screen, lectern, display racks)	720
A6410.441 Printing	600
A6410.461 Postage	680
A6410.463 Travel Out-of-County	<u>500</u>

TOTAL \$2,500

Moved, Phillips; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Bower presented a resolution to approve the submission of an RFP regarding a rural health network; seconded by Legislator Bennett. Chairman Billings asked Mr. Lucyszyn if there would be any extra costs involved, beyond the grant money. Mr. Lucyszyn said no. He said this will probably benefit the County residents. The following resolutions were then adopted:

RESOLUTION NO. 198-494

RESOLUTION APPROVING SUBMISSION OF AN RFP BY COUNTY HEALTH DEPARTMENT, TO NYS DEPARTMENT OF HEALTH, TO DEVELOP A RURAL HEALTH NETWORK

RESOLVED, that this Legislature does hereby give approval to the County Health Department to submit a Request For Proposal to the Office of Rural Health, New York State Department of Health, on behalf of Medina Memorial Hospital, Lakeside Memorial Hospital, and the Oak Orchard Community Health Center.

Said RFP is to request \$50,000 to promote a more efficient delivery of health services, among providers, through the development of a Rural Health Network.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Callard presented a resolution offering "MELTCA" to Orleans County employees; seconded by Legislator Phillips. Chairman Billings commented that we should not allow the program to be solicited on County property. Legislator Bower questioned if we are required to solicit bids if there are other entities that provide a similar service. Mr. Dudek remarked that this has been endorsed by NYSAC, who has selected this, but if another company comes in and wants to sell this, you could have a problem. Legislator Callard commented that he did not hear any negative discussion regarding this previous to the offering of the resolution. Chairman Billings called the question, and upon vote the following resolution was DEFEATED:

RESOLUTION NO. 199-494

RESOLUTION OFFERING MELTCA TO ALL ORLEANS COUNTY EMPLOYEES

WHEREAS, Municipal Employees Long-Term Care Administrators (MELTCA) has invited Orleans County to participate in the New York State Association of Counties sponsored long-term care program designed for County employees, including their family members, at no cost to the County, and

WHEREAS, MELTCA will canvas employees only during lunch or evening hours, or by direct mailings, in order to determine the number of interested employees, and

WHEREAS, if twenty five (25) or more employees are interested in this program, the County Treasurer will offer payroll deductions for this benefit, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize MELTCA to offer their Long-Term Health Care program to Orleans County employees, in accordance with the terms set forth in this Resolution.

Moved, Callard; second, Phillips.

DEFEATED. 6 nays; 0 ayes; 1 absent, Legislator Tuohy.

The following resolution was then adopted:

RESOLUTION NO. 200-494

RESOLUTION AUTHORIZING UNPAID LEAVE OF ABSENCE AT THE ORLEANS COUNTY NURSING HOME

RESOLVED, that this Legislature does hereby authorize an unpaid leave of absence for Donna DeCarlo, Institutional Aide at the Nursing Home, through May 27, 1994 for child care leave.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Legislator Phillips withdrew a resolution authorizing the filling of a vacancy in the Nursing Home.

Legislator Bower indicated that the resolution approving the appointment of a Coroner's Physician, tabled March 27, will remain tabled.

Legislator Callard withdrew a resolution authorizing the sale of County-owned property in Ridgeway, and presented a new resolution, as follows:

RESOLUTION NO. 201-494

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF CARLTON

RESOLVED, that this Legislature sell and convey unto Kenneth and Linda Lonnen, 12611 Green Harbor Drive, Lyndonville, NY 14098 for the sum of \$12,693.14 Parcel No. 36, Tax Map No. 4.02-1-18 of the premises contained in the 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 494 of Deeds at Page 81, being formerly assessed to Kenneth and Linda Lonnen bounded and described as follows: In the Town of Carlton Orleans County, New York, being known as L12,T16,R2,75.00 x 198.70', 12611 Green Harbor Drive; 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, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Tuohey.

Chairman Billings mentioned the Public Hearing that is scheduled for April 27 regarding Local Law No. 2. He said the Clerk will advertise this if there is no desire to change it.

Legislator Bower moved to adjourn; seconded by Legislator Phillips. Carried. Meeting adjourned at 5:05 p.m.

LEGISLATURE MEETING
April 27, 1994

The meeting was called to order by the Chairman at 4:30 pm. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: resolution adopted by Westchester County supporting the Federal Mandate Relief Act, notice of Public Hearing in Town of Oakfield regarding amending the zoning ordinance, March Planning Board minutes and April agenda.

During Open Discussion, Chairman Billings mentioned that the members of ABATE would like to meet on the Courthouse steps on May 1 at 2:00 p.m.. All agreed that this would be fine. Chairman Billings said he will not be able to attend, but hopes another Legislator will be present.

The following resolutions were adopted:

RESOLUTION NO. 202-494

RESOLUTION AUTHORIZING SETTING UP OF NEW BUDGET MONIES
IN HIGHWAY ACCOUNTS

WHEREAS, unanticipated revenue is being received from the State by the County Highway Department, and small equipment is needed for the Highway maintenance shop, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies in Highway accounts as follows:

Revenue:

DM2770
Miscellaneous Revenue
\$7,970.00

Appropriation:

DM5130.250
Machinery Mtc.
Other Equipment
\$7,970.00

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 203-494

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have

been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 862 through 1015 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 204-494

RESOLUTION AUTHORIZING CREATION AND FILLING OF
POSITION IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature approves the creation of a temporary Work Experience Crew Leader in the Highway Department, to fill in for permanent Crew Leader currently on medical leave, at a salary of \$8.00 per hour, from May 2, 1994 through June 2, 1994; costs reimbursable through the Social Services J.O.B.S. program, and be it

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

Moved, Bennett; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 205-494

RESOLUTION AUTHORIZING FILLING OF VACANCY IN JOB
DEVELOPMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Employment Representative position, Grade 7 on the CSEA salary schedule, in the Job Development Agency.

Moved, Tuohey; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 206-494

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO PROVIDE NEW YORK STATE OFFICE OF MENTAL HEALTH FUNDS TO THE FRIENDS OF MENTAL HEALTH IN ORLEANS COUNTY, INC.

WHEREAS, there is a necessity in Orleans County to

provide for the continuance of support groups because of a significant number of less severely mentally ill individuals, and

WHEREAS, the Friends of Mental Health in Orleans County, Inc. have the interest and competence to provide these services,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature authorizes the Director of Mental Health to provide and subcontract \$8,500. to the Friends of Mental Health in Orleans County, Inc. (which is 100% funded by the New York State Office of Mental Health) for the period of July 1, 1994 through December 31, 1994.

Moved, Bower; second, Callard.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution to abolish the collection of fees by the Weights and Measures Department; seconded by Legislator Bennett. Legislator Bower said he feels these fees are wrong and it is a great detriment to small businesses within the County. He added that we are asking these small businesses to collect our sales tax for us. He said he hopes the resolution will not be tabled. Legislator Callard questioned the practicality of eliminating the fees now, since this was adopted in December of last year and the revenues to be gained from the fees were planned as far as the budget. Legislator Radzinski said he agrees with Legislator Bower. He said he has a small business; we collect sales tax and if it's not in on time we're penalized; everything is fees and fees. Legislator Phillips said he agrees it is probably a burden on the small businesses, but if we rescind this fee, we will be opening up the door to every department that charges fees. Legislator Callard said it certainly can be part of the budget making process. He said it seems inconsistent and impractical, four months after the creation of the fees, to move on this at this time. Legislator Tuohey said, for the reason that I would like to see this at least tried, and if the majority feels they should be done away with, the time to do it is during the budget time. She then motioned to postpone this indefinitely; seconded by Legislator Phillips. This motion was voted on, with Legislators Bennett, Bower and Radzinski voting nay. Motion carried.

The following resolutions were then adopted:

RESOLUTION NO. 207-494

RESOLUTION APPROVING RATE SCHEDULE FOR THE OFFICE FOR THE AGING NEWSLETTER ADVERTISING

WHEREAS, the Office for the Aging has decided to open their newsletter to limited advertising to help defray the cost of postage and printing; be it

RESOLVED, that this Legislature does hereby approve the following advertising rate schedule for the Office for the Aging monthly newsletter, the Friendly Carrier:

2-1/2" x 3-1/2" (business card size)	\$20.00
2-1/2" X 4" (1/8 Page)	25.00
5" x 4" (1/4 Page)	45.00
2-1/2 x 8" (1/4 Page)	45.00
7-1/2" x 4" (3/8 Page)	70.00
5" x 8" (1/2 Page)	85.00

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 208-494

RESOLUTION AUTHORIZING PURCHASE BY COUNTY CLERK

RESOLVED, that this Legislature authorizes the County Clerk to purchase a Sharp SF 2027 copy machine, for a total cost of \$4521.25, under State bid, to be paid from account 1410.250, and be it

FURTHER RESOLVED, that the annual maintenance agreement cost of \$1125.00 shall be paid from account 1410.447 - County Clerk - miscellaneous equipment contracts.

Moved, Callard; seconded, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 209-494

RESOLUTION AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES SOUGHT BY THE ORLEANS COUNTY HIGHWAY DEPARTMENT

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the year 1994-1995; 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, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 210-494

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Marine Deputy Sheriff position, to be paid at the hourly part-time rate.

Moved, Radzinski; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 211-494

RESOLUTION APPROVING AN AGREEMENT BETWEEN HEALTH RESEARCH, INC., WADSWORTH CENTER FOR LABS AND RESEARCH, AND THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the agreement between Health Research, Inc., which administers the Blood and Environmental Lead Testing Program, conducted at the Wadsworth Center for Labs and Research, and the County Health Department; fees in accordance with charges outlined in attachment A; approximate total cost for the year to be \$5,000.

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

RESOLUTION NO. 212-494

RESOLUTION APPROVING THE FILLING OF VACANCY IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the filling of the vacant, permanent, part-time, Registered Nurse position, in the County Health Department, to perform work for the Infant-Child Health Assessment Program.

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

Legislator Bower moved to take a resolution from the table, which would appoint Dr. Eric Johnson to the position of Coroner's Physician; seconded by Legislator Tuohey. Legislator Tuohey asked why Dr. Johnson is not being appointed to the vacant Coroner's position. Legislator Bower moved to amend the resolution, with a second from Legislator Tuohey to appoint Dr. Johnson to the vacant Coroner's position, rather than that of Coroner's Physician. All in favor. The following resolutions were then adopted:

RESOLUTION NO. 213-494

RESOLUTION APPROVING THE APPOINTMENT OF ERIC JOHNSON, MD, TO VACANT CORONER'S POSITION

RESOLVED, that this Legislature appoints Eric Johnson, M.D. to the vacant Coroner's position.

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

Legislator Tuohey motioned to add three resolutions to today's agenda; seconded by Legislator Bennett. All in favor. The following resolutions were then adopted:

RESOLUTION NO. 214-494

RESOLUTION AUTHORIZING BUILDINGS AND GROUNDS TO CREATE OFFICE SPACE WITHIN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Buildings and Grounds Department to create one office in existing space within the Department of Social Services, at a cost not to exceed \$1,500 to be reimbursed 100% from Medicaid Managed Care Funds.

Moved, Tuohey; seconded, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 215-494

RESOLUTION ABOLISHING POSITION IN MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature abolishes the position of Clinic Director in the Orleans County

Mental Health Department.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 216-494

RESOLUTION RESCINDING RESOLUTION NO. 132-394 AWARDING
BID FOR TELEPHONE SYSTEM REPLACEMENT

WHEREAS, this Legislature heretofore awarded the telephone replacement bid to Mitel Communications Systems, Inc. by the adoption of Resolution 132-394, and

WHEREAS, the original specifications and submitted bids have been further reviewed, and

WHEREAS, dispute has arisen as to whether the bid of R.K.R. was compliant with the original specifications, and

WHEREAS, it appears that R.K.R., the apparent low bidder, on or about the time of its bid submission sold all of its assets to T.R. Services including the sale and assignment of its bid to the County of Orleans, without the knowledge or consent of the County of Orleans notwithstanding the provisions of General Municipal Law Section 109, and

WHEREAS, further review of the specifications disclose that it would be in the best interests of the County of Orleans to have new specifications prepared for a replacement telephone system so as to better address the needs and requirements of the County of Orleans,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby rescinds Resolution No. 132-394 awarding the telephone system replacement bid to Mitel Telecommunications Systems, Inc., and be it

FURTHER RESOLVED, that the Chief Administrative Officer is hereby directed to prepare new specifications for a replacement telephone system and that upon preparation and approval of new specifications readvertisement for bids shall be undertaken.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 1 nay, Legislator Bower, 0 absent.

Legislator Bower moved to recess the meeting until Saturday morning after the auction of County-owned properties; seconded by Legislator Bennett. Carried.

Meeting recessed at 5:00 p.m.

LEGISLATURE MEETING
April 30, 1994

The meeting was reconvened by the Chairman at 11:25 a.m., after the County property auction. All Legislators were present.

Legislator Tuohey initiated discussion regarding the Morton Fire District and the use of the 800 Mhz radio system. She said it was discussed at the Radio meeting on Wednesday morning, regarding keeping Morton on line. The Radio Committee had recommended some time ago that as long as the license is in effect, we will keep them and apply to have them relicensed. The feeling is that the license renewal will not be approved, since we have 800 Mhz; then if the fire service wants to do something about it, it will be their responsibility. Legislator Bennett asked if dispatch is going to keep monitoring it. There was lengthy discussion regarding this. Legislator Tuohey said Morton opted out of the radio system, so why should we keep monitoring them? She said Morton signed a contract to purchase equipment for approximately \$4,000; the equipment was delivered, then a letter was received saying they did not want to stay in the system because of the money not being in their budget. Mr. Dudek mentioned that Morton purchased radios on Monroe County's frequency, after indicating that they did not want the Orleans County radios. Legislator Bennett said this Board has never been asked what should be monitored in the dispatch room, and we are being used as scapegoats. Legislator Bower asked what the Radio Committee says. Legislator Bennett said he thinks everyone on that committee does not want to monitor, except Sheriff Green and Dick Clark. Legislator Bower suggested not monitoring unless we see a problem. Legislator Tuohey said the object of getting into this was to do away with all this; why go back into monitoring it? All Legislators agreed not to continue monitoring.

Legislator Radzinski said the County will rent space from the District Attorney's private office in Medina until we find something in Albion. The rent will be \$500.00 per month, as we have been paying in the past. Chairman Billings said an agreement should be written. It was agreed that David Schubel will contact Mr. Cardone and instruct him to prepare an agreement. Legislator Tuohey said rent should not be paid until the agreement is signed. She also objected to paying \$500.00 per month for the particular space that will be rented from the District Attorney.

Chairman Billings commented that the rent paid will also include the use of Mr. Cardone's office equipment.

Don Metzger attended the meeting to discuss the Clinic Coordinator position in Mental Health. There was discussion regarding the salary paid for comparable positions in other counties. Chairman Billings asked if overtime would have to be paid. Mr. Dudek said we don't really know. He said it's pretty much department heads that are exempt, and even for them there could be some argument. He said he cannot say if this is going to be exempt. Mr. Metzger said he has been honoring requests for "comp" time for the Clinic Director and Deputy Director. Legislator Tuohey commented that every time we say money will solve the problem, it causes another one down the road. A person previously in the position was paid more because she could write prescriptions. Now she is gone, the position still pays the same, and the person going in cannot write prescriptions; we are now paying the person previously in the position on a contractual basis to write prescriptions.

Mr. Metzger said the original ad for the position only stated that the individual be a mental health professional with three years experience. Chairman Billings said he feels that the consensus is that Mr. Metzger readvertise with the lowest possible qualifications listed. Legislator Bower said then Mr. Metzger will have to go a period of time with no one in the position. Legislator Bower said he could live with Grade 5, Step 3 for the position, but he would not fight against it if there were four votes for something else. Legislator Tuohey asked Mr. Metzger if the job description for the Clinic Coordinator is the same as it was before it included writing prescriptions. Mr. Metzger said it is. Legislator Tuohey questioned why, if it was \$26,000 then, why is it now \$37,000. Mr. Metzger replied that the person in the position when it paid \$26,000 left in large part because of the money. Three staff members under her supervision were making more than she was. Legislator Phillips said he would like it clarified as to how many hours per week the job will involve, and whether or not overtime will be paid. Mr. Dudek asked Mr. Metzger if he would expect overtime to be involved in the Clinic Coordinator position. Mr. Metzger said no. Legislator Bower commented that the position should not involve comp time. He said it is self defeating for management positions. Mr. Dudek suggested having the job require a 37.5 hour week. Chairman Billings asked Mr. Metzger if the job could use a 40-hour week. Mr. Metzger said yes. Legislator Bennett said it bothers him that we would create a job at that salary, not including overtime. He said he

would agree with Grade 5, Step 3, or the higher step with a 40-hour week. Legislator Bower said the Health Committee recommends a 40-hour week Grade 5, Step 6, or Grade 5, Step 3 at 35 hours per week. Legislator Phillips again asked about comp time. Legislator Bower said he does not feel there should be comp time, but the County Attorney or Mr. Dudek will have to look into it. Mr. Dudek commented that a 40-hour week would require overtime pay, not comp time. Legislator Bower said, then the position will have no overtime authorized. Legislator Bower moved to present a resolution to create the Clinic Coordinator position, at either Grade 5, Step 6, with a 40-hour week, or Grade 5, Step 3, working a 35-hour week. Seconded by Legislator Bennett. Legislator Tuohey asked why the grade should be increased if it is the same job that was filled previously at Grade 4. Legislator Bower said the main reason is we cannot find anyone to take the job at that salary. The following resolutions were then adopted:

RESOLUTION NO. 217-494

RESOLUTION CREATING POSITION IN MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of a Clinic Coordinator position in the Mental Health Department to be scheduled at either Grade 5, Step 6, working a 40 hour week, or Grade 5, Step 3, working a 35 hour week, and be it

FURTHER RESOLVED, that the Director of Mental Health is authorized to fill this vacant position.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 1 nay, Legislator Tuohey, 0 absent.

RESOLUTION NO. 218-494

RESOLUTION 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 April 30, 1994; 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.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent

<u>TOWN</u>	<u>SOLD TO</u>	<u>AMOUNT</u>
<u>Albion:</u>		
Tax Map No. 73.5-4-32 Richard Ohearn 14 West Academy St. 1.5 story 49 x 115' lot	Vincent and Gieseppe V. Navarra 315 W. Park. St. Albion, N.Y.	\$16,500
Tax Map No. 73.-2-37 Samuel F. Navarra 3732 Rt. 98 2 story on 131 x 234' lot	Harold and Margaret Breuilly 3738 Oak Orchard Rd. Albion, N.Y.	26,500
Tax Map No. 82.-1-34 Catherine Good 12882 Rt. 31 46 x 100' lot burnt structure remains	Robert V. Bremer 21 Tremaine Ave. Kenmore, N.Y.	400
<u>BARRE:</u>		
Tax Map No. 94.-1-56 Mary D. Hartway near Eagle Harbor Rd. 5.20 acres vacant, landlocked	John J. Metzler 308 Oak Orchard Estates Albion, N.Y.	1,600
<u>CARLTON:</u>		
Tax Map No. 30.4-1-16 Wilber Cofrey 2074 Transit Rd. ranch house, 2 acres 410' frontage & old barn	James J. Piedimonte 16662 Telegraph Rd. Holley, N.Y.	7,700
Tax Map No. 30.4-1-5.11 Sharon Cofrey	Michael & Kathy Patten 2056 Transit Rd.	4,300

2068 Transit Rd.
1.70 acres, vacant
68' frontage

Kent, N.Y.

GAINES

Tax Map No. 62.19-1-17
Mary Earlene Garrette
534 Densmore St.
2 family w/garage
66 x 148' lot

Gary J. Torok
534 Densmore St.
Albion, N.Y.

\$ 35,000

MURRAY

Tax Map No. 54.-2-12
Margaret Czyzewski
2861 Carton Rd.
old house, 13.10 acres

John D. Cowan
2487 Carton Rd.
Holley, N.Y.

7,300

Tax Map No. 54.-1-39.111
Cianciosi Estate
4.70 acres
vacant, landlocked

Elaine & Milton Dugan
3000 Hulberton Rd.
Holley, N.Y.

500

RIDGEWAY:

Tax Map No. 48.-1-5.2
Raymond Young
2532 Townline Rd.
2 family double
150 x 167' lot

Scot W. Sabo
4646 Culver Rd.
Albion, N.Y.

30,000

Tax Map No. 36.-3-18
Gary VanOstrand and
Gerald White
Oregon Rd.
73 acres, vacant

Kenneth J. Corwin
12 Emilia Circle
Rochester, N.Y.

18,000

TOTAL

\$147,800

Legislator Bower moved to adjourn; seconded by
Legislator Phillips. Meeting adjourned at 12:15 p.m.

LEGISLATURE MEETING
May 11, 1994

The meeting was called to order by the Chairman at
4:45 p.m. After the pledge to the flag, the Clerk
called the roll and all Legislators were present.

The Clerk presented the following communications:
notice of May Intercounty meeting; also April minutes,

agenda for May Youth Board meeting and April minutes, minutes of March OTB meeting, resolution adopted by Sullivan County urging the State to adopt a 6-month residency requirement for Social Services benefits, notice of Public Hearing in Town of Hartland regarding amending the zoning ordinance, 1993 update on Oak Orchard Small Watershed District, and 1993 County of Orleans Annual Financial Report.

There was discussion regarding the legislative group picture. If anyone wants to purchase a picture, they will inform the Clerk, otherwise she will order only the one for the Legislative Chambers.

There was brief discussion regarding the Sullivan County resolution about residency requirements for Social Services benefits. Legislator Tuohey indicated that Carol Blake had said she sees no reason to go with that unless the whole State does. Chairman Billings mentioned that there are court cases regarding the constitutionality of it.

Legislator Bennett moved to add a resolution to the agenda to set up new budget monies in the Highway budget; seconded by Legislator Phillips. All in favor.

The following resolutions were adopted:

RESOLUTION NO. 219-594

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 1037 through 1221 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Radzinski; seconded, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 220-594

RESOLUTION APPROVING AGREEMENT FOR EMPLOYEE ASSISTANCE

PROGRAM

WHEREAS, the Orleans County Employees Assistance Program Committee has been appointed by this Legislature to arrange for Employee assistance services, and

WHEREAS, the Genesee Council on Alcoholism and Substance Abuse, Inc. possesses the demonstrated expertise to provide such services, including, but not limited to, assessments, referrals, counseling, education, training, and consultation, now, therefore, be it

RESOLVED, that this Legislature approves the agreement between Orleans County and the Genesee Council on Alcoholism and Substance Abuse, for the Employee Assistance Program, for the 1994 calendar year, at an annual cost of \$3,150.00; \$1,225.00 of which will be paid by general fund account 9090.622; balance of \$1,925 to be paid by EAP Committee, to be paid in quarterly installments.

Moved, Tuohey; seconded, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 221-594

RESOLUTION AUTHORIZING SETTING UP OF BUDGET MONIES IN SHERIFF'S BUDGET

WHEREAS, donations have been received from various organizations to be used for the D.A.R.E. Program, as follows:

Cooper Funeral Home	\$ 25.00
Crosby-Whipple Oil Corp.	\$ 25.00
A.B.A.T.E.	\$ 50.00

be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies, as follows:

<u>Revenue Account:</u>	<u>Appropriation Account:</u>
A2706	3110.499
D.A.R.E. Donations	D.A.R.E. Program
\$100.00	\$100.00

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 222-594

RESOLUTION AUTHORIZING SETTING UP OF ADDITIONAL BUDGET MONIES IN HEALTH DEPARTMENT BUDGET

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies to be used for Case Management of physically handicapped children through the Waivered Services Program, as follows:

<u>Revenue Account:</u>	<u>Appropriation Account:</u>
A3472	4010.452
Health Dept. Programs	Personal Services Contracts
\$9,999.00	\$9,999.00

to be used for the purpose of the PHCP Waivered Services Program.

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

RESOLUTION NO. 223-594

RESOLUTION SETTING UP BUDGET MONIES IN COUNTY CLERK'S BUDGET

WHEREAS, revenue has been received by the County Clerk from the State Department of Motor Vehicles under the Reinventing Motor Vehicle grant, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to set up new budget monies, as follows:

<u>Revenue Account</u>	<u>Appropriation Account</u>
A1255	1410.220
Motor Vehicle and	Office Equipment
County Clerk Revenue	
\$6,000.00	\$6,000.00

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Phillips introduced a resolution regarding the County's agreement with C.I.D., concerning the collection of sharps; seconded by Legislator Tuohey. There was lengthy discussion regarding the fact that a household that has been identified as using "sharps" can no longer put any garbage in plastic bags. It all must be contained in refuse containers. Legislator Tuohey said she has a problem with that. Mr. Dudek explained that C.I.D. has to protect their employees. The following resolutions were then adopted:

RESOLUTION NO. 224-594

RESOLUTION APPROVING MODIFICATION TO SOLID WASTE AGREEMENT WITH C.I.D. OF ROCHESTER, INC. REGARDING THE COLLECTION OF SHARPS

WHEREAS, the presence of sharps, hypodermics, syringes, and needles in the solid waste stream can pose significant hazards to both the solid waste collectors and the public, now, therefore, be it

RESOLVED, that all sharps disposed of under the County's Agreement with C.I.D. must be in accordance with the County's Preparation Policy, and be it

FURTHER RESOLVED, that the contract with C.I.D. is hereby modified to provide that once sharps have been identified as part of a household's waste stream, C.I.D. may require all of that household's refuse to be placed in a refuse container as a condition for collection.

Moved, Phillips; second, Tuohey.

Adopted. 5 ayes; 2 nays, Legislators Billings and Tuohey; 0 absent.

RESOLUTION NO. 225-594

RESOLUTION RESCINDING RESOLUTION NO. 178-494

RESOLVED, that this Legislature rescinds resolution number 178-494, which authorized the purchase of a station wagon by the Social Services Department.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

Legislator Tuohey presented a resolution authorizing the purchase of a vehicle by Social Services; seconded by Legislator Phillips. Legislator Bennett said he feels this is an elaborate car for a government agency and he will vote against the resolution. The following resolutions were then adopted:

RESOLUTION NO. 226-594

RESOLUTION AUTHORIZING PURCHASE OF MOTOR VEHICLE BY SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Department of Social Services to purchase a 1994 Chevrolet Caprice Classic Station

Wagon at a cost of \$18,518 under New York State Contract No. P006900.

Moved, Tuohey; second, Phillips.
Adopted. 4 ayes; 3 nays, Legislators Bennett, Billings and Bower; 0 absent.

RESOLUTION NO. 227-594

RESOLUTION AUTHORIZING ORLEANS COUNTY TO DECLARE THE MONTH OF MAY AS MENTAL HEALTH MONTH IN ORLEANS COUNTY

WHEREAS, the State of New York and the Office of Mental Health have declared May as Mental Health Month in New York State, and

WHEREAS, the Orleans County Department of Mental Health and the Friends of Mental Health in Orleans County, Inc. wish to recognize May as Mental Health Month by publicizing this fact in various media, articles and activities throughout Orleans County, and

WHEREAS, public education and awareness is a responsibility of both organizations in order to raise community awareness about the issues surrounding the mentally challenged, and

WHEREAS, decreeing May as Mental Health Month places Orleans County's commitment behind this effort, and

WHEREAS, the Orleans County Legislature is interested in promoting mental health for the residents of Orleans County and has recognized the need for services to foster mental health,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby declare - May 1994 Mental Health Month in Orleans County.

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

RESOLUTION NO. 228-594

RESOLUTION APPROVING APPOINTMENT TO THE MENTAL HEALTH SUBCOMMITTEE OF THE COMMUNITY SERVICES BOARD

WHEREAS, there is a need to expand the participation on the Mental Health Subcommittee of the Community Services Board for Planning purposes, and

WHEREAS, the Community Services Board and the Director of Mental Health have recommended the

appointment of Dolores (Dee) Smith as a Mental Health Subcommittee member,

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve the appointment of Dolores Smith, 24 Heritage Estates, Albion, NY 14411 to the Mental Health Subcommittee of the Community Services Board.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 229-594

RESOLUTION APPROVING APPOINTMENTS TO THE COMMUNITY SERVICES BOARD ALCOHOL AND SUBSTANCE ABUSE SUBCOMMITTEE

WHEREAS, the Community Services Board Alcohol and Substance Subcommittee's members need to be appointed, and

WHEREAS, the following list of individuals have been approved by the Community Services Board for this subcommittee:

1. Kathryn C. Fernandez, 135 W. Bank St., Albion, NY 14411
2. Timothy J. Archer, 14210 West Lee Road, Albion, NY 14411
3. E. Christine Capurso, 2950 Gaines Road, Albion, NY 14411
4. Lynne P. Harris, 4881 Quaker Hill Road, Albion, NY 14411
5. Carol Redshaw (presently on Community Services Board as member)
1801 Crandall Ave., Kendall, NY 14476 as
Chairperson of this subcommittee.
6. Sheriff Dave Green, 27 Platt St., Albion, NY 14411
7. Richard Neilans, (presently on Community Services Board as member)
3101 Gaines Road, Albion, NY 14411

NOW, THEREFORE, BE IT RESOLVED, that this Legislature does hereby approve of the above named individuals for the Community Services Board -- Alcohol and Substance Abuse Subcommittee.

Moved, Bower; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Callard presented a resolution transferring funds from fund balance to the Central Repair Account; seconded by Legislator Tuohey. Mr. Dudek explained

that we do not have service agreements for office equipment; we charge the departments a set amount for each office machine and it all goes into a central account, out of which the repairs are paid for. This is the balance that was left at the end of the year. When this account was set up, the State said whatever is left at the end of the year has to go into this account the next year; it cannot remain in fund balance.

The following resolutions were then adopted:

RESOLUTION NO. 230-594

RESOLUTION TRANSFERRING FUNDS FROM FUND BALANCE TO CENTRAL REPAIR ACCOUNT

WHEREAS, funds in the amount of \$11,138.14 from the 1993 Central Repair Account have reverted to the County's Fund Balance, 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 transfer the sum of \$11,138.14 from Fund Balance to 1994 Central Repair Account A1615.465.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 231-594

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF AND ONEIDA COUNTY SHERIFF

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Office and the Oneida County Sheriff's Office for security services at the Central New York Psychiatric Center at Marcy for mentally ill inmates; agreement to be effective January 1, 1994 through December 31, 1994, at a cost of \$110.00 per day per inmate; with the understanding that this agreement may be renewed by the mutual consent of both parties for additional one year periods.

Moved, Radzinski, second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 232-594

RESOLUTION 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 ended March 31, 1994, 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:

To the Village of Albion:

From the amount credited to the Town of
Albion.....\$ 10,949.00
From the amount credited to the Town of
Gaines..... 1,195.60

To the Village of Medina:

From the amount credited to the Town of
Ridgeway..... 8,348.94
From the amount credited to the Town of
Shelby..... 6,191.66

To the Village of Holley:

From the amount credited to the Town of
Murray..... 4,318.01

To the Village of Lyndonville:

From the amount credited to the Town of
Yates..... 1,538.20

To the Town of Albion from amount credited
to said Town for State, County and Town
purposes..... 23,448.94

To the Town of Barre from amount credited
to said Town for State, County and
Town purposes..... 8,610.57

To the Town of Carlton from amount credited
to said Town for State, County and
Town purposes..... 21,295.73

To the Town of Clarendon from amount credited
to said Town for State, County and Town
purposes..... 22,740.78

To the Town of Gaines from amount credited
to said Town for State, County and Town
purposes..... 8,184.08

To the Town of Kendall from amount credited
to said Town for State, County and Town
purposes..... 23,610.06

To the Town of Murray from amount credited
to said Town for State, County and Town
purposes..... 22,184.71

<u>To the Town of Ridgeway</u> from amount credited to said Town for State, County and Town purposes.....	26,426.62
<u>To the Town of Shelby</u> from amount credited to said Town for State, County and Town purposes.....	22,404.61
<u>To the Town of Yates</u> from amount credited to said Town for State, County and Town purposes.....	9,247.69
Total	220,695.20

The foregoing shall be your sufficient Warrant for the payment of said sums as above directed.

Dated at Albion, New York, May 11, 1994

ORLEANS COUNTY LEGISLATURE

By Lyndon D. Billings, Chairman

I, Kathleen M. Ahlberg, Clerk of the Orleans County Legislature, do hereby certify that the foregoing apportionment of Mortgage Tax, pursuant to law, is correct.

Kathleen M. Ahlberg, Clerk
Orleans County Legislature

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 233-594

RESOLUTION APPROVING APPOINTMENTS TO FIRE ADVISORY BOARD

RESOLVED, that this Legislature does hereby approve appointments to a term on the Orleans County Fire Advisory Board; said term to end December 31, 1995:

<u>NAME</u>	<u>REPRESENTATION</u>
Marty Zwifka	Albion Fire Department
Scott Hazel	Barre Fire Department
James Neiderhofer	Carlton Fire Department
Richard DeYoung	Clarendon Fire Department
Kirk Zinkievich	E.Shelby Fire Department
Ted Fiorito III	Hulberton Fire Department
Francis Donovan	Holley Fire Department
Doug Jones	Kendall Fire Department
Donald Grabowski	Lyndonville Fire Dept
Gregory Barhite	Medina Fire Department
David Steenburgh	Morton Fire Department

Bill Luckman
David Moden

Ridgeway Fire Department
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>
Richard Clark	Orleans County Fire Coordinator
David Green	Orleans County Sheriff
Dale Watts	Deputy Coordinator
David Westlund	Deputy Coordinator
Paul Wagner	Deputy Coordinator
John Daniels	Fire Investigator
Mark Watts	Fire Investigator
Mark Mallick	Fire Prevention and Control
Howard Watts	Orleans County Fire Chiefs' Assn.
Lyndon D. Billings	Legislature Chairman
Marcia B. Tuohey	Legislature
Ronald Radzinski	Legislature

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 234-594

RESOLUTION APPROVING APPOINTMENTS TO THE LOCAL EMERGENCY PLANNING COMMITTEE

RESOLVED, that this Legislature does hereby approve the following appointments to the Local Emergency Planning Committee; said terms to expire December 31, 1994:

<u>NAME</u>	<u>REPRESENTS</u>
Lyndon D. Billings Chairman	Legislature
Ronald Radzinski Chairman, Public Safety	Legislature
David Green, Sheriff	Sheriff
Richard Clark, Director	Office of Disaster Preparedness
Paul Wagner	Deputy Coordinator
Andy Lucyszyn, Director	Health Department

Donald Cooley, Supt. County Highway	Highway Department
Owen Toale	Journal Register
Clifton Jenney, Mgr. 40 Jackson Street Holley, New York 14470	Diaz Chemical
Gasper Pecorella 37 E. Bank Street Albion, New York 14411	Village of Albion
Senator John Daly 60 Professional Pkwy. Lockport, NY 14094	
Walter Batt 3070 Oak Orchard Rd. Albion, NY 14411	Albion Emergency Squad
Linda Feig Main & Center Streets Medina, NY 14103	Medina Red Cross
Scott Hardenbrook	Health Dept.
Walter Becker Ohio St. Medina, NY 14103	Medina Memorial Hosp.
Bernice Foote 210 N. Main St. Albion, NY 14411	Albion Red Cross
Roger Woodworth 80 S. Main St. Lyndonville, NY 14098	Village of Lyndonville
Douglas Eston Route 31 & Hindsburg Rd. Fancher, NY 14452	Agchem Serv.
Moved, Tuohey; second, Radzinski. Adopted. 7 ayes; 0 nays; 0 absent.	

RESOLUTION NO. 235-594

RESOLUTION APPROVING APPOINTMENTS TO ALTERNATIVES TO
INCARCERATION ADVISORY BOARD

RESOLVED, that this Legislature approves the
following appointments to the Orleans County
Alternatives to Incarceration Advisory Board; all

terms ending December 31, 1994:

<u>NAME</u>	<u>REPRESENTATION</u>
Lyndon D. Billings	Chairman of Legislature
Ronald R. Radzinski	Public Safety Committee
George R. Bower	Public Safety Committee
Judge James Punch	Orleans County Court
Judge Dennis Stirk	Village of Albion Justice Court
Magistrates Association	
Joseph Cardone	District Attorney
David M. Green	Sheriff
Dean Holland	Probation Director
Donald Metzger	Mental Health Director
Christine Capurso	Park Ridge Chemical Dependency
Ronald Sodoma	Superintendent, Albion Schools
James Proietty	Albion Police Chief
Donald Draper	Medina Police Chief
Dwight Hill	Sheriff's Investigator
Deborah Linville	Citizen
John P. Scott	Citizen

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 236-594

RESOLUTION AUTHORIZING PROBATION OFFICER TO OBTAIN
REQUIRED WEAPONS TRAINING FOR CERTIFICATION AS A PEACE
OFFICER

WHEREAS, recently enacted statutory provisions
require employers of peace officers, including
Probation Officers, to provide weapons training to
individuals appointed on or after November 1, 1991,
within six (6) months of employment, and

WHEREAS, this training requirement is not negated
where an employer does not authorize the peace officer
to carry or use weapons, and

WHEREAS, Probation Officer Michelle Pietroboni was
hired August 9, 1993, and has completed the necessary
Fundamentals and Peace Officer training programs on
schedule, and

WHEREAS, Officer Pietroboni has been advised that
she will receive Peace Officer status on completion of
the required firearms training, and

WHEREAS, the Director of Genesee County Probation
has offered to provide a weapon and train Officer

Pietroboni at no cost other than the cost of the ammunition (\$80.00), now, therefore, be it

RESOLVED, that this Legislature hereby accepts the offer of the Director of Genesee County Probation and grants permission to Officer Pietroboni to attend firearms training as conducted by Genesee County, and be it

FURTHER RESOLVED, that this resolution does not authorize any Probation Officer of Orleans County to carry or use weapons and is solely for the purpose of enabling Officer Pietroboni to be certified as a Peace Officer by the State of New York.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 abstention, Legislator Phillips; 0 absent.

RESOLUTION NO. 237-594

RESOLUTION AUTHORIZING ACCEPTANCE OF AUCTIONEER SERVICES PROPOSAL

RESOLVED, that this Legislature accepts the proposal submitted by Jack McCarthy Auction Services to provide auctioneer services on May 21, 1994 at 10:00 a.m. for the auction of County owned surplus equipment, to be held at the Village of Albion Public Works building on Washington Street; compensation to auctioneer for services shall be 15% of the amount of total sales.

Moved, Bennett; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 238-594

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO AND PAYMENTS FROM BUILDINGS AND GROUNDS ACCOUNT

WHEREAS, expenses have been incurred during 1994 for materials and installation of the water meter pit; such expenses not having been budgeted for by Buildings and Grounds, and

WHEREAS, additional expenses are expected to be incurred for outside electrical hookup contracting, be it

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Buildings and Grounds budget as follows:

FROM:

TO:

1990.435
Contingent Fund
\$13,200.00

1620.403
Buildings & Grounds
Maintenance Projects
\$13,200.00

and be it

FURTHER RESOLVED, that the Buildings & Grounds Superintendent is authorized to use these funds for payment of water meter pit expenses, as follows:

Lock City Supply, Inc. \$6,202.16

Sergi Construction \$6,500.00

with the balance to be used for future electrical contracting work.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 239-594

RESOLUTION ACCEPTING PROPOSAL FOR LAWN MOWING SERVICES AND AUTHORIZING TRANSFER OF FUNDS WITHIN BUILDINGS AND GROUNDS BUDGET

RESOLVED, that this Legislature authorizes the Buildings and Grounds Superintendent to accept the proposal from "Woody's Lawn Care", of Medina, N.Y., to provide lawn mowing services for the County Administration Building, Nursing Home and Mental Health Building, at a cost of \$125.00 per mowing of all three buildings; services to be performed throughout the lawn mowing season, and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to transfer \$3,000 from account 1620.100, Buildings & Grounds Personal services, into 1620.447, Buildings & Grounds Contracted Services & Equipment, for the purpose of covering the lawn mowing services stated above.

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

RESOLUTION NO. 240-594

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Staff Social Worker position in the Mental Health Department, at Grade 18 on the CSEA Salary Schedule.

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

RESOLUTION NO. 241-594

RESOLUTION SETTING UP BUDGET MONIES IN COUNTY HIGHWAY BUDGET

WHEREAS, Consolidated Highway Aid will be more than the amount budgeted, and

WHEREAS certain highway equipment purchases will cost \$15,491.00 more than what was budgeted, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new budget monies in Highway accounts, as follows:

Revenue Account:

DM3501
Consolidated Highway Aid
\$15,491.00

Appropriation Account:

DM5130.240
Highway & Street Equipment
\$15,491.00

Moved, Bennett; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 242-594

RESOLUTION AWARDING BID FOR TRUCK CAB & CHASSIS FOR COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature awards the bid for one truck cab & chassis for the Orleans County Highway Department to Genesee Truck Sales, 1280 Jefferson Rd., Rochester, NY 14623 in the amount of \$33,777.00, and be it

FURTHER RESOLVED, that the County Highway Department is authorized to purchase said vehicle.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 243-594

RESOLUTION AWARDING BID FOR DOZER FOR COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature awards the bid for one dozer for the Orleans County Highway Department to Mecca Krull, PO Box 985, Orchard Park, NY 14127-0985 in the amount of \$38,858.00, including the option of a 3-year annual trade, like for like machine, at a cost of \$5,500.00 per year, through 1997, and be it

FURTHER RESOLVED, that the County Highway Department is authorized to purchase said vehicle.

Moved, Bennett; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 244-594

RESOLUTION AWARDING BID FOR BACKHOE FOR COUNTY HIGHWAY DEPARTMENT

RESOLVED, that this Legislature awards the bid for one backhoe for the Orleans County Highway Department to Mecca Krull, PO Box 985, Orchard Park, NY 14127-0985 in the amount of \$42,756.00, including the option of a 3-year annual trade, like for like machine, at a cost of \$2,499.00 per year, through 1997, and be it

FURTHER RESOLVED, that the County Highway Department is authorized to purchase said vehicle.

Moved, Bennett; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 245-594

RESOLUTION AUTHORIZING AGREEMENT WITH ALLIED CLAIM SERVICES, INC. AND ORLEANS COUNTY SELF-INSURANCE

RESOLVED, that this Legislature does hereby approve the agreement between Allied Claim Services, Inc., Buffalo, New York, and Orleans County Self-Insurance, which provides for legal services for the County Self-Insurance Plan; said agreement to be effective June 10, 1994 through June 9, 1996.

Moved, Tuohey; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution awarding the bid for a wheelchair van; seconded by Legislator Bower. Mr. Dudek explained that the Nursing Home will

lease the van from Shephard Bros, and we will own it at the end of the leasing period. Mr. Lucyszyn said he might be able to pick up a third of the cost of the lease, from his State awards. Mr. Dudek said there will have to be a future resolution approving the leasing of the van. The following resolutions were then adopted:

RESOLUTION NO. 246-594

RESOLUTION AWARDING BID FOR WHEELCHAIR VAN

RESOLVED, that this Legislature awards the bid for a wheelchair van for the Nursing Home to Shepard Bros., Inc., at a cost of \$30,795, which is option A of the bid.

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

RESOLUTION NO. 247-594

RESOLUTION IN SUPPORT OF REPEALING SUNSET PROVISION
ESTABLISHING LOCAL GOVERNMENT RECORDS MANAGEMENT
IMPROVEMENT FUND

WHEREAS, the appropriate management of local government records through their creation, use, maintenance and disposition is essential to efficient and effective government and,

WHEREAS, local government records document the responsibilities and prerogatives of local governments and protect the property rights of citizens, and

WHEREAS, the Local Government Records Management Improvement Fund was established in Chapter 78, Laws of 1989, to benefit the local governments of New York State through grants for records management and through establishment of a program of regionally-based technical assistance administered by the New York State Archives and Records Administration of the New York State Education Department, and

WHEREAS, the Local Government Records Management Improvement Fund has enormously benefitted Orleans County through three grants totalling \$98,838.00, frequent and readily accessible consultation by the Improvement Fund-supported State Archives and Records Administration Regional Advisory Officer and through Improvement Fund-sustained training available through regularly scheduled workshops on records and information management-related subjects attended by the Records Manager, and

WHEREAS, the grants have supported successful projects to inventory records, dispose of obsolete records, microfilm records, plan and develop programs for the systematic management of inactive records, and

WHEREAS, the grants, consultation workshops and other services to Orleans County supported by the Fund have contributed significantly to the improved management of its records, to the availability and accessibility of those records to its officials and citizens, and to economical and responsive administration saving taxpayers' dollars, and

WHEREAS, there is much more to be accomplished here in Orleans County and in the other local governments of New York State, where needs will continue in the future with the growth in the volume of records, as needs change and information technologies present new challenges, and

WHEREAS, grants and technical advice are essential in assisting all the local governments of New York State in developing records management programs adequate to the demands of governments and citizens, and demand for those grants and services remains critical, and

WHEREAS, these needs are served and programs sustained without the use of state tax revenues, through modest surcharges on fees for records filed and recorded by County Clerks and the Register of the City of New York which sustain the Improvement Fund, and

WHEREAS, the Local Government Records Management Improvement Fund was created with a sunset date of December 31, 1995, therefore, be it

RESOLVED, that Orleans County fully supports the perpetuation of the Local Government Records Management Improvement Fund through the elimination of its sunset provision and supports its continued administration by the New York State Archives and Records Administration of the New York State Education Department with oversight by the Local Government Records Advisory Council, and be it

FURTHER RESOLVED, that the Clerk of the Legislature forward copies of this resolution to District Representatives, and to the Governor of New York State.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower presented a resolution authorizing the purchase of post-rabies vaccine by the Health Department; seconded by Legislator Bennett. Mr. Lucyszyn explained that if someone is bitten by a rabid animal, the Health Department covers the cost of the vaccine. They try to recover payment from the insurance companies, but have not been successful. Mr. Lucyszyn indicated that this purchase wipes out his rabies budget for this year.

The following resolutions were then adopted:

RESOLUTION NO. 248-594

RESOLUTION AUTHORIZING PURCHASE IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the Orleans County Health Department to purchase Imovax Human Diploid Cell Vaccine for post-exposure to rabies, from Connaught Laboratories, at a cost of \$8,320.00.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 249-594

RESOLUTION CREATING AND ABOLISHING POSITIONS IN OFFICE FOR THE AGING

WHEREAS, additional HEAP funds have been received by the Office for the Aging, and those funds combined with current WRAP funds are sufficient to cover the cost of a full-time, temporary Outreach Worker, be it

RESOLVED, that this Legislature authorizes the abolishing of the part-time, temporary Outreach Worker in the Office for the Aging, and authorizes the creation of a full-time, temporary Outreach Worker, to be effective through August 31, 1994, at Grade 4 on the CSEA salary schedule; said position being 100% reimbursible by Federal funds, and be it

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

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 250-594

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT

CLAIMS

RESOLVED, that this Legislature authorizes payment of the following expenses in connection with the Capital Project Nursing Home Addition/Reconstruction, to be paid from account H6030:

Fiscal Advisors & Marketing, Inc.	\$7,800.00
Wilkie Farr & Gallagher	\$8,920.00

and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Treasurer to refund the Orleans County Nursing Home funds expended from their operating budget for architectural and engineering fees to Sear-Brown, in the amount of \$41,322.32, which should be returned to the Nursing Home's operating budget.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution adopting Local Law No. 2 regarding an increase in the District Attorney's salary; seconded by Legislator Callard. Legislator Tuohey indicated that the increase would amount to 3.5% per year for two years. A roll call vote was taken and the following resolution was adopted:

RESOLUTION NO. 251-594

RESOLUTION ADOPTING LOCAL LAW NO. 2 OF 1994 ENTITLED A LOCAL LAW INCREASING THE SALARY OF THE ORLEANS COUNTY DISTRICT ATTORNEY

WHEREAS, Local Law No. 2-Intro of the Year 1994 was introduced at a regular meeting of the Orleans County Legislature held on March 23, 1994, and a public hearing was held on April 27, 1994, at which time all interested persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 2 OF THE YEAR 1994

A LOCAL LAW INCREASING THE SALARY OF THE ORLEANS COUNTY DISTRICT ATTORNEY

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salary of the following County Employee is raised as

follows, per annum, January 1, 1994:

<u>EMPLOYEE</u>	<u>Proposed Salary</u>
District Attorney	\$55,700

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, Radzinski; second, Callard.

Adopted. Roll Call. 6 ayes; 1 nay, Legislator Billings; 0 absent.

Legislator Bower moved to adjourn, with a second by Legislator Callard. Meeting adjourned at 5:40 p.m.

LEGISLATURE MEETING
May 25, 1994

Chairman Billings called the meeting to order at 4:30 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present, with the exception of Legislator Bower.

The Clerk presented the following communications: copy of applications from Town of Murray for two proposed water districts, letter from Evelyn Lyman in thanks for the 1993 Proceedings sent to Swan Library, Planning Board minutes from April meeting, and agenda for May, agenda for June 1 Youth Board meeting.

The following resolutions were adopted:

RESOLUTION NO. 252-594

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the claims against the General Fund, represented by checks numbered 1237 through 1398 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 253-594

RESOLUTION APPROVING AGREEMENT BETWEEN THE STATE OF NEW YORK OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES AND MENTAL HEALTH.

WHEREAS, the State of New York Office of Alcoholism and Substance Abuse Services is empowered to enter into this agreement with the Orleans County Department of Mental Health for the operation of substance abuse services; and

WHEREAS, the Orleans County Department of Mental Health wishes to enter into this agreement with the State of New York Office of Alcoholism and Substance Abuse Services; and

WHEREAS, the term of this agreement will cover the period of January 1, 1994 through December 31, 1994 in the maximum reimbursable amount of \$211,616, be it

RESOLVED, that this Legislature does hereby approve the agreement between the State of New York Office of Alcoholism and Substance Abuse Services and the Orleans County Department of Mental Health for the calendar year 1994; County cost to be \$18,000.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 254-594

RESOLUTION APPROVING AGREEMENT FOR SUBSTANCE ABUSE SERVICES BETWEEN PARK RIDGE HOSPITAL, INC. AND MENTAL HEALTH

WHEREAS, the Park Ridge Hospital, Inc. is fully licensed to provide substance abuse services including a Drug-Free Outpatient Clinic and an Outpatient Prevention Program, and agrees to furnish these services as set forth in said agreement, be it

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Department of Mental Health and the Park Ridge Hospital, Inc. for the provision of substance abuse services; said agreement to be in effect during the 1994 calendar year at a cost of \$268,147. of which \$18,000. is county cost.

Moved, Bennett; second, Tuohy.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 255-594

RESOLUTION APPROVING THE REVISED 1993 AGREEMENT FOR ALCOHOLISM SERVICES BETWEEN PARK RIDGE HOSPITAL, INC. AND MENTAL HEALTH

WHEREAS, the Park Ridge Hospital, Inc. is fully licensed to provide alcoholism services including:

- 1) Alcoholism Clinic,
- 2) CEDIR Program and
- 3) STOP-DWI,

and agrees to furnish these services as set forth in said agreement, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the revised 1993 agreement between the Orleans County Department of Mental Health and the Park Ridge Hospital, Inc. for the provision of alcoholism services; said agreement to be in effect during the 1993 calendar year at a cost of \$159,722. of which \$55,111 is county cost.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 256-594

RESOLUTION APPROVING AGREEMENT FOR ALCOHOLISM SERVICES BETWEEN PARK RIDGE HOSPITAL, INC. AND MENTAL HEALTH.

WHEREAS, the Park Ridge Hospital, Inc. is fully licensed to provide alcoholism services including an Alcoholism Clinic, CEDIR Program and STOP DWI Program, and agrees to furnish these services as set forth in said agreement, now, therefore, be it

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County

Department of Mental Health and the Park Ridge Hospital, Inc. for the provision of alcoholism services; said agreement to be in effect during the 1994 calendar year at a cost of \$158,222. of which \$55,111. is county cost.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 257-594

RESOLUTION APPROVING KENYONVILLE ROAD BRIDGE PROJECT AND AUTHORIZING CHAIRMAN TO EXECUTE RELATED AGREEMENTS

WHEREAS, a project for the replacement of Kenyonville Road Bridge BIN 3318950 over Oak Orchard River, P.I.N. 4752.14, funded for in Title 23 U.S. Code, as amended, 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 above project by making a commitment of 100% of the non-federal share of the costs of replacing the Kenyonville Road Bridge BIN 3318950, now, therefore, be it

RESOLVED, that this Legislature hereby approves the above-subject project, and it is

FURTHER RESOLVED, that this Legislature hereby authorizes the County of Orleans to pay 100% of the non-federal share of the cost of all work for the subject project or portions of the subject project that are not on the State Highway System and be it

FURTHER RESOLVED, that the sum of \$263,200. is hereby appropriated to cover the cost of participation in the above phase of the project, and the County of Orleans is hereby authorized and directed to deposit such sum with the State Comptroller prior to the award of the contract, and be it

FURTHER RESOLVED, that in the event that the full non-federal share costs of the project exceed the amount deposited with the comptroller, the County of Orleans shall deposit excess amount immediately upon the direction of the Department of Transportation, and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and hereby is authorized to execute all necessary agreements on behalf of the County of Orleans with the New York State Department of Transportation approving of the above subject

project and providing for the Municipality's participation in the cost of the local share of the subject project, and be it

FURTHER RESOLVED, that a copy of this resolution be filed with the New York State Commissioner of Transportation, it being understood that upon completion of the above project, the Commissioner shall transmit to the County a statement showing the actual costs and expenses of such work and shall notify the County of Orleans of the amount, if any, to be returned to the County of Orleans.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 258-594

RESOLUTION AUTHORIZING PURCHASE OF COMPUTERS FOR MEDICAID MANAGED CARE PROGRAM

RESOLVED, that this Legislature does hereby authorize the Department of Social Services to purchase 2 computers from Jameslea, Inc., for the Medicaid Managed Care Program, at a total cost of \$4,527.

Moved, Tuohey; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 259-594

RESOLUTION AUTHORIZING SOLICITATION OF BIDS FOR TRANSPORTATION SERVICES

WHEREAS, the Orleans County Preschool Handicapped Childrens' Program is required to provide transportation services to children attending the program, and

WHEREAS, children will be attending programs at Monroe-Orleans BOCES, Orleans-Niagara BOCES, Blind Association of Western New York, and ARC Orleans Rainbow Preschool and, therefore, will require transportation services, and

WHEREAS, contracts for transportation services must be put out for bidding, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Director of Public Health to solicit bids for transportation services for the Orleans County Preschool Handicapped Childrens' Program.

Moved, Bennett; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 260-594

RESOLUTION CREATING TEMPORARY POSITION IN NURSING HOME
AND AUTHORIZING FILLING OF VACANCY

WHEREAS, a Senior Account Clerk is on a leave of absence from the Nursing Home, be it

RESOLVED, that this Legislature authorizes the creation of a temporary, part-time Senior Account Clerk for a period of eight weeks at the Nursing Home, and be it

FURTHER RESOLVED, that the Administrator of the Nursing Home is authorized to fill this vacant position.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 261-594

RESOLUTION AWARDING BID FOR TELEPHONE SYSTEM

RESOLVED, that this Legislature awards the bid for the telephone system replacement to ICS Executone, for a total cost of \$81,145.00; payment to be made from account H1655 - Capital Project, Telephone System.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 262-594

RESOLUTION APPROVING GRANT APPLICATION TO NEW YORK
STATE OFFICE FOR THE AGING TO CONDUCT SSI OUTREACH
PROGRAM

RESOLVED, that this Legislature does hereby authorize the Office for the Aging to apply to New York State Office for the Aging for a grant, covering the period of October 1, 1994 through September 30, 1995, for the amount of \$51,555, which is 100% reimbursable from State funds; said grant to be used for the SSI Outreach Program.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 263-594

RESOLUTION AUTHORIZING PURCHASE OF RADIO EQUIPMENT

RESOLVED, that this Legislature authorizes the purchase of replacement antennas to be used with the 800 Mhz Radio System, to be purchased from TESSCO of Sparks, Maryland, at a cost of \$10,643.17, to be paid from Account H1650, Capital Project - Radio.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 264-594

RESOLUTION AUTHORIZING INSTALLATION OF RADIO EQUIPMENT

RESOLVED, that this Legislature authorizes the installation of the replacement antennas for the 800 Mhz radio system to be installed by Western Tower Services of Boston, N.Y., at a cost of \$2,750.00, to be paid from Account H1650, Capital Project - Radio.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 265-594

RESOLUTION AUTHORIZING THREE (3) YEAR UNIFORM RENTAL AGREEMENT

RESOLVED, that this Legislature does hereby authorize the Superintendent of Highways to renew the Highway Employees Work Uniform Rental Agreement for a period of 36 months; the cost of which is \$116.50 per week (cost did not escalate from previous 36 month agreement); this agreement being made with ARTCO Industrial Laundries, Inc., 333 W. Main St., PO Box 1969, Rochester, NY 14603-1969. This is a budgeted item (DM5130.415).

Moved, Bennett; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 266-594

RESOLUTION AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM

RESOLVED, that this Legislature authorizes the continuation of the Alternatives to Incarceration Program for a 12-month period, commencing July 1, 1994

and terminating June 30, 1995 at a cost of \$50,626.00, with \$21,466.00 being reimbursed to the County, leaving a County cost of \$29,160.00; said program being provided by the present staff within the Sheriff's Department.

Moved, Radzinski, second, Bennett.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 267-594

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENTS FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreement between the county and the following student intern to the Mental Health Department.

Mickey C. Boucher, as a Social Work Student Intern for an average of 30 hours per week, commencing 5/9/94 through 8/19/94; stipend for said time period to be \$600.00 payable in twice monthly installments of \$80.00; each payment with a county cost of \$40.00; such funds having been allocated in the 1994 budget.

Moved, Bennett; second, Radzinski.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 268-594

RESOLUTION AUTHORIZING ABOLISHING AND CREATING POSITIONS IN MENTAL HEALTH DEPARTMENT, AND AUTHORIZING FILLING OF VACANCIES

WHEREAS, the Legislature through approval of the 1994 County budget has approved allocations for two (2) part-time Account-Clerk Typist positions in the County Mental Health Department; and

WHEREAS, two (2) temporary Account-Clerk Typist positions were created by Resolution No. 16-193 and continued through other resolutions since that time; and

WHEREAS, the employees in these positions will work seventeen (17) hours each week and only receive benefits for these positions as required by law; and

WHEREAS, the Department wishes to make these temporary part-time positions, permanent part-time positions, be it

RESOLVED, that this Legislature does hereby authorize the abolishing of two temporary part time Account Clerk Typist positions, and the creation of two permanent part-time Account Clerk Typist positions effective 7/1/94, and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of these two vacant positions.

Moved, Bennett; second, Phillips.

Adopted. 5 ayes; 1 nay, Legislator Tuohey; 1 absent, Legislator Bower.

RESOLUTION NO. 269-594

RESOLUTION APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD

WHEREAS, the Community Services Board of the Orleans County Mental Health Department has established the terms for Board Members, be it

RESOLVED, that this Legislature does hereby approve the following appointment to the Community Services Board for a four year term beginning June 1, 1994 and ending April 30, 1998:

Satya Sahukar, M.D.
213 North Main Street
Albion, New York 14411

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Tuohey presented a resolution creating Caseworker positions in Social Services; seconded by Legislator Phillips. Legislator Tuohey said there is no cost to the County for these positions and if the schools pull out of the program, the positions involved will be terminated. The following resolutions were then adopted:

RESOLUTION NO. 270-594

RESOLUTION CREATING CASEWORKER POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES AND AUTHORIZING TREASURER TO SET UP NEW BUDGET MONIES

WHEREAS, the Orleans County Department of Social Services and the Albion, Medina, and Lyndonville School Districts have declared their intentions to enter into the Community Partnership Program, and

WHEREAS, the Community Partnership Program coordinates the placement of Social Services preventive casework services in a local school district, and

WHEREAS, the Albion, Medina, and Lyndonville School Districts have agreed to pay the local share of the costs associated with their respective Community Partnership Program, now, therefore, be it

RESOLVED, that this Legislature does hereby create three caseworker positions in the Department of Social Services, to be assigned to the Community Partnership Program with the Albion, Medina, and Lyndonville School Districts, effective August 28, 1994, with associated costs to be reimbursed by State funds and Albion, Medina, and Lyndonville School District funds, and, be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the vacant Caseworker positions, and be it

FURTHER RESOLVED, that should the Albion, Medina, and/or Lyndonville School Districts withdraw from the Community Partnership Program, the related caseworker position or positions will terminate upon the effective date of the School withdrawal, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to set up new budget monies relating to this program, as follows:

REVENUE ACCOUNTS:

A4610	Federal Aid - DSS Admin.	\$13,041
A3610	State Aid - DSS Admin.	6,521
A2070	Youth Contributions	<u>6,520</u>
Total		\$26,082

APPROPRIATION ACCOUNTS:

6010.100	Personal Services	\$19,539
6010.462	Travel In-County	1,500
9010.628	Retirement	59
9020.620	Medicare	283
9030.630	Social Security	1,211
9040.633	Workers' Comp.	453
9050.636	Unemployment Insurance	74
9060.650	Hosp. & Medical Insurance	<u>2,963</u>
Total		\$26,082

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Tuohey presented a resolution authorizing submission of the Medicaid Managed Care Plan; seconded by Legislator Phillips. Legislator Tuohey commented that she has never seen so many doctors, hospital administrators, and health care plan representatives work as closely together as they did to develop this plan. She said she gives Carol Blake a lot of credit for her negotiating; she did an excellent job. The following resolutions were then adopted:

RESOLUTION NO. 271-594

RESOLUTION AUTHORIZING SUBMISSION OF THE MEDICAID
MANAGED CARE PLAN

RESOLVED, that this Legislature does hereby authorize the Commissioner of the Department of Social Services to submit the Orleans County Medicaid Managed Care Plan to the New York State Department of Social Services as required by the Statewide Managed Care Act, Chapter 165, Laws of 1991)

Moved, Tuohey; second, Phillips.

Adopted. 5 ayes; 1 nay, Legislator Bennett; 1 absent, Legislator Bower.

RESOLUTION NO. 272-594

RESOLUTION EXTENDING TEMPORARY MOBILE CREW LEADER
POSITION IN HIGHWAY DEPARTMENT

RESOLVED, that this Legislature authorizes the extension of the Temporary Mobile Crew Leader position in the Highway Department for the duration of the sick leave of the incumbent.

Moved, Bennett; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 273-594

RESOLUTION APPROVING AGREEMENT FOR USE OF FIRING RANGE

RESOLVED, that this Legislature hereby approves the agreement between Crawford Hucknall and the Orleans County Sheriff's Department for the use of his firing range to qualify employees in the use of firearms; said agreement to be effective from April 1, 1994 through March 31, 1995, at a cost of \$1,000.00.

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 274-594

RESOLUTION APPROVING APPOINTMENTS TO THE MEDICAL SCHOLARSHIP COMMITTEE

RESOLVED, that this Legislature appoints the following members to the Medical Scholarship Committee:

<u>NAME</u>	<u>TERM EXPIRES</u>
Burton Entrekin	12/31/96
Raymond J. Ernenwein	12/31/96
Barbara B. Waters	12/31/96
Marcia Tuohey	12/31/95
David Callard	12/31/95

Moved, Callard; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Callard presented a resolution granting an extension for payment of In Rem property purchased at the County auction; seconded by Legislator Tuohey. David Schubel explained that Albion Federal had a mortgage on this property that was not picked up in our search. The following resolutions were then adopted:

RESOLUTION NO. 275-594

RESOLUTION GRANTING EXTENSION FOR PAYMENT OF IN REM PROPERTY PURCHASED AT COUNTY AUCTION

WHEREAS, resolution no. 82-294, Setting Date and Terms for Auction of County-Owned Tax Properties, indicates that the balance of a successful and accepted bid for parcels sold at the property auction must be paid to the Orleans County Treasurer by May 27, 1994, unless extended by the Orleans County Legislature, and

WHEREAS, Susan D. Torok was the successful bidder on the property located at 534 Densmore Street in the Town of Gaines, Tax Map No. 62.19-1-17 and,

WHEREAS, the lender has informed Mrs. Torok that the mortgage that has been applied for to be used for

the purchase of this property will not be finalized for another approximately 60 days, be it

RESOLVED, that this Legislature grants an extension for balance due payment of this property for a period of time not to exceed sixty (60) days, and be it

FURTHER RESOLVED, that due to this extension, and a loss of interest to the County, there will be a charge of \$250.00 per month until the property is fully paid for, not to exceed a period of two months.

Moved, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 276-594

RESOLUTION SUPPORTING STATE ACQUISITION OF FANCHER CAMPUS

WHEREAS, the Orleans County Park Formation Committee has recommended the conservation and wise use of the Fancher Campus, located in the Town of Murray, as an outdoor recreational facility, and

WHEREAS, on March 31, 1994 the Region 8 Open Space Advisory Committee identified the Fancher Campus as possessing regional environmental and recreational significance with a potential threat of diminishment of resource value, and as a result, recommended the Fancher Campus project be included as a priority in the State Open Space Conservation Plan, be it

RESOLVED, that this Legislature does concur with inclusion of the Fancher Campus in the State Open Space Plan and hereby supports state acquisition of the Fancher Campus pursuant to Article 49 Title 2 of the Environmental Conservation Law for the purposes of recreation and tourism development, and be it

FURTHER RESOLVED, that copies of this resolution be forwarded to Senator John Daly, Assemblyman Charles Nesbitt, Assemblywoman Betty Hoffman, Chairmen of the Senate and Assembly Committees on Environmental Conservation, Chairman of the Assembly Committee on Tourism, Arts, and Sports Development, and Chairman of the Senate Committee on Tourism, Recreation and Sports Development.

Moved, Phillips; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 277-594

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes payment of the following Capital Project claims, to be paid from account H5120.2 - Bridges; both payments to cover costs incurred by the removal of Shelby Basin Road superstructure over Conrail tracks:

Keeler Construction Co., Inc. \$10,534.00

Consolidated Rail Corporation \$ 1,769.06

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 278-594

RESOLUTION EXTENDING CONTRACT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND THE HEALTH SYSTEMS AGENCY OF WESTERN NEW YORK

RESOLVED, that this Legislature does hereby authorize the Commisssioner of the Department of Social Services to amend the contract between the Orleans County Department of Social Services and the Health Systems Agency of Western New York, for consultation services on Medicaid Managed Care Plan development to include the period of April 1, 1994 - June 30, 1994 at an additional cost of \$5,000.00 to be charged to 100% reimbursable Medicaid Managed Care Grant funds.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 279-594

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the Administrator of the Nursing Home to fill the vacant part-time Laundry Worker position at Grade 1 in the Orleans County Nursing Home.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Callard indicated that the Finance Committee is reviewing the concept of property taxes

being paid in installments.

Legislator Phillips asked how the equipment auction went. Legislator Bennett said some items sold well and some were withdrawn due to low bids.

Legislator Phillips asked about the Vehicle Use Policy. Chairman Billings said it will have to be addressed.

Legislator Callard said the first compilation of proposed capital projects has been put together. The next step is to write a memo to the department heads and the Legislators, with a copy of that compilation, and ask that the department heads meet with their committee chairmen to prioritize the projects and to give consideration to the need for such projects. We will then meet with the department heads with the final listing. We will then make a proposal to the Legislature.

Legislator Callard moved to adjourn; seconded by Legislator Radzinski.

Meeting adjourned at 5:08 p.m.

LEGISLATURE MEETING
June 8, 1994

The meeting was called to order at 4:30 p.m. by Chairman Billings. After the pledge to the flag, the Clerk called the roll, with all Legislators being present.

The Clerk presented the following communications: letter of acknowledgment from Assemblyman Nesbitt regarding our resolution supporting the Local Government Records Management Fund, letter of acknowledgment from Senator DeFrancisco regarding our resolution about State acquisition of Fancher Campus, GLOW Solid Waste financial reports.

During Open Discussion, Chairman Billings presented Celeste Carmichael from Cooperative Extension with a Certificate of Appreciation for organizing the "Canal Cleanup Days" for the last two years in a row.

Susan Heard distributed "Cash Flow" statements.

Legislator Bennett withdrew a resolution approving the system acceptance agreement with EF Johnson for the 800 Mhz Radio System.

The following resolutions were then adopted:

RESOLUTION NO. 280-694

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 1417 through 1624 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 281-694

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF GAINES

RESOLVED, that this Legislature sell and convey unto Richard M. O'Hearn, 3202 Brown Road, Albion, N.Y. for the sum of \$4,013.02, Parcel No. 71, Tax Map No. 62.-1-62 of the premises contained in the 1993 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 504 of Deeds at Page 171, being formerly assessed to Richard M. O'Hearn, bounded and described as follows: In the Town of Gaines, Orleans County, New York, being known as L23, T15, R2, .46 acre, 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 282-694

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Deputy Sheriff position, at Grade 4, in the Orleans County Sheriff's Department.

Moved, Radzinski; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 283-694

RESOLUTION APPROVING APPOINTMENT TO PLANNING BOARD

RESOLVED, that this Legislature approves the appointment of James Keeler, as representative for the Town of Barre, to the Orleans County Planning Board, to fill the unexpired term of Art Spencer; said term ending December 31, 1994.

Moved, Phillips; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 284-694

RESOLUTION APPROVING AMENDMENTS OF AGREEMENTS WITH MONROE/ORLEANS BOCES AND RAINBOW PRESCHOOL

WHEREAS, Orleans County has agreements for the provision of related services for preschool handicapped children dated July 22, 1992 for the period of July 1, 1992 through June 30, 1994, pursuant to resolution numbers 389-792 and 390-792, and

WHEREAS, Chapter 705 of the Law of 1992 amends Section 4410 of the Education Law, requiring the County to provide for coordination when a child receives two or more related services, be it

RESOLVED, that this Legislature does hereby approve the amendments to the agreements with Monroe/Orleans BOCES and Rainbow Preschool, providing for the coordination of two or more related services for one 30-minute session per month at the respective rates of the chosen professional, as provided in attachment C of Special Education Related Services Agreement for Preschool Special Education.

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

RESOLUTION NO. 285-694

RESOLUTION AUTHORIZING OUT OF STATE MEETING ATTENDANCE FOR DIRECTOR OF VETERANS SERVICES AGENCY

RESOLVED, that this Legislature authorizes Franklin Tower, Director of the Veterans Services Agency, to attend the Department Service Officers

School in Indianapolis, Indiana from July 26 through July 31, 1994, at an estimated cost of \$601.00.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 286-694

RESOLUTION AUTHORIZING FILLING OF VACANCY IN PUBLIC DEFENDER'S OFFICE

WHEREAS, William E. Miller, Jr. has tendered his resignation as Second Assistant Public Defender, effective May 27, 1994, be it

RESOLVED, that this Legislature authorizes the Public Defender to fill the vacant Second Assistant Public Defender position, at Grade 1, Step 1 of the Management Compensation Plan, effective May 31, 1994.

Moved, Radzinski; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 287-694

RESOLUTION AUTHORIZING AGREEMENT WITH TMC COMMUNICATIONS FOR PROVISION OF FLEET MAP DATA BASE AND SPARE PARTS INVENTORY

WHEREAS, TMC Communications is the local EF Johnson warranty facility providing service for Orleans County portable and mobile radios, be it

RESOLVED, that this Legislature approves an agreement to provide TMC with the necessary spare parts inventory and the fleet map data base to assist TMC in providing the warranty work; TMC agrees to insure the County's inventory and to hold secure the information regarding the fleet map data base, and be it

FURTHER RESOLVED, that this agreement ceases at the expiration of the warranty period and that TMC will be given the option to purchase inventory.

Moved, Bennett; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski introduced a resolution, part of which covered authorizing budget adjustments in the Animal Control budget; seconded by Legislator Phillips. Legislator Tuohey explained that the incinerator repair was discussed at budget time last

year, and it was agreed at that time that the funds will have to come out of contingency when the time comes to make the repair. The following resolutions were then adopted:

RESOLUTION NO. 288-694

RESOLUTION AUTHORIZING BUDGET ADJUSTMENTS IN ANIMAL CONTROL AND HEALTH DEPARTMENT BUDGETS AND AUTHORIZING SHERIFF TO CONTRACT FOR INCINERATOR REPAIR WORK

WHEREAS, the incinerator located at the dog pound, used for the disposal of dead animals, is in dire need of repair, be it

RESOLVED, that this Legislature authorizes the Orleans County Sheriff to contract with Spronz Incinerator of Rochester, N.Y., for the repair of the incinerator, at an approximate cost of \$19,500.00, with 40% of the cost being paid by the Orleans County Health Department, and be it

FURTHER RESOLVED that the following budget adjustments be approved to cover this cost:

TRANSFER FROM:

A1990 Contingent
\$11,700.00

TRANSFER TO:

3510.250 Animal Control
Other Equipment
\$11,700.00

SET UP NEW BUDGET MONIES:

REVENUE:

3442 - Rabies
\$7,800.00

APPROPRIATION:

4010.410 - Health Dept.
Rabies
\$7,800.00

Moved, Radzinski; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Callard introduced a resolution authorizing the demolition of a structure in the Village of Albion; seconded by Legislator Tuohey. Legislator Tuohey asked the County Attorney if the paragraph indicating that the prior owner has no intention of redeeming the parcel, and has no objection to the structure being demolished, are in writing from the attorney. Mr. Schubel said yes. Legislator Tuohey also asked how this will be paid for. Mrs. Heard suggested charging the costs back to the property. The following resolutions were then adopted:

RESOLUTION NO. 289-694

RESOLUTION AUTHORIZING DEMOLITION OF STRUCTURE
LOCATED AT 120 WASHINGTON STREET, VILLAGE OF ALBION

WHEREAS, the County of Orleans acquired the premises known as 120 Washington Street, Village of Albion, by virtue of a County In Rem Tax Foreclosure proceeding, and

WHEREAS, as a result of a fire on July 17, 1993 in the house situated on the premises, the structure cannot be rebuilt, and

WHEREAS, the Village of Albion Code Enforcement Officer has served a Notice of Unsafe Structure on the County of Orleans, requesting that the structure be demolished as soon as possible, and

WHEREAS, the attorney for the prior owner of record has advised the County that the prior owner has no intention of redeeming the parcel from the County and has no objection to the structure being demolished, now, therefore, be it

RESOLVED, that this Legislature hereby authorizes the demolition of the house located at the property known as 120 Washington Street in the Village of Albion, tax map number 73.09-2-11, and be it

FURTHER RESOLVED, that the Orleans County Highway Department is authorized to participate in the demolition of the said structure together with the Village of Albion Department of Public Works, and be it

FURTHER RESOLVED, that the Director of the Real Property Tax Service Agency is directed to obtain any necessary permits for the demolition of the structure and appropriate disposal of the debris.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 290-694

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Edward M. and Diane L. Gerould, 7039 Lewiston Rd., Oakfield, N.Y., for the sum of \$6,288.32, Parcel No. 112, Tax Map No. 58.-1-39.2 of the premises contained in the 1993 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 504 of Deeds at Page 172, being formerly assessed to Edward M. and Diane L. Gerould, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L27, T15, R3, 2.80 acres, Bates 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, Callard; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 291-694

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO CONTRACT FOR SERVICES REGARDING NURSING HOME ADDITION

WHEREAS, the current locations of the electric, telephone, and cable lines need to be changed, due to the addition being built at the Nursing Home, be it

RESOLVED, that this Legislature authorizes the Administrator of the Nursing Home to contract for these necessary services, at a cost not to exceed \$8,000.00, payment to be made from Capital Project Account H6030 - Nursing Home Renovations.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 292-694

RESOLUTION AWARING BID FOR BOILER REPLACEMENT AT NURSING HOME

RESOLVED, that this Legislature awards the bid for the boiler replacement and mechanical room alteration at the Nursing Home to Colgate Heating Corporation, at a cost of \$62,800.00, which was the low bid, to be paid from Capital Project Account H6030, Nursing Home Renovations.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower presented a resolution approving an agreement between Blue Cross, Community Blue and the Health Department; seconded by Legislator Tuohey. Legislator Tuohey asked Mr. Lucyszyn to explain this. Mr. Lucyszyn said we cannot bill our patients' insurance companies, unless we have an agreement with those companies. The following resolution was then

adopted:

RESOLUTION NO. 293-694

RESOLUTION APPROVING AGREEMENT BETWEEN BLUE CROSS OF WESTERN NEW YORK, COMMUNITY BLUE, AND THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the agreement between Blue Cross of Western New York, Inc., HMO, Community Blue, and the County Health Department, to participate in the HMO by providing certain health services to persons who elect to enroll in the HMO and their eligible family members. As a result, the County Health Department will be eligible to receive reimbursement, from Community Blue, for said services.

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

Legislator Bennett presented a resolution authorizing payment of capital project claims; seconded by Legislator Phillips. Legislator Bennett asked if it is correct that the antennas have not yet been delivered. Legislator Phillips said two have been received; out of six. Legislator Bennett asked why we would want to pay for this when we don't have them yet. Legislator Bennett moved to amend the resolution by deleting the payment to Tessco; seconded by Legislator Phillips. The following resolutions were then adopted:

RESOLUTION NO. 294-694

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes various payments to be made from account H1650, Capital Project - Radio, as follows:

Fiscal Advisors & Marketing	\$ 6,400.00
Willkie, Farr & Gallagher	7,200.00
FM Communications (for work performed outside scope of contract with EF Johnson	4,898.79
TOTAL	\$18,498.79

Moved, Bennett; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 295-694

RESOLUTION AUTHORIZING CHANGES IN NYNEX SERVICE
ARRANGEMENTS FOR COUNTY LOCATIONS

WHEREAS, Orleans County has contracted for the installation of a new Mitel digital telephone system for the County Campus, and

WHEREAS, features available on the new switch will allow access to NYNEX services, such as Direct Inward Dialing, which could not be implemented on the existing telephone system, and

WHEREAS, NYNEX offers pricing discounts for multi-year commitments on service in a feature plan known as INTELLIPATH, and

WHEREAS, the implementation of those features on a multi-year agreement can be accomplished without increasing the aggregate budgeted telephone line items for the various departments, be it

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to negotiate such service plan changes as recommended by Doherty Communications for both the Administration Building and the other County locations served by the Albion exchange, for a period not to exceed five years from implementation at a basic monthly cost not to exceed the current basic service costs, with a one time installation charge not to exceed \$2,300.00, to be paid from account H1655 - Capital Project - Telephone.

Moved, Bennett; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution abolishing and creating positions in the Health Department. The following resolution was then adopted:

RESOLUTION NO. 296-694

RESOLUTION AUTHORIZING PAYMENTS FROM BUILDINGS AND
GROUNDS RESERVE ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from the Buildings & Grounds Reserve Account:

Oak Orchard Concrete
for materials used for
sidewalks around Courthouse
Square

\$1500.00

Barre Stone	1161.66
for stone used for parking lot of County Clerk's Bldg.	
Finnefrock Excavation	1400.00
for labor and rental of equipment for parking lot of County Clerk's Bldg.	
TOTAL	4061.66

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett moved to recess the meeting;
seconded by Legislator Phillips. All in favor.
Recessed at 5:00 p.m.

LEGISLATURE MEETING
June 22, 1994

The Chairman called the meeting to order at 4:30 p.m.
After the pledge to the flag, the Clerk called the
roll. All Legislators were present, with the
exception of Legislator Bennett.

The Clerk presented the following communications:
minutes of April OTB meeting, thank you card from
Sheila Foote and Ray Corbin for use of Courthouse
grounds for Strawberry Festival, resolution adopted by
St. Lawrence County supporting changes to the Welfare
System, letter from Senator Daly regarding our
resolution in support of the repeal of the sunset
provision regarding Records Management, notice of June
Planning Board meeting, May Planning Board minutes.

Legislator Bower moved to add five resolutions to
today's agenda. Carried.

The following resolutions were adopted:

RESOLUTION NO. 297-694

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF CARLTON

RESOLVED, that this Legislature sell and convey
unto Terry and Colleen Stiffler, 29 Ilion St.,
Tonawanda, N.Y. 14150, for the sum of \$7,858.66,
Parcel No. 39, Tax Map No. 27.4-1-1 of the premises
contained in the 1993 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 504 of Deeds at Page 169, being formerly assessed to Terry and Colleen Stiffler, bounded and described as follows: In the Town of Carlton, Orleans County, New York, being known as L7, T16, R2, 144.00 x 105.00', 13193 Hanlon Rd., Albion, N.Y., 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, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 298-694

RESOLUTION AUTHORIZING SETTING UP OF BUDGET MONIES IN SHERIFF'S BUDGET

WHEREAS, a donation of \$50.00 has been received from Medina Masons Lodge No. 336, be it

RESOLVED, that this Legislature authorizes the setting up of new budget monies in the Sheriff's budget, as follows:

REVENUE

APPROPRIATION

A2706 D.A.R.E. Donations
\$50.00

3110.499 D.A.R.E. Program
\$50.00

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 299-694

RESOLUTION APPROVING RE-ALLOCATION OF FUNDING IN THE 1994 COMPREHENSIVE PLAN AND AUTHORIZING SETTING UP OF NEW BUDGET MONIES IN YOUTH BUREAU BUDGET

WHEREAS, the Orleans County Mental Health Youth Worker Program has notified the Youth Bureau of their inability to accept Youth Development Delinquency Prevention funds in 1994, and

WHEREAS, the Orleans County Youth Board did recommend a re-allocation of such funding approved for 1994 in the Comprehensive Plan, be it

RESOLVED, that this Legislature does hereby acknowledge Mental Health's choice not to accept the funding and does re-allocate \$7,455.00 in the

following manner:

Albion, Medina and Orleans County Juvenile Officer DARE Program (\$665.00 each)	\$1,995.00
Albion, Kendall, Medina, Lyndonville Holley Recreation Programs (\$500.00 each)	2,500.00
Special Friends Program	1,460.00
Regional Action Phone	1,500.00
TOTAL	\$7,455.00

and be it

FURTHER RESOLVED, that this Legislature authorizes the setting up of new budget monies in the Youth Bureau budget, as follows:

REVENUE

APPROPRIATION

A3820 - State Aid
to Youth
\$2,960.00

A7310.467 - Youth
Programs
\$2,960.00

Moved, Tuohey; second, Phillips.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator
Bennett.

RESOLUTION NO. 300-694

RESOLUTION APPROVING MAINTENANCE CONTRACT BETWEEN
TREASURER'S OFFICE AND DATA GENERAL CORPORATION

RESOLVED, that this Legislature approves the maintenance contract with Data General Corporation, Westboro, MA, for the computer in the Treasurer's Office, and be it

FURTHER RESOLVED, that this agreement shall extend for a period of one year from the date of August 1, 1994, at a cost of \$2,381.00.

Moved, Callard; second, Tuohey.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator
Bennett.

RESOLUTION NO. 301-694

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Henry J. Cona, 4071 Hulberton Rd., Holley, N.Y. 14470, for the sum of \$1,216.91, Parcel No. 46, Tax Map No. 87.-3-2.2 of the premises contained in the 1993 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 504 of Deeds at Page 169, being formerly assessed to Henry J. Cona, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L137, T3, 1.60 acres, Powerline 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, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 302-694

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes payment of \$28,451.91 to E. F. Johnson, which represents final payment on the contract, for tower equipment, repeaters, controller, etc., to be paid from Capital Project account H1650 - Radio.

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 303-694

RESOLUTION AUTHORIZING EXTENSION OF AGREEMENT WITH EATON OFFICE SUPPLY

WHEREAS, the agreement with Eaton Office Supply provides for the extension of the agreement for two additional one-year periods, be it

RESOLVED, that this Legislature authorizes the extension of the agreement with Eaton Office Supply for the provision of office supplies to Orleans County, effective July 28, 1994, through July 27, 1995.

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 304-694

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND
GROUNDS RESERVE ACCOUNT

RESOLVED, that this Legislature authorizes payment of \$1240.00 to Barre Crafts for 14 sashes for Central Hall dormers, to be paid from Buildings and Grounds Reserve Account.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 305-694

RESOLUTION SETTING UP ADDITIONAL BUDGET MONIES IN
HEALTH DEPARTMENT BUDGET

RESOLVED, that this Legislature does hereby authorize the Orleans County Treasurer to set up new budget monies in the Health Department budget to be used for respite care for parents with children being serviced through the Early Intervention Services Coordination Program, as follows:

<u>Revenue:</u>	<u>Appropriation:</u>
A4401	4010.452
Federal Aid	Personal Serv. Contracts
\$1,316.00	\$1,316.00

Moved, Bower; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 306-694

RESOLUTION CREATING POSITIONS AND AUTHORIZING FILLING
OF VACANCIES IN SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby create the temporary position of Senior Account Clerk Typist in the Department of Social Services for the period of leave of absence of the Senior Account Clerk Typist, and

FURTHER RESOLVED, that this Legislature does hereby create the temporary position of Account Clerk Typist in the Department of Social Services for the period of leave of absence of the Senior Account Clerk Typist, and

FURTHER RESOLVED, that the position of part time Account Clerk Typist shall remain vacant during the period of leave of absence of the Senior Account Clerk Typist, and

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill said vacancies.

Moved, Tuohey, second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 307-694

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of the Department of Social Services to fill the following vacant positions:

Caseworker - Grade 11 on the CSEA schedule, effective June 17, 1994.

Chauffeur - P/T Grade 4 on CSEA schedule, effective immediately.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 308-694

RESOLUTION APPROVING ADDENDUM TO GENESEE-ORLEANS HOMEMAKERS, INC. AND WESTSIDE HOME CARE AGENCY, LTD. CONTRACTS WITH OFFICE FOR THE AGING

WHEREAS, the Office for the Aging EISEP (Expanded In-Home Services for the Elderly Program) cannot pay higher than Medicaid rates for home care, and

WHEREAS, the 1994 rates were just recently released to the local Office for the Aging by the State Office for the Aging, be it

RESOLVED, that this Legislature approves the Office for the Aging contract addendum for January 1, 1994 - December 31, 1994, authorizing payment for services at \$8.93 per hour for Personal Care Aide Level 2.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator

Bennett.

RESOLUTION NO. 309-694

RESOLUTION AUTHORIZING DIRECTOR OF OFFICE FOR THE AGING TO SUBMIT APPLICATION FOR A COMPETITIVE GRANT FOR OMBUDSMAN ENHANCEMENT AND EXPANSION

WHEREAS, the Office for the Aging was awarded an Ombudsman Enhancement Grant for 1993 - 94, and

WHEREAS, there is still much work to do to get the Ombudsman program up and running with sufficient volunteers, be it

RESOLVED, that this Legislature authorizes the Director for the Office for the Aging to apply for \$5,000.00 in 100% reimbursable funds from the New York State Office for the Aging to continue the expansion of the Ombudsman Program in Orleans County.

Moved, Tuohey; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 310-694

RESOLUTION AUTHORIZING DIRECTOR OF OFFICE FOR THE AGING TO SUBMIT GRANT APPLICATION FOR WEATHERIZATION REFERRAL AND ASSISTANCE PROGRAM (WRAP)

RESOLVED, that this Legislature does hereby authorize the Director of the Office for the Aging to submit an application to New York State Office for the Aging, for a grant which would provide \$23,918.00 in 100% reimbursable funds; funds to be used to assist persons over age 60 in applying for energy and weatherization programs.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 311-694

RESOLUTION AUTHORIZING DIRECTOR OF OFFICE FOR THE AGING TO APPLY FOR TITLE V EMPLOYMENT PROGRAM GRANT

RESOLVED, that this Legislature authorizes the Director of the Office for the Aging to apply to the New York State Office for the Aging for funding under Title V Senior Community Services Employment Program, in the amount of \$28,829.00; which will provide

training and job experience for five slots for Orleans County residents age 55 and over; program to run from July 1, 1994 through June 30, 1995, at no cost to the County.

Moved, Tuohey; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 312-694

RESOLUTION 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, 1995:

<u>NAME</u>	<u>REPRESENTS</u>
Greg Barhite	Medina Fire Dept.
Lyndon D. Billings	Chairman of Legislature
George Bower	Legislature
Jeanne Crane	Medina Memorial Hospital
Gary Crawford	Kendall Fire Dept.
Bernadine Foote	Albion Red Cross
Robin Gardner	Ridgeway Fire Dept.
David Green	Sheriff
Jeff Ziomek	LaSalle Ambulance
Carol Blake	Social Services
Linda Fieg	Medina Red Cross
Scott Hazel	Barre Fire Dept.
Andrew Lucyszyn	Health Dept.
John DeVault	Morton Fire Dept.
Jim Mihalco	NYS Dept. of Health
James Proietty	Albion Police Dept.
NYS Police	NYS Police
Tom Morien	Orchard Manor Nursing Home
Lewis Passarell	Holley Police Dept
Jack Pease	Orleans County Nursing Home
Don Draper	Medina Police Dept.
Doug Heath	Orleans County Bar Association
Joyce Starr	Lyndonville Fire Dept.
Norbert Stettner	Holley Emergency Squad
Walter Batt	Albion Emergency Squad
Dale Watts	Shelby Emergency Squad
Walter Becker	Medina Hospital
James Whitley	FHM Fire Dept.
Kirk Zinkievich	E. Shelby Fire Dept.
Greg Rush	Carlton Fire Dept.
Kim Zarpentine	Clarendon Fire Dept.
Richard Clark	Fire Coordinator
Charles Smith	COVA
Dr. John Fernandez	Medical Society/Physician

Vacant

Health Systems Agency

and be it

FURTHER RESOLVED, that this Legislature eliminates the slot of "Highway Traffic Safety Board" from this Council.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 313-694

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

WHEREAS, the Orleans County Nursing Home expended funds to Sear-Brown Group in relation to the addition/reconstruction of the Nursing Home; said funds having been paid from the Nursing Home's operating budget, but were included in the original contract with Sear-Brown, and

WHEREAS, additional payment to Sear-Brown is now due, be it

RESOLVED, that this Legislature authorizes payment of the following expenses in connection with the Capital Project Nursing Home Addition/Reconstruction, to be paid from Capital Project account H6030:

Sear-Brown Group	\$17,508.87
Orleans County Nursing Home	14,695.00

TOTAL	\$32,203.87
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Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 314-694

RESOLUTION APPROVING SYSTEM ACCEPTANCE AGREEMENT WITH EF JOHNSON FOR 800 Mhz RADIO SYSTEM

WHEREAS, EF Johnson has installed the multi-net backbone in accordance with bid specifications and the agreement, and

WHEREAS, all of the system acceptance tests have been completed, including the Albion site acceptance test, the system operational test, and the tower

equipment acceptance test, and

WHEREAS, system coverage testing of the 700 mutually agreed to points has been completed, with a 98.71% success rate, now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Chairman of the Legislature to sign the system acceptance agreement; system acceptance date to be June 22, 1994.

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

Legislator Callard presented a resolution authorizing the transfer of insurance monies between various accounts; seconded by Legislator Phillips. Mr. Dudek explained that the transfers are being made only for those departments that do not receive reimbursement. The following resolution was then adopted:

RESOLUTION NO. 315-694

RESOLUTION AUTHORIZING TRANSFER OF INSURANCE MONIES BETWEEN VARIOUS ACCOUNTS

WHEREAS, certain departments have excess amounts in their budget line item for insurance, and other departments will have a shortage in that line item, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer insurance monies among various budgets, as follows:

FROM:

1010.431	Legislative Board	\$	235.22
1020.431	Chief Administrative Officer		96.02
1040.431	Legislative Clerk		263.53
1165.431	District Attorney		253.82
1170.431	Public Defender		326.78
1340.431	Budget Officer	44.62	
1355.431	Real Property Tax Office		129.49
1420.431	County Attorney		357.73
1430.431	Personnel		215.58
1450.431	Elections		233.05
1460.431	Records Management		44.68
1620.431	Buildings & Grounds		864.37
1680.431	Data Processing		97.76
3110.431	Sheriff		<u>12,964.89</u>
TOTAL			\$16,127.54

TO:

1325.431	Treasurer	\$ 2,146.74
1410.431	County Clerk	554.99
3150.431	Jail	1,462.24
1990.435	Contingent Fund	<u>11,963.57</u>
TOTAL		\$16,127.54

and be it

FURTHER RESOLVED, that no other County department shall transfer amounts budgeted for insurance into any other account, without authorization of the Legislature

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

Legislator Tuohey presented a resolution creating a temporary Code Enforcement Officer position in the Nursing Home; seconded by Legislator Phillips. Mr. Dudek explained that although there is currently a Code Enforcement Officer position in the Buildings and Grounds Department, this new position has to be created, as the person in the existing position will be leaving the County in the fall, and this project will still be incomplete. Mr. Dudek also explained that we cannot hire the Code Enforcement Officer through the Village of Albion, under an agreement we currently have with the Village for this service, partly due to a concern on the Village's part regarding liability; also because of the number of hours he will have to put in on the County project. The following resolutions were then adopted:

RESOLUTION NO. 316-694

RESOLUTION AUTHORIZING CREATION OF TEMPORARY POSITION AND FILLING OF VACANCY IN NURSING HOME

WHEREAS, an addition is being built at the Orleans County Nursing Home and a Code Enforcement Officer is needed to check the construction, be it

RESOLVED, that this Legislature approves the creation of a temporary Code Enforcement Officer position at a total cost of no more than \$2,500.00, and be it

FURTHER RESOLVED, that the Administrator of the Nursing Home is authorized to fill this vacant

position.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 317-694

RESOLUTION AUTHORIZING LATE PAYMENT ON AUCTION PROPERTY

WHEREAS, on April 30, 1994 property sold at Public Auction in the Town of Barre, Tax Map #94-1-56, was not paid in its entirety by the purchaser by the due date of May 27, 1994, and

WHEREAS, the purchaser is desirous of making the payment, and by no fault of his own failed to do so, be it

RESOLVED, that this Legislature authorizes the County Treasurer to accept payment for the balances on the bid, the 1994 tax payment with interest through June, the deed filing fees, and an extension fee of \$100.00 for this exception to the stated terms of the auction.

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 318-694

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto Robert Trembley, 2886 Murdock Rd., Medina, N.Y. 14103, for the sum of \$10,496.27, Parcel No. 106, Tax Map No. 45.-1-28 of the premises contained in the 1993 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 504 of Deeds at Page 172, being formerly assessed to Robert Trembley, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L33, T15, R4, 10.40 acres, 2886 Murdock 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, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator

Bennett.

Legislator Radzinski presented a resolution authorizing the creation of a temporary Civilian Dispatcher position in the Sheriff's Department; seconded by Legislator Bower. Legislator Tuohey asked why the position is being created. Chairman Billings explained that there is a Correction Officer out on disability and we need someone to fill in for vacations in the summer. Mr. Dudek said he met with the Sheriff and the President of the union. An agreement was negotiated whereby after a 6-week training period, during which time the employee can be placed on any shift, he can then be assigned to fill in for vacant positions. The following resolutions were then adopted:

RESOLUTION NO. 319-694

RESOLUTION AUTHORIZING CREATION OF POSITION IN SHERIFF'S DEPARTMENT AND AUTHORIZING FILLING OF VACANCY

RESOLVED, that this Legislature authorizes the creation of a temporary Civilian Dispatcher position in the Sheriff's Department, through December 1994, and be it

FURTHER RESOLVED, that the Sheriff is authorized to fill this vacancy.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 320-694

RESOLUTION AUTHORIZING TRANSFER OF BUDGET MONIES

RESOLVED, that this Legislature authorizes the County Treasurer to transfer funds for the purpose of providing the Sheriff's budget with sufficient funds to pay the personal services for a newly created Civilian Dispatcher position in the Sheriff's Department, as follows:

FROM:

TO:

3150.100

3110.100

Jail-Personal Services

Sheriff - Personal Services

\$12,062.19

\$12,062.19

Moved, Radzinski; second, Callard

Adopted. 6 ayes; 0 nays; 1 absent, Legislator

Bennett.

RESOLUTION NO. 321-694

RESOLUTION AUTHORIZING CREATION OF POSITION IN
SHERIFF'S DEPARTMENT AND AUTHORIZING FILLING OF
VACANCY

RESOLVED, that this Legislature authorizes the creation of a part-time Correction Officer in the Sheriff's Department, to be paid at the current hourly part-time rate, and be it

FURTHER RESOLVED, that the Sheriff is authorized to fill this vacancy.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 322-694

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 1633 through 1808 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Phillips; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 323-694

RESOLUTION APPROVING FORENSIC SERVICES AGREEMENT WITH
NIAGARA COUNTY

RESOLVED, that this Legislature approves the agreement with the County of Niagara, for the provision of forensic services to the Orleans County Sheriff's Department; effective for the calendar years of 1994 and 1995, with an annual cost of \$6,000.00

Moved, Radzinski; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 324-694

RESOLUTION APPROVING AGREEMENT BETWEEN COUNTY HEALTH DEPARTMENT AND TERRANCE KLINETOB, JR., FOR PHYSICAL THERAPY SERVICES

RESOLVED, that this Legislature approves the agreement between the County Health Department and Terrance Klinetob, Jr., for the provision of physical therapy services for the Home Health Agency, at an all inclusive rate of \$40.00 per visit.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 325-694

RESOLUTION AUTHORIZING PAYMENT FROM HEALTH DEPARTMENT BUDGET

RESOLVED, that this Legislature authorizes payment of \$7,663.50 to Orleans Window and Door, in payment for the construction of a bathroom needed to make a home physically handicapped accessible for a child with developmental disabilities, under the Environmental Modification Program; funds for this payment having been previously set up in the Health Department budget to be used for Case Management of physically handicapped children through the Waivered Services Program.

Moved, Bower; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 326-694

RESOLUTION AUTHORIZING AGREEMENT WITH SUBCARRIER COMMUNICATIONS, INC. FOR RENTAL OF TOWER SPACE

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and SubCarrier Communications, Inc., subject to approval of the County Attorney, to rent tower space on the low tower at the Emergency Management Center for a monthly payment of \$300.00 to be made by SubCarrier Communications to Orleans County, and be it

FURTHER RESOLVED, that the County reserves the right to terminate this agreement upon a 30-day written notice to SubCarrier Communications.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

After the adoption of the above resolution, Jay Murray, from EF Johnson, said when you rent tower space, you should consider it a minimal requirement to do a inter-modulation study to determine that his radio frequency will pose no interference with yours. Mr. Dudek said he has spoken with Kevin Doherty about this. It is one of the requirements in our policy. He said we want to get the agreement in place first, but they will have to carry out those studies. The following resolutions were then adopted:

RESOLUTION NO. 327-694

RESOLUTION AUTHORIZING SOCIAL SERVICES TO APPLY FOR ENERGY PACKAGING FUNDS

RESOLVED, that this Legislature authorizes the Commissioner of Social Services to apply for \$33,585.00, which is a 100% reimbursable Energy Services Packaging Grant from the New York State Department of State, with such application due June 30, 1994.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

RESOLUTION NO. 328-694

RESOLUTION AUTHORIZING RELEASE OF PURCHASER FROM CONTRACT OF AUCTION SALE

WHEREAS, the premises known as 534 Densmore Street, Tax Map No. 62.19-1-17, was offered at public auction on April 30, 1994, as Parcel No. 2, and

WHEREAS, Susan D. Torok was the successful bidder for the said parcel and duly paid a deposit in accordance with the terms of sale, and

WHEREAS, counsel for the purchaser has now raised question as to proper Notice of the In Rem Proceeding to parties having an interest in the said parcel, and

WHEREAS, it appears no Notice of the In Rem Proceeding was given to a mortgagee having a lien on the parcel and to an individual having a life use interest in and to the parcel, be it

RESOLVED, that this Legislature hereby authorizes the release of the purchaser from the terms and conditions of the Contract of Auction Sale for Parcel No. 2 upon tendering a General Release in favor of the County of Orleans, and be it

FURTHER RESOLVED, that the County Treasurer is authorized and directed to return the deposit paid by the purchaser.

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bennett.

Mr. Dudek spoke about possible solid waste program changes that have been requested by CID. They include reducing the pickup of white goods to once a month, rather than every week, and eliminating oil containers from recyclables, because they are often not properly cleaned out. These containers would then be put out with garbage. Mr. Dudek said he does not think the changes should be made in the middle of the year, because it's hard to get the message to everybody. Regarding the white goods, CID has to have a truck out every day for the pickup of these items. Mr. Dudek said we will be negotiating for the renewal of the contract.

Legislator Tuohey asked about the proposed local law regarding employee physicals. It was agreed to place a resolution on the July 13 agenda, setting the date for the public hearing for July 27.

Legislator Bower moved to adjourn; seconded by Legislator Phillips. Meeting adjourned at 5:10 p.m.

LEGISLATURE MEETING
July 13, 1994

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: 1993 Financial Statement from ARC, resolution adopted by Dutchess County requesting Congress and the President to enact legislation regarding solid waste

flow control.

The following resolutions were adopted:

RESOLUTION NO. 329-794

RESOLUTION DECREASING MONIES IN SOCIAL SERVICES BUDGET

RESOLVED, that this Legislature authorizes the Treasurer to decrease budget monies in Social Services accounts, to correct amount set up in resolution no. 179-494, which set up total grant covering years 1994-95 for Managed Care Program; such decrease will reflect amount received from grant for 1994 year only:

REVENUE:

3610 State Aid
\$28,960.00

APPROPRIATION:

6010.100 Personal Services
\$28,960.00

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 330-794

RESOLUTION SETTING UP NEW MONIES IN SOCIAL SERVICES BUDGET

WHEREAS, there are additional costs for new computer equipment installed by the State, at 100% reimbursement, be it

RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in the Social Services budget, as follows:

REVENUE:

A4610 - Federal Aid
\$1,145.00

APPROPRIATION:

6010.250 Other Equipment

A3610 - State Aid
\$1,145.00

\$2,290.00

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 331-794

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 3-INTRO OF 1994

WHEREAS, Local Law No. 3-Intro of the year 1994, entitled "A Local Law Repealing Local Law No. 2 of 1979," was introduced at a regular meeting of the Orleans County Legislature held on July 13, 1994, be it

RESOLVED, that this Legislature authorizes a public hearing to be held on the said proposed Local Law on the 27th day of July, 1994 at 4:25 p.m. at the Legislature Chambers, 3 South Main Street, Albion, New York.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 332-794

RESOLUTION APPOINTING MEMBER TO INDUSTRIAL DEVELOPMENT AGENCY

RESOLVED, that this Legislature appoints Dennis Piedimonte of Holley, N.Y. to the Industrial Development Agency for a two-year term, ending December 31, 1995.

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

RESOLUTION NO. 333-794

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 1821 through 2084 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 334-794

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY FOR
CRIME VICTIM ASSISTANCE PROGRAM

RESOLVED, that this Legislature approves the agreement between Orleans County and the Genesee County Sheriff's Office for the Crime Victim Assistance Program; Orleans County to provide office space in the Court House, and \$675.00 for telephone services for the contractual year, in consideration of \$9,474.00 paid through the Genesee County Sheriff's Department directly to Ellen Tuohey, Victim Services Assistant; said agreement to be effective from July 1, 1994 through June 30, 1995.

Moved, Radzinski; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 335-794

RESOLUTION AUTHORIZING PURCHASE IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the Orleans County Health Department to purchase Imovax Human Diploid Cell Vaccine for post-exposure to rabies, from Connaught Laboratories, at a cost of \$8,320.00.

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

RESOLUTION NO. 336-794

RESOLUTION APPROVING APPOINTMENTS TO
GENESEE-LIVINGSTON-ORLEANS-WYOMING PRIVATE INDUSTRY
COUNCIL

WHEREAS, the Chief Elected Officials of Genesee, Livingston, Orleans and Wyoming Counties have the responsibility of appointing members to the Private Industry Council, be it

RESOLVED, that this Legislature approves the Chairman's re-appointments, effective July 1, 1994 through June 30, 1997, as follows:

NAME	REPRESENTATION
Dave Christopher	Orleans-Niagara BOCES
Kathleen Marnell	NYS Dept. of Labor
Thomas Zanghi	Organized Labor

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower introduced a resolution to adopt the Vehicle Use Policy; seconded by Legislator Tuohey. Legislator Tuohey proposed an amendment to the resolution, which would add the inclusion of the Deputy Highway Superintendent and the Animal Control Officer to the 24-hour use assignment category. Legislator Bower seconded the motion. Legislator Tuohey explained that the 24-hour use criteria includes the requirements of the employee being on 24-hour call, and only being able to respond to the crisis with the use of a specially equipped County vehicle. She said both requirements apply to these employees.

Legislator Bower referred to a letter he received from Sheriff Green requesting that the Investigators be included in the 24-hour use assignment.

Legislator Phillips questioned why the "DARE" car is registered to Orleans Ford, but covered by county insurance. Mr. Dudek said he was told by the Sheriff that the car was actually donated to the County. This caused discussion regarding the driver of this car and where he fits into the Policy. Chairman Billings instructed Legislator Radzinski to have the Public Safety Committee look into this.

Legislator Tuohey's proposed amendment was then voted on and carried. The following resolutions were then adopted:

RESOLUTION NO. 337-794

RESOLUTION ADOPTING VEHICLE USE POLICY

RESOLVED, that this Legislature adopts the Vehicle Use Policy, as revised and dated July 13, 1994, including the following addition to the policy as originally presented:

Appendix A - 24-Hour Use Assignment: ADD:
Animal Control Officer
Deputy Highway Superintendent

Commuter Use Assignment: DELETE:
Animal Control Officer
Deputy Highway Superintendent

Moved, Bower; second, Tuohey.
Adopted. 6 ayes; 1 nay, Legislator Bennett; 0 absent.

RESOLUTION NO. 338-794

RESOLUTION APPROVING AGREEMENT WITH NYS OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION RE COURTHOUSE RENOVATION PROJECT AND SETTING UP MONIES IN BUILDINGS AND GROUNDS BUDGET

RESOLVED, that this Legislature hereby accepts a Historic Preservation EQBA grant from the NYS Office of Parks, Recreation and Historic Preservation (OPR) in the amount of \$43,000 and approves a project agreement with OPR for renovation of the County Courthouse; and be it

FURTHER RESOLVED that the Chairman of the County Legislature is hereby authorized to sign a project agreement with OPR; such agreement shall terminate on December 31, 1994; and be it

FURTHER RESOLVED, that the County Treasurer is authorized and directed to set up new monies in the Buildings and Grounds budget as follows:

REVENUE:

A3097 Courthouse
Renovation II
\$43,000.00

APPROPRIATION:

1620.417 Courthouse
Renovations
\$43,000.00

Moved, Bennett; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 339-794

RESOLUTION APPROVING HAULER PERMIT APPLICATION OF SUBURBAN DISPOSAL CORPORATION

WHEREAS, the County Source Separation Law requires waste/recyclables haulers to obtain a hauler permit in order to provide service in Orleans County, and

WHEREAS, the application of Suburban Disposal Corporation of Spencerport, NY has been reviewed and is complete, be it

RESOLVED, that this Legislature hereby approves the application of Suburban Disposal Corporation and authorizes signing and issuance of a permit to expire June 30, 1995.

Moved, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 340-794

RESOLUTION APPROVING HAULER PERMIT APPLICATION OF CID REFUSE SERVICE, INC.

WHEREAS, the County Source Separation Law requires waste/recyclables haulers to obtain a hauler permit in order to provide service in the County of Orleans, and

WHEREAS, CID Refuse Service's application for renewal has been reviewed and is complete, be it

RESOLVED, that this Legislature hereby approves the application of CID Refuse Service, Inc. and authorizes signing and issuance of a renewal permit to expire June 30, 1995.

Moved, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 341-794

RESOLUTION AUTHORIZING TRANSFER OF RADIOS AND EXPENDITURES FROM EMERGENCY MANAGEMENT BUDGET

WHEREAS, the Director of the Emergency Management Office has indicated that it would be an asset to the operations of the Auxiliary Police unit to be in possession of the high band portable radios currently at the Sheriff's Department, be it

RESOLVED, that this Legislature authorizes the transfer of these radios from the Sheriff's Department to the Auxiliary Police, and be it

FURTHER RESOLVED, that this Legislature authorizes the expenditure of not more than \$2,000.00, to be paid to TMC for the installation of crystals and checking over the radios; such amount to be paid from account 3640.437 - Emergency Management, Auxiliary Police.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 342-794

RESOLUTION ASSIGNING OVERALL RESPONSIBILITY OF ORLEANS COUNTY RADIO SYSTEM

WHEREAS, the County has accepted the installation of the new radio system, and

WHEREAS, a need exists to assign responsibility of

overseeing day to day operational maintenance and financial issues resulting from the radio system operation, be it

RESOLVED, that the job description for the Civil Defense Director shall be modified to include the responsibility of "overseeing all operational and financial issues regarding the County radio system."

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 343-794

RESOLUTION RESCINDING RESOLUTION NO. 288-694, AND AUTHORIZING SHERIFF TO CONTRACT FOR INCINERATOR REPAIR WORK AND AUTHORIZING BUDGET TRANSFER

WHEREAS, it has been determined that the Health Department is not entitled to 40% reimbursement for the repairs of the incinerator used by Animal Control, be it

RESOLVED, that this Legislature rescinds resolution number 288-694, which provided for budget adjustments regarding the incinerator repair, and be it

FURTHER RESOLVED, that the following budget transfer is approved:

TRANSFER FROM:

A1990.435 Contingent
\$19,500.00

TRANSFER TO:

3510.250 Animal Control
Other Equipment
\$19,500.00

and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Sheriff to contract with Spronz Incinerator for the repair of the incinerator, at an approximate cost of \$19,500.00.

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 344-794

RESOLUTION APPROVING AGREEMENT WITH KVS INFORMATION SYSTEMS, INC.

RESOLVED, that this Legislature approves the software subscription service agreement with KVS

Information Systems, Inc., of Williamsville, N.Y., providing for software trouble report service, enhancement service and conformance with regulatory authorities for the computer in the Treasurer's Office, and be it

FURTHER RESOLVED, that this agreement shall extend for a period of one year from the date of August 1, 1994; cost of agreement to be \$2,500.00

Moved, Callard; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 345-794

RESOLUTION AUTHORIZING FILLING OF VACANCY IN OFFICE FOR THE AGING.

RESOLVED, that this Legislature authorizes the filling of the vacant Senior Account Clerk Typist position in the Office for the Aging, at grade 6 on the CSEA salary schedule.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 346-794

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND GROUNDS RESERVE ACCOUNT

RESOLVED, that this Legislature authorizes the payment of \$22,377.56 to Genesee Leroy Stone Corp., for paving work done on the parking lot of the County Clerk's Building, to be paid from the Buildings and Grounds Reserve Account.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 347-794

RESOLUTION APPROVING APPOINTMENT TO PLANNING BOARD

RESOLVED, that this Legislature approves the appointment of Ronald Harling, Sr. to the Orleans County Planning Board, as the alternate for the Town of Barre, filling the vacancy caused by the resignation of Norman Phillips, Jr.; term ending December 31, 1994.

Moved, Phillips; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 348-794

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes the payment of \$2,328.44 to Graybar Electric Company for protection terminals and hardware required for the County's self-installation of an underground cable between the Nursing Home and the Administration Building; to be paid from Capital Project Account H1655 - Telephone.

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

RESOLUTION NO. 349-794

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes payment from Capital Project Account H1650 - Radio, as follows:

TMC Communications - for labor in optimization of the non-EF Johnson components of the conventional interfaces in the Multi-Net system	\$ 962.50
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Tessco - for antennas, cable and associated fittings and hardware for conventional radios	11,041.07
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Western Antenna and Tower Service - for mounting sidearms and labor to attach six conventional station antennas to the County's 480 foot radio tower	<u>5,076.00</u>
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TOTAL	\$17,079.57
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Moved, Bennett; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 350-794

RESOLUTION AUTHORIZING PARTIAL PAYMENT OF TAXES AND WITHDRAWAL OF PARCEL FROM 1994 FIRST YEAR IN REM TAX FORECLOSURE PROCEEDING

WHEREAS, Section 1500, subdivision 2 of the Real Property Tax Law allows this Legislature, by

resolution, to authorize the County Treasurer to accept from any taxpayer, at any time, partial payments for or on account of taxes or on account of any tax liens or certificates of tax sales owned or held by this County in such amount or manner, and apply such payment as may be prescribed by resolution, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to accept partial payment of real property taxes due and owing from Sieck Wholesale Florist of New York State, Inc., in the following amount and on the following property:

\$30,242.39 on tax map no. 79.15-1.-2
West Oak Orchard Street, Medina

and be it

FURTHER RESOLVED, that the Orleans County Treasurer is directed to apply the aforesaid amount to the 1991 real property taxes plus interest and penalties, and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to withdraw the above-referenced parcel from the list of delinquent taxes in the 1994 first year In Rem Tax Foreclosure Proceedings, and be it

FURTHER RESOLVED, that payment must be made by July 31, 1994, and be it

FURTHER RESOLVED, that this exemption will be given one time only.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution authorizing a lease for office space for the District Attorney; seconded by Legislator Bower. Legislator Tuohey asked if everything is spelled out in the lease, including equipment use. The County Attorney said the lease strictly covers space rental. The following resolutions were then adopted:

RESOLUTION NO. 351-794

RESOLUTION AUTHORIZING LEASE FOR OFFICE SPACE FOR DISTRICT ATTORNEY

WHEREAS, the District Attorney has requested office space in the Village of Medina in which to conduct the duties of the District Attorney of the

County of Orleans, and

WHEREAS, Joseph V. Cardone and the County of Orleans have agreed upon the terms of a lease for a portion of the commercial premises known as 116 Park Avenue, Medina at a monthly rental of \$500.00 per month, be it

RESOLVED, that this Legislature authorizes the execution of a lease for a portion of the commercial premises known as 116 Park Avenue, basement office, Medina, for a monthly rental of \$500.00 commencing May 1, 1994, and continuing until such time as either party serves upon the other a thirty day Notice to Quit; said lease subject to the approval of the County Attorney.

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

RESOLUTION NO. 352-794

RESOLUTION AUTHORIZING ADDITIONAL COST FOR ELECTRICAL RELOCATION PROJECT

WHEREAS, resolution number 291-694 authorized the Nursing Home Administrator to contract for electrical work for the Nursing Home addition, at a cost not to exceed \$8,000.00, and

WHEREAS, an additional \$2,400.00 was needed by Suburban Electric to properly execute all necessary work for the Nursing Home project, be it

RESOLVED, that this Legislature authorizes the Nursing Home Administrator to contract with Suburban Electric for the additional \$2,400.00.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 353-794

RESOLUTION AUTHORIZING NURSING HOME ADMINISTRATOR TO LEASE WHEEL-CHAIR VAN FOR FACILITY

WHEREAS, this Legislature has approved the purchase of a wheelchair van for the Nursing Home, be it

RESOLVED, that this Legislature authorizes the leasing of the wheelchair van from Cortese Dodge of Rochester for a \$3,000.00 down payment, and payments of \$567.43 for 48 months, totalling \$27,236.64, with a

buyout cost of \$7,500.00 for a final total of \$37,736.64.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 354-794

RESOLUTION AWARDING BIDS FOR NURSING HOME ADDITION

RESOLVED, that this Legislature awards the following bids for the renovation of the Nursing Home:

- A. Bid Package #1 & #2 and alternates
A, B & C submitted by Allied
Construction which includes site
work and general construction \$ 665,000.00
 - B. Bid Package #3 & #5 with
alternates A & B submitted by
Rochester Davis-Fetch Company,
which includes all frames, finishes
and painting/wall covering \$ 368,450.00
 - C. Bid Package #4, including
alternate B submitted by Leo J.
Roth Company, which includes
metal roofing \$ 187,360.00
 - D. Bid Package #7 submitted by
Cassidy Plumbing and Heating
which includes plumbing. \$ 163,000.00
 - E. Bid Package #8 submitted by
Monroe Pipe & Sheetting for
HVAC which includes alternate B \$ 309,200.00
 - F. Bid Package #9 submitted by
Suburban Electric for
electrical work, which includes
alternate B \$ 192,685.00
- Total \$1,885,695.00

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 355-794

RESOLUTION REJECTING BID FOR FLOOR FINISHES FOR
NURSING HOME AND AUTHORIZING RE-BIDDING OF SAME

WHEREAS, only one bid was submitted for the floor
finishes for the Nursing Home renovation project, be

it

RESOLVED, that this Legislature rejects the one bid submitted and authorizes the Administrator of the Nursing Home to re-bid this project.

Moved, Tuohey; second, Callard.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Callard moved to adjourn the meeting; seconded by Legislator Radzinski. Carried. Meeting adjourned at 5:10 p.m.

LEGISLATURE MEETING
July 27, 1994

Chairman Billings called the meeting to order at 5:00 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: copy of letter written by Assemblywoman Hoffman to Commissioner of NYS Parks in support of the acquisition of Fancher Campus, letter of acknowledgment and support from Senator Daly regarding the resolution urging change in the Civil Service Law, notice from N.Y.S. Thruway Authority of a meeting on August 9 addressing the Canal Recreationway Plan, notice of July 28 Planning Board meeting and notice of August 3 Youth Board meeting and August 17 Youth Board picnic.

During open discussion, Legislator Bower said the Mental Health Director would like permission to spend between \$800.00 - \$1,000.00 to have an architect look at space utilization for student interns and other uses. He said they would like to be ready to go by September 1. Legislator Bower said that right now it appears that the basement space would best be used for administration. Legislator Tuohey suggested also considering future use. Legislator Bower also said he has been getting prices on equipment that could be used for the garden at Emergency Management. It could also be used by Buildings and Grounds.

Legislator Radzinski said he has been asked about the possibility of the Legislature funding Babe Ruth. Legislator Tuohey said United Way gives to those organizations. She said if we donate to one, we would have to do it for all these organizations.

Mr. Dudek said that in two weeks there will be a meeting with the department heads to present the budget guidelines. He said that last year we took half of the total cost of Worker's Compensation and

apportioned it on the basis of claims, which resulted in a charge to the Nursing Home of \$102,000.00. The actual claims for the Nursing Home were \$149,000.00. Legislator Tuohey suggested that this would be a good time to go with what they actually spent. It is a reimbursable item, and, with a new Administrator coming on board shortly, it should be realized what the actual costs are, and be dealt with. Legislator Bower agreed. Mr. Dudek suggested that there be a resolution for this, at the next meeting. Legislator Bower suggested looking at other departments that are on the high side and possibly do some adjusting. Chairman Billings said a resolution will be on the next agenda, charging the Nursing Home for actual losses.

The following resolutions were adopted:

RESOLUTION NO. 356-794

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN TOWN OF CARLTON

RESOLVED, that this Legislature sell and convey unto Jerry F. Adams, 13945 Ridge Rd., Albion, N.Y. 14411, for the sum of \$3,611.87, Parcel No. 32, Tax Map No. 5.49-2-67.1 of the premises contained in the 1993 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 504 of Deeds at Page 169, being formerly assessed to Jerry F. Adams, bounded and described as follows: In the Town of Carlton, Orleans County, New York, being known as L10, T16, R2, 76.60 x 131.70, 13142 Sunset Parkway, Lots 179, 178, 177, 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 357-794

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 2099 through 2254 be paid, and that the Clerk of the Legislature, the

Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 358-794

RESOLUTION ADOPTING LOCAL LAW NO. 3 OF 1994 ENTITLED A LOCAL LAW REPEALING LOCAL LAW NO. 2 OF 1979 GOVERNING MEDICAL EXAMINATIONS OF EMPLOYEES OF THE COUNTY OF ORLEANS

WHEREAS, Local Law No. 3-Intro of the Year 1994 was introduced at a regular meeting of the Orleans County Legislature held on July 13, 1994, and a public hearing was held on July 27, 1994, at which time all interested persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 3 OF THE YEAR 1994

A LOCAL LAW REPEALING LOCAL LAW NO. 2 OF 1979 GOVERNING MEDICAL EXAMINATIONS OF EMPLOYEES OF THE COUNTY OF ORLEANS

Section 1. County of Orleans Local Law No. 2 of the Year 1979 is hereby repealed.

Section 2. This local law shall be effective immediately upon its filing in the Office of the Secretary of State.

Moved, Tuohey; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 359-794

RESOLUTION APPROVING AGREEMENTS WITH ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES

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

- (1) Berkshire Farm Center, Canaan, NY for provision of foster care services; to be effective July 1, 1994 through June 30, 1995 at a total cost of \$59,834.00. County cost is \$20,344.00

- 2) Hillside Children's Center, Rochester, NY for provision of foster care services; to be effective July 1, 1994 through June 30, 1995 at a total cost of \$139,725.00. County cost is \$47,506.00.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 360-794

RESOLUTION SETTING UP NEW MONIES IN SHERIFF'S BUDGET

WHEREAS, a donation of \$100.00 has been received from Elizabeth C. Hoffman to be used for the D.A.R.E. Program, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Sheriff's budget, as follows:

REVENUE:

APPROPRIATION:

A2706 D.A.R.E. Program	3110.499 Sheriff - D.A.R.E.
\$100.00	\$100.00

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 361-794

RESOLUTION AUTHORIZING PLANNING DIRECTOR TO SOLICIT BIDS FOR SOLID WASTE COLLECTION, DISPOSAL AND RECYCLING SERVICES

RESOLVED, that the Director of Planning and Development is hereby authorized to seek bids for countywide solid waste curbside collection, disposal, and recycling services.

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

RESOLUTION NO. 362-794

RESOLUTION SETTING UP NEW MONIES IN WEIGHTS AND MEASURES BUDGET

WHEREAS, there has been an increase in revenues to be received for the Petroleum Quality Program due to more sampling for EPA and DEC, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Weights and Measures budget, as follows:

REVENUE:

A3989
Weights & Measures
\$1,063.50

APPROPRIATION:

6610.448
Weights & Measures
Petroleum Quality
\$1,063.50

Moved, Bennett; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution setting up new budget monies in the Sheriff's budget; seconded by Legislator Bower. Legislator Bower moved to amend the resolution, to eliminate the section regarding the seat belt grant money; seconded by Legislator Bennett. Carried, with Legislator Tuohey voting nay. Legislator Bower said the state is just doing this to make money. Legislator Phillips said often the local justice will dismiss the charges and just the state ends up getting money from the surcharge. Mrs. Heard indicated that some of the grant money has already been received. The amended resolution was then voted on, and adopted:

RESOLUTION NO. 363-794

RESOLUTION SETTING UP NEW MONIES IN SHERIFF'S BUDGET

WHEREAS, the Sheriff has obtained a portion of drug seizure monies, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Sheriff's budget, as follows:

REVENUE:

A2625 Forfeiture of
Crime Proceeds
\$1,139.55

APPROPRIATION:

A3189 Special
Investigations
\$1,139.55

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

After the adoption of the above resolution, Legislator Tuohey motioned to accept the seat belt grant money; seconded by Legislator Bennett. Legislator Bower tabled the motion, as a money matter. The following resolutions were then adopted:

RESOLUTION NO. 364-794

RESOLUTION SETTING UP NEW MONIES IN SOCIAL SERVICES BUDGET

WHEREAS, additional revenue has been received under the HEAP Program, and further additional revenue was earned by staying within the Juvenile Delinquent Foster Care Cap, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Social Services budget, as follows:

<u>REVENUE:</u>	<u>APPROPRIATION:</u>
A4641 - HEAP \$117,658.00	A6141.467 HEAP \$117,658.00
A4610 - Federal Aid \$ 632.00	A6010.250 - Other Equipment \$ 632.00
A3610 - State Aid \$ 632.00	A6010.250 - Other Equipment \$ 632.00
A3610 - State Aid \$ 30,382.00	A6010.466 - Consultant Fees \$ 30,382.00
TOTALS:	
\$149,304.00	\$149,304.00

Moved, Tuohey; second, Radzinski.
Adopted 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 365-794

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a part-time Correction Officer position in the Sheriff's Department.

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

RESOLUTION NO. 366-794

RESOLUTION SETTING UP MONIES IN AND TRANSFERRING MONIES INTO COMMUNICATIONS SYSTEM BUDGET

WHEREAS, it is desirable to establish an operating

budget for the new radio system, and to consolidate all communications system expenditures into one budget, be it

RESOLVED, that the County Treasurer is authorized to make the following budget transfers:

FROM:

TO:

1650.418
800 Mhz Telephone
\$2,655.61

3020.421
Communications System Phone
\$2,655.61

1990.435
Contingency
\$1,680.00

3020.418
Communications System
Other Contractual
\$1,680.00

and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new budget monies in the Communications System budget, as a result of revenue from rental of tower space, as follows:

REVENUE:

APPROPRIATION:

A2410
Rental of Property
\$2,100.00

3020.418
Communications System
Other Contractual
\$2,100.00

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 367-794

RESOLUTION ESTABLISHING BUDGET GUIDELINES FOR THE 1995 COUNTY BUDGET

RESOLVED, that this Legislature does hereby establish the following guidelines to be used by County Departments in the preparation of their 1995 budget requests:

1. No new positions unless they are fully funded with no county cost.
2. No upgrades.
3. Equipment - budget only what is essential or economically justifiable.
4. Contractual - consider 1992-93 actual expense, as well as the current and adjusted

1994 allocation when budgeting contractual expense. Include any possible decreases and any known or expected, unavoidable increases in your calculations. Any additional requests for increases must be justified in writing.

5. Personal Services - use a general 3% increase and include normal increment. Budget longevity at existing levels.
6. No new or expanded programs unless fully funded with no county cost.
7. Revenue - use caution to avoid overestimating revenue, but be sure to budget all the revenue you can reasonably expect to receive.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 368-794

RESOLUTION AUTHORIZING CREATION OF TEMPORARY POSITION IN DATA PROCESSING DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of a temporary Data Entry Operator position for the month of August, 1994, in the Data Processing Department, at an hourly rate of \$8.61.

Moved, Callard; Second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 369-794

RESOLUTION APPROVING JOINT NURSING SERVICES AGREEMENT BETWEEN CAREMARK, INC, AND THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the Joint Nursing Services Agreement between Caremark, Inc., and the County Health Department to provide home infusion therapy to the Health Department's Home Health Agency clients. Each party will bill for their services independently; therefore, no cost to the County, is associated with this agreement.

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

RESOLUTION NO. 370-794

RESOLUTION APPROVING JOINT NURSING SERVICES AGREEMENT
BETWEEN ASSOCIATED CARE AND THE COUNTY HEALTH
DEPARTMENT

RESOLVED, that this Legislature approves the Joint Nursing Services agreement between Associated Care and the County Health Department to provide home infusion therapy to the Health Department's Home Health Agency clients. Each party will bill for their services independently; therefore, no cost to the County, is associated with this agreement.

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

RESOLUTION NO. 371-794

RESOLUTION APPROVING OUT OF STATE TRAVEL REQUEST FOR
TWO COUNTY HEALTH DEPARTMENT EMPLOYEES FOR COMPUTER
TRAINING

WHEREAS, the County Health Department is engaged in an agreement with InfoMed authorizing the County permission to use their computer software that provides maintenance of necessary statistics and billing functions for services provided by the Nursing Division, and

WHEREAS, the County Health Department pays InfoMed a monthly maintenance fee to provide technical online assistance and updates to remain in compliance with current statistical reporting and billing requirements, and

WHEREAS, billing personnel have never received the proper and necessary training to enable full access to and utilization of the wide range of functions available through the system, and

WHEREAS, InfoMed continually provides training at various sites throughout the east coast, and

WHEREAS, it has been determined by the County Health Department that funds are available in the department's out-of-county travel appropriation account 4010.463, as outlined in the amendment to the department's 1994 budget, be it

RESOLVED, that this Legislature does hereby approve the Travel Request, from the County Health Department, for two employees to attend a two-day training seminar, sponsored by InfoMed, in Princeton, New Jersey, at an approximate cost of \$1700.

Moved, Bower; Second, Tuohey.

Adopted 5 ayes; 2 nays, Legislators Bennett and Billings; 0 absent.

RESOLUTION NO. 372-794

RESOLUTION APPROVING AGREEMENT WITH STATE FOR SUPPLEMENTAL REIMBURSEMENT FOR RABIES PROGRAM AND AUTHORIZING DIRECTOR OF HEALTH TO SIGN AGREEMENT

RESOLVED, that this Legislature approves the agreement between the NYS Department of Health and the County Health Department, for 1993-94, for supplemental reimbursement of \$9,806.75 for the Rabies Control Program, and be it

FURTHER RESOLVED, that this Legislature does hereby grant permission to Andrew Lucyszyn, Public Health Director, to sign this agreement.

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

RESOLUTION NO. 373-794

RESOLUTION APPROVING AGREEMENT BETWEEN THE STATE DEPARTMENT OF HEALTH AND THE COUNTY HEALTH DEPARTMENT FOR 1994-95 FOR SUPPLEMENTAL REIMBURSEMENT FOR THE RABIES CONTROL PROGRAM

RESOLVED, that this Legislature does hereby approve the agreement between the NYS Department of Health and the County Health Department, for 1994-95, for supplemental reimbursement of \$15,000.00 for the Rabies Control Program.

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

RESOLUTION NO. 374-794

RESOLUTION AUTHORIZING THE INCLUSION OF CERTAIN CAPITAL PLAN PROJECTS IN THE 1995 PRELIMINARY COUNTY BUDGET

WHEREAS, the Orleans County Legislature has determined the need for long range planning of major capital and maintenance expenditures, and

WHEREAS, the Legislature has reviewed the proposed projects for 1995, be it

RESOLVED, that this Legislature does hereby

authorize County departments to include their 1995 projects as prepared by the County Planning Department in their 1995 budget requests, and be it

FURTHER RESOLVED, that the Legislature may increase or decrease the final amount allocated for capital plan projects, based on financial considerations upon adoption of the final County budget.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution approving the agreement with Monroe County Medical Examiner's Office; seconded by Legislator Bower. The County Attorney said he has some concerns about the contract wording, which he has relayed to the District Attorney, but has not yet received a response. Legislator Tuohey then moved to table the resolution, as a money matter. The following resolutions were then adopted:

RESOLUTION NO. 375-794

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENTS FOR THE MENTAL HEALTH DEPARTMENT.

RESOLVED, that this Legislature approves the following agreements between the County and the following student interns to the Mental Health Department.

Susan Eitel, as a Clinical Psychologist student intern for an average of 21 hours per week, commencing August 3, 1994 through June 1, 1995; salary for said time period to be \$8,680.40, payable in twice monthly installments of \$434.02 each with County cost for said agreement to be \$4,340.20.

John Manly, as a Clinical Psychologist student intern for an average of 21 hours per week, commencing August 3, 1994 through September 1, 1995; salary for said time period to be \$11,284.52, payable in twice monthly installments of \$434.02 each with County cost for said agreement to be \$5,642.26.

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

RESOLUTION NO. 376-794

RESOLUTION ABOLISHING/CREATING POSITIONS IN THE
ORLEANS COUNTY MENTAL HEALTH DEPARTMENT AND
AUTHORIZING FILLING OF VACANCY

WHEREAS, the Senior Account Clerk Typist has resigned her position; and,

WHEREAS, the title Senior Account Clerk Typist does not describe the actual duties performed, now, therefore, be it

RESOLVED, that this Legislature authorizes the abolishing of a Senior Account Clerk Typist position, and the creation of a Senior Typist position, at Grade 6 on the CSEA salary schedule, and authorizes the Director of Mental Health to fill the vacant newly created position.

Moved, Bower; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution abolishing and creating positions in the Mental Health Department.

Legislator Bower withdrew a resolution authorizing a transfer of funds within the Mental Health budget.

The following resolutions were then adopted:

RESOLUTION NO. 377-794

RESOLUTION APPROVING AGREEMENTS BETWEEN SOCIAL
SERVICES AND SCHOOL DISTRICTS REGARDING PREVENTIVE
SERVICES

RESOLVED, that this Legislature does hereby approve agreements between the Orleans County Department of Social Services and the Boards of Education of the Holley, Kendall, Albion, Medina and Lyndonville Central School Districts for the provision of preventive services to children and their families through the assignment of a Social Services Caseworker to each School District; and be it

FURTHER RESOLVED, that said agreements will be effective August 29, 1994 through August 28, 1995; and be it

FURTHER RESOLVED, that said services will be provided at full reimbursement to the County of 75% share from State funds and 25% share from School District funds.

Moved, Tuohey; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution approving an agreement between Social Services and Genesee Community College; seconded by Legislator Phillips. Mr. Dudek said a few years ago when this program was discussed, the instruction to the former Commissioner was to continue the program with current students, but not to add new ones. Ms. Blake explained that the grant is to be used for various purposes; putting students into Associate Degree courses and other programs. Legislator Bennett raised a concern that employees of Social Services have their tuition paid by the County because of reimbursement, but employees in other departments cannot. The following resolutions were then adopted:

RESOLUTION NO. 378-794

RESOLUTION APPROVING AGREEMENT BETWEEN SOCIAL SERVICES AND GENESEE COMMUNITY COLLEGE

RESOLVED, that this Legislature does hereby approve the agreement between the Orleans County Department of Social Services and Genesee Community College, Batavia, NY to provide both credit and non-credit courses to Social Services employees; effective August 24, 1994 through August 23, 1995 at a cost of \$72,629, reimbursable 100% through State and Federal funds (at no cost to the County).

Moved, Tuohey; second, Phillips.

Adopted. 5 ayes; 2 nays, Legislators Bennett and Bower; 0 absent.

Legislator Tuohey moved to add a resolution to the agenda setting a date for a public hearing on Local Law No. 4 regarding the administration of the Orleans County Self-Insurance Plan; seconded by Legislator Bower. Legislator Callard said he would like the Legislature to review the formula being presented because it will have an impact on our budget. He felt that the Legislature should understand what the impact is before we have a public hearing. Legislator Tuohey said if the public hearing is not scheduled now, the law cannot be adopted in time to be included in the Self-Insurance budget this year. Legislator Bennett asked if the proposed local law could be amended if we want to change the formula, without scheduling another public hearing. Mr. Schubel said he believes that could be done since it would be a comparable law. Chairman Billings said he thinks it was the consensus to go this way when discussed at a Supervisors meeting. Legislator Callard agreed that, with the time

constraint, there is no choice but to schedule the hearing. The following resolution was then adopted:

RESOLUTION NO. 379-794

RESOLUTION SETTING DATE FOR PUBLIC HEARING ON LOCAL LAW NO. 4-INTRO OF 1994

WHEREAS, Local Law No. 4-Intro of the year 1994, entitled " A Local Law Amending Local Law No. 2 of 1956 Which Enumerated Rules and Regulations for the Administration of the Orleans County Self-Insurance Plan, was introduced at a regular meeting of the Orleans County Legislature held on July 27, 1994, be it

RESOLVED, that this Legislature authorizes a public hearing to be held on the said proposed local law on the 10th day of August, 1994 at 4:25 p.m. at the Legislature Chambers, 3 South Main Street, Albion, N.Y.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; seconded by Legislator Tuohey. Meeting adjourned at 6:05 p.m.

LEGISLATURE MEETING
August 10, 1994

Chairman Billings called the meeting to order at 4:30 p.m. After the pledge to the flag, the Deputy Clerk called the roll and all Legislators were present.

The Deputy Clerk presented the following communications: Notice of NYSAC Fall Conference being held in Erie County on September 18-21, report of examination prepared by the State Comptroller for OTB, agenda and meeting notice for Intercounty Association and minutes from the July meeting, minutes of May OTB meeting, application of Albion Town Board for extension of Water District No. 1, notice of meeting on the Canal Recreationway Plan, August 18th @ 7:00 p.m. in the Perinton Town Hall, the Farm Bureau Picnic, August 21st at 1:00 p.m. at the Fairgrounds, Supervisors and County Legislators Association meeting August 16th at 6:30 p.m. at the Village Inn.

The following resolutions were then presented:

RESOLUTION NO. 380-894

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 2263 through 2438 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, the Highway Superintendent and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 381-894

RESOLUTION AUTHORIZING RE-CREATION AND FILLING OF POSITION IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the

re-creation of a Code Enforcement Officer II position in the Buildings and Grounds Department, to be paid at a rate of \$14.11 per hour, not to exceed a total of \$1,500.00 annually, and be it

FURTHER RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to fill this newly created position.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 382-894

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Food Service Helper position, at grade 1 on the CSEA salary schedule, in the Nursing Home.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 383-894

RESOLUTION APPOINTING THE DIRECTOR OF PERSONNEL & SELF INSURANCE

RESOLVED, that this Legislature does hereby reappoint Sandra G. Bower to the position of Director of Personnel & Self-Insurance; said appointment to become effective October 1, 1994 and to continue for six years.

Moved, Tuohey; second, Callard.
Adopted. 6 ayes; 1 abstention, Legislator Bower; 0 nays; 0 absent.

RESOLUTION NO. 384-894

RESOLUTION AUTHORIZING PURCHASE IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of 150 tubes of "Flushield" vaccine at a total cost of \$5,145.00, to be paid from account 4010.409 - Health, Biologicals.

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

RESOLUTION NO. 385-894

RESOLUTION ADOPTING LOCAL LAW NO. 4 OF 1994 ENTITLED A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 1956 WHICH ENUMERATED RULES AND REGULATIONS FOR THE ADMINISTRATION OF THE ORLEANS COUNTY SELF-INSURANCE PLAN

WHEREAS, Local Law No. 4-Intro of the Year 1994 was introduced at a regular meeting of the Orleans County Legislature held on July 27, 1994, and a public hearing was held on August 10, 1994, at which time all interested persons wishing to speak were heard, be it enacted as follows:

COUNTY OF ORLEANS
LOCAL LAW NO. 4 OF THE YEAR 1994

A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 1956 WHICH ENUMERATED RULES AND REGULATIONS FOR THE ADMINISTRATION OF THE ORLEANS COUNTY SELF-INSURANCE PLAN

Section 1. Subdivision C of Section 1 of said Local Law No. 2 of 1956 entitled Apportionment of Costs is hereby amended to read as follows:

- a. Sixty percent (60%) of the annual estimate of expenses shall be apportioned among the participants in the proportion that the full valuation of each participant bears to the aggregate full valuation of all participants for the fiscal year 1995 and for each succeeding fiscal year thereafter.
- b. Forty percent (40%) of the annual estimate of expenses shall be apportioned among the participants according to a computer formula experience rating based on the three consecutive calendar years immediately preceding the year in which said estimate is presented and approved for the fiscal year 1995 and for each succeeding fiscal year thereafter.

Section 2. All prior inconsistent Local Laws, Rules and Regulations of the County of Orleans are hereby repealed.

Section 3. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State, but shall first effect the 1995 Orleans County Self-Insurance Plan Budget.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 386-894

RESOLUTION AUTHORIZING PAYMENT TO GLOW SOLID WASTE COMMITTEE

WHEREAS, Resolution 434-893 supported the 1994 GLOW Region Solid Waste Management Committee administrative budget, be it

RESOLVED, that the Orleans County Treasurer is authorized to pay the amount of \$10,000 to the GLOW Region Solid Waste Management Committee as budgeted for 1994, from Solid Waste Account CL 8160.432.

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 387-894

RESOLUTION APPROVING APPORTIONMENT OF 1995 WORKERS COMPENSATION COST

RESOLVED, that the Orleans County Nursing Home be assessed an amount equal to the actual cost of claims paid in 1993, which was \$149,136.00, and that the \$102,564.00 balance of the cost be divided between operating departments on a per employee basis, based on the number of positions budgeted for 1994; rate for a part-time employee to be 50% of the amount of a full-time employee.

Moved, Tuohey; seconded, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 388-894

RESOLUTION AMENDING RESOLUTION NO. 292-694 REGARDING NURSING HOME BOILER BID

RESOLVED, that this Legislature amends resolution number 292-694, which awarded the bid for the boiler replacement at the Nursing Home to Colgate Heating Corp., at a cost of \$62,800.00 to read "at a cost of \$62,880.00".

Moved, Tuohey; seconded, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 389-894

RESOLUTION DESIGNATING TOURIST PROMOTION AGENCY AND AUTHORIZING APPLICATION FOR 1994-95 STATE TOURISM

MATCHING FUNDS

RESOLVED, that this Legislature designates the Orleans County Tourism office, within the Planning and Development Department, as the official Tourist Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 1994-95 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 1994-95 State Matching Funds in the amount of \$122,000 and to receive such funds to the extent that local matching funds are available, and be it

FURTHER RESOLVED, that the Legislature Chairman is authorized to sign agreements with the Buffalo Convention and Visitor's Bureau, and the Wyoming County Tourism Agency to provide additional local matching funds to this application for regional programs.

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 390-894

RESOLUTION APPROVING GLOW SOLID WASTE MANAGEMENT COMMITTEE 1995 BUDGET

WHEREAS, the GLOW Region Solid Waste Management Committee has approved a tentative 1995 administrative budget which has been reviewed by this Legislature, and

WHEREAS, the GLOW Solid Waste Committee has recommended a \$15,000 contribution from Orleans County in support of this budget, be it

RESOLVED, that this Legislature does hereby approve and support the tentative 1995 Administrative Budget for the GLOW Region Solid Waste Management Committee.

Moved, Phillips; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 391-894

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS FROM BUILDINGS AND GROUNDS RESERVE ACCOUNT

RESOLVED, that this Legislature authorizes the payment of the following claims from the Buildings and Grounds Reserve account, as set up by resolution number 622-1293, to cover costs of renovation of Buildings and

Grounds Superintendent's office:

Archer Lumber	\$718.21
Barclay & Fowler	\$ 27.52
TOTAL	\$745.73

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 392-894

RESOLUTION APPROVING AGREEMENT WITH JACK PEASE FOR NURSING HOME CONSULTANT SERVICES

RESOLVED, that this Legislature approves the agreement with Jack Pease to provide consultant services to the Acting Nursing Home Administrator, effective August 27, 1994, until such time as a permanent Administrator is hired, for an average of 8 hours per week, at a cost of \$320.00 per week; said cost is 100% reimbursible.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 393-894

RESOLUTION DELEGATING TO THE COUNTY TREASURER OF THE COUNTY OF ORLEANS, NEW YORK, THE POWER TO AUTHORIZE THE ISSUANCE OF AND TO SELL NOT EXCEEDING \$850,000.00 REVENUE ANTICIPATION NOTES OF THE COUNTY OF ORLEANS, NEW YORK IN ANTICIPATION OF REVENUES TO BE RECEIVED DURING THE CURRENT FISCAL YEAR OF SAID COUNTY

RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. The power to authorize the issuance of and to sell revenue anticipation notes of the County of Orleans, New York, in an amount not to exceed \$850,000.00, including renewals thereof, in anticipation of revenues to be received during the current fiscal year of said County, is hereby delegated to the County Treasurer, 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 Local Finance Law.

Section 2. This resolution shall take effect immediately.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 394-894

RESOLUTION APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND THE OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES FOR THE WAIVERED SERVICES PROGRAM AND AUTHORIZING SETTING UP OF NEW MONIES IN HEALTH DEPARTMENT BUDGET

RESOLVED, that this Legislature does hereby approve the agreement between the Office of Mental Retardation and Developmental Disabilities, through West Seneca Developmental Disabilities Service Office, and the County Health Department to provide environmental modifications for physically handicapped children through the Waivered Services Program, and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Health Department budget to cover the costs of this agreement, as follows:

<u>Revenue Account</u>	<u>Amount</u>
A3472 Health Dept Programs	\$3,793.00
<u>Appropriation Account</u>	<u>Amount</u>
A4010.418 Other Contractual	\$3,793.00

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

RESOLUTION NO. 395-894

RESOLUTION APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND ANIMAL CONTROL

RESOLVED, that this Legislature approves the agreement between the Health Department and the department of Animal Control for the purpose of providing work for the County Health Department's Rabies Control Program; said work to include reimbursement to the Animal Control Department by the County Health Department, for the cost of the Animal Control Officer's time and mileage, and the cost of dead animal carcasses disposed of in the County incinerator.

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

RESOLUTION NO. 396-894

RESOLUTION AWARDING BID FOR TRANSPORTATION OF PRESCHOOL HANDICAPPED CHILDREN AND APPROVING AGREEMENT WITH RIDES UNLIMITED

RESOLVED, that this Legislature awards the bid for transportation of preschool handicapped children for the 1994-95 school year, including the 1995 summer session, to Rides Unlimited of Niagara, which is the lowest acceptable bid, with option to renew, as follows:

Route #1	ARC Rainbow Preschool 243 South Main St. Albion Site	\$19.22/child/day
Route #2	ARC Rainbow Preschool Ashwood Church Lyndonville Site	\$19.22/child/day
Route #3	Monroe/Orleans BOCES II Kendall Site	\$26.00/child/day
Route #4	Monroe/Orleans BOCES II Spencerport Site	\$52.00/child/day
Route #5	Orleans/Niagara BOCES Shelby Basin Site	\$26.00/child/day
Route #6	Visually Impaired Preschool Temple Beth Zion Site	\$52.00/child/day

Calculation for additional routes: any children originating in Orleans County to an Orleans County site - \$26.00 per day, round trip. Any children originating in Orleans County going to a program outside of Orleans County - \$52.00 per day, round trip.

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

RESOLUTION NO. 397-894

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO SOLICIT REQUESTS FOR PROPOSALS FOR TELEPHONE AND ALARM SYSTEM MAINTENANCE, REPAIR AND INSTALLATION

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to solicit Requests for Proposals for telephone and alarm system maintenance, repair and installation.

Moved, Bennett; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 398-894

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Mental Health office has a vacant Typist position, due to the promotion of the former typist to the newly created Senior Typist position, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to fill the position of Typist at Grade 3 on the CSEA salary schedule.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 399-894

RESOLUTION AUTHORIZING AGREEMENT BETWEEN SOCIAL SERVICES AND THE DEPARTMENT OF STATE TO PROVIDE ENERGY PACKAGING SERVICES

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Department of Social Services and the New York State Department of State to provide Energy Packaging Services to low income individuals and families; said agreement to be effective September 1, 1994 through October 31, 1995; said services will be reimbursed by 100% New York State Department of State funds.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 400-894

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature authorizes the Commissioner of the Department of Social Services to fill the Case Supervisor, Grade B vacancy at Grade 16 on the CSEA schedule effective August 29, 1994.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution creating an

Outreach Worker in Social Services for the Energy Packaging program. Legislator Tuohey wanted a sunset clause added to go along with the ending date of the grant program which is October 31, 1995.

The following resolution was then adopted:

RESOLUTION NO. 401-894

RESOLUTION AUTHORIZING CREATION AND FILLING OF POSITION IN SOCIAL SERVICES

RESOLVED, that this Legislature authorizes the creation of the position of Outreach Worker in the Department of Social Services for the purpose of providing Energy Packaging Services to low income families at Grade 4 of the CSEA salary schedule, to be reimbursed with 100% funding from the Department of State, and be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill said vacancy effective September 1, 1994 through October 31, 1995.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower presented a resolution authorizing the use of pagers in the Environmental Health Division of the Health Department. The reason this is being reinstituted is because of the increase in rabies cases throughout the county. It was discussed and agreed that the use of pagers would be discontinued at the end of December. The following resolutions were then adopted:

RESOLUTION NO. 402-894

RESOLUTION APPROVING THE USE OF A PAGER BY THE ENVIRONMENTAL HEALTH DIVISION OF THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the use of a "pager" by the Environmental Health Division of the County Health Department, and the reimbursement of "stand-by" pay to handle the increasing number of "after-hours" calls, received by the Environmental Health Staff to handle public concerns and animal bite investigations associated with the Department's Rabies Control Program and the increasing rabid raccoon population in our County.

FURTHER RESOLVED, that the use of the pager will expire December 31, 1994.

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

Legislator Callard presented a resolution to cancel unpaid taxes and interest on a bankrupt parcel of property in the Town of Murray. Legislator Bennett wanted to know why the County would want to cancel back taxes. Legislator Bennett commented that his concern is a "Pandora's Box" situation and other taxpayers going into bankruptcy in the County will see this case and want their unpaid taxes cancelled as well. Mr. Schubel explained that under the Supreme Court decision of U.S. vs. Parmetto, it is improper for the county to impose interest on a bankrupt property.

RESOLUTION NO. 403-894

RESOLUTION AUTHORIZING COUNTY TREASURER TO CANCEL UNPAID TAXES AND INTEREST IN RELATION TO U.S. BANKRUPTCY COURT ACTIONS

WHEREAS, in 1991 the Town of Murray erroneously filed a bankruptcy claim, then in turn listed the unpaid tax for collection by the County Treasurer, and

WHEREAS, monthly payments have been received by the County Treasurer for the total claimed by the town, leaving unpaid interest, penalty and advertising uncollectable in the amount of \$209.75, and

WHEREAS, an incident in the Town of Shelby occurred whereby the taxes and interest claimed were adjusted to make each year fully paid and should not have been adjusted higher than the original claim, thus leaving unpaid interest and penalties uncollectable in the amount of \$540.98, be it

RESOLVED, that this Legislature authorizes the County Treasurer to cancel the uncollectable taxes and interest on property in the Town of Murray, Tax Map #77.17-2-39 (Thomas Seiler), in the amount of \$209.75, and also on property in the Town of Shelby; Tax Map #81.3-1-5 (Donald Watson), in the amount of \$540.98, in accordance with bankruptcy law prohibiting the enforcement of such liens, effective immediately.

Moved, Callard; second, Tuohey.
Adopted. 6 ayes; 1 nay, Legislator Bennett, 0 absent.

RESOLUTION NO. 404-894

RESOLUTION AUTHORIZING AGREEMENT BETWEEN NURSING HOME AND SERVICEMASTER CORPORATION

WHEREAS, the ServiceMaster Company has extensive experience in providing management support to Housekeeping, Laundry and Maintenance Departments, and

WHEREAS, the Nursing Home recognizes the importance of these departments to its overall operation, be it

RESOLVED, that this Legislature authorizes the agreement between ServiceMaster Company and the Nursing Home, in which ServiceMaster will provide management services, certain materials, supplies and all equipment to the facility.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays. 0 absent.

RESOLUTION NO. 405-894

RESOLUTION AUTHORIZING LEAVE OF ABSENCE FOR NURSING HOME EMPLOYEE

WHEREAS, Sarah Dent, a full-time Institutional Aide at the Nursing Home is requesting an unpaid medical leave through December 23, 1994, be it

RESOLVED, that this Legislature authorizes unpaid leave for this employee through December 31, 1994

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 406-894

RESOLUTION AUTHORIZING CREATION OF POSITIONS IN NURSING HOME AND FILLING OF VACANCIES

WHEREAS, the Nursing Home has three employees out for an extended period, be it

RESOLVED, that this Legislature authorizes the creation of three temporary positions consisting of two full-time Institutional Aides and one part-time Food Service Helper, and be it

FURTHER RESOLVED, that the Administrator of the Nursing Home is authorized to fill these vacant positions

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 407-894

RESOLUTION SUPPORTING APPLICATION OF NYS DIVISION OF HOUSING AND COMMUNITY RENEWAL FOR 23 SECTION 8 VOUCHERS OR CERTIFICATES UNDER THE FAMILY SELF SUFFICIENCY PROGRAM

RESOLVED, that this Legislature supports the application being prepared by DHCR for twenty-three vouchers or certificates under the Family Self Sufficiency Program for Orleans County, and be it

FURTHER RESOLVED, that the Chairman be authorized to send a letter to the Department of Housing and Community Renewal stating that the Legislature of Orleans County will support the Family Self Sufficiency Program and the application for additional units, and be it

FURTHER RESOLVED, that these units be distributed in the two or three bedroom family categories.

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

Legislator Bower made a motion to remove a resolution from the table approving the agreement with Monroe County Medical Examiner's Office; seconded by Legislator Phillips. Mr. Schubel explained that the language has not been finalized yet. All agreed to leave the resolution tabled.

Legislator Bower spoke on a resolution tabled at the July 27th meeting setting up monies in the Sheriff's Budget for seatbelt safety grant funds; that there was no resolution brought before this Board to apply for this grant. Legislator Bower further explained that there was no indication of intent to educate the public. To date from October 1993 until 1994, we have spent in overtime in this County \$2953 between the County, the Villages of Holley, Albion, and Medina. We have received back from the State \$773 out of a \$10,000 grant. Legislator Tuohey withdrew the resolution.

Legislator Tuohey commented on the Budget meeting this morning with the department heads, that Stan did an excellent job, and it is one of the best things that has happened to the Budget. He's making some innovative changes and it will benefit all the department heads in making the budget (process) easier.

Legislator Callard made a motion to adjourn; seconded by Legislator Phillips. All agreed. Meeting adjourned at 5:12 p.m.

LEGISLATURE MEETING
August 24, 1994

The meeting was called to order at 5:00 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented two notices of Youth Board meetings.

Chairman Billings gave Susan Heard a communication he received from Scott Arney, Commissioner of Denton County, Texas, regarding bringing prayer back into the schools, to be brought up at Intercounty.

The following resolutions were adopted:

RESOLUTION NO. 408-894

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 2452 through 2623 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 409-894

RESOLUTION AUTHORIZING SETTING UP OF NEW MONIES IN AGING BUDGET

WHEREAS, revenue has been received from the HEAP grant in the Office for the Aging, be it

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

REVENUE:

A4772 Programs
for the Aging
\$1,981.00

APPROPRIATION:

6772.100 Personal
Services
\$1,840.00

6772.600
Fringe Benefits
\$ 141.00

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Callard presented a resolution authorizing the sale of county owned property in Gaines; seconded by Legislator Tuohey. Legislator Bennett commented that the property was originally in another person's name. Mrs. Heard explained that the records will show that the person we are selling the property to is the original owner. Legislator Bennett accepted this explanation. The following resolutions were then adopted:

RESOLUTION NO. 410-894

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF GAINES

RESOLVED, that this Legislature sell and convey unto Howard Zietlin, 307 S. Main St., Albion, N.Y. 14411, for the sum of \$7,193.32, Parcel No. 67, Tax Map No. 50.2-1-8 of the premises contained in the 1993 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 504 of Deeds at Page 171, being formerly assessed to Rita Zietlin, 307 South Main St., Albion, N.Y. 14411, bounded and described as follows: In the Town of Gaines, Orleans County, New York, being known as L23, T15, R2, .46 acres, 3386 North Academy, 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 411-894

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF CLARENDON

RESOLVED, that this Legislature sell and convey unto Welton T. Myers, 4941 Ridge Road West, Spencerport, NY 14559, for the sum of \$3,488.47, Parcel No. 50, Tax Map No. 109.-1-15.111 of the premises contained in the 1993 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 504 of Deeds at Page 169, being formerly assessed to Welton T. Myers, 4941 Ridge Road West, Spencerport, NY 14559, bounded and described as follows: In the Town of Clarendon, Orleans County, New York, being known as L126, T3, 15.10 acres, Holley Byron 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 412-894

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND
GROUNDS RESERVE ACCOUNT

RESOLVED, that this Legislature authorizes payment of \$7,700.00 to Monroe Sealer, Inc. for sealing all driveways and parking lots in the County Office Complex, to be paid from Buildings and Grounds Reserve Account; and it is further

RESOLVED, that this Legislature authorizes payment of \$92.47 to V.P. Supply Corp. parts for installation of the waterline at Emergency Management, to be paid from Buildings and Grounds Reserve Account.

County Office Building driveway	\$4,000.00
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County Office Building carpeting	3,700.00
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V.P. Supply Corp.	92.47
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Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 413-894

RESOLUTION APPROVING AGREEMENT WITH THE VILLAGE OF
LYNDONVILLE REGARDING THE 1994 ACTION IN REM TO
FORECLOSE DELINQUENT TAX LIENS

WHEREAS, the County of Orleans is presently conducting an Action of Foreclosure In Rem of certain taxes and/or tax liens owned by the County of Orleans and it appears that the Village of Lyndonville in said County has and owns unpaid taxes and/or tax liens upon parcels of property included in the said Action and located within the said Village of Lyndonville; and

WHEREAS, the County and the said Village of Lyndonville have signified a willingness to agree, pursuant to Section 1150 and Subdivision 3 of Section 1136 of the Real Property Tax Law, that the parcels of property situated in and upon which the said Village of Lyndonville has unpaid taxes and/or tax liens may be conveyed to the County of Orleans by the County Treasurer by such foreclosure action instead of the proceeding under Subdivision 2 of Section 1136 of the Real Property Tax Law; and

WHEREAS, the Orleans County Attorney has herewith presented to the County Legislature the proposed Agreement between the County and the Village of Lyndonville in regard to the sale of such parcels located within the Village of Lyndonville, and the distribution of the proceeds thereof, and has recommended the approval and execution of the same on behalf of the County,

NOW, THEREFORE, BE IT RESOLVED, that the Agreement herewith presented between the County of Orleans and the Village of Lyndonville be, and the same hereby is, approved by this Legislature and the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the said Agreement on behalf of the County of Orleans and to cause the same to be delivered to the Village of Lyndonville.

Moved, Callard; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution to approve an application for a seatbelt grant; seconded by Legislator Tuohey. Legislator Bower commented on an article in the newspaper which indicated that previous Chairman Frank Berger, who had signed this grant application without the benefit of a resolution, said it got by the Clerk, the CAO; and Legislators Bennett and Bower who were on the Committee. Legislator Bower said that he was not on that committee, and he does not think Legislator Bennett ever saw the application. He also said he does not think we are asking Stan and the Clerk to review everything, especially if they never really see it. Legislator Bower also mentioned an editorial titled "Tabled Actions Serve No Purpose." He said that title could not be more wrong because by tabling this action we have brought more attention to wearing seatbelts than everything else that has been done. Legislator Bower questioned whether or not there are written seatbelt policies in force, as indicated in the grant application. He said other goals and objectives in the application include visiting 10 primary and secondary schools and 10 service, civic and senior citizen organizations. Legislator Bower checked

with Medina Schools and the Medina Senior Citizens Center and found that there has not been any educational seminar on seatbelts in either place. He said that \$4,356 of the \$10,000 grant has been spent to date. He said 316 tickets have been written, with the state receiving \$25.00 per ticket, or \$7,900, with the state getting an additional \$15.00 per fine; or another \$4,740. During seatbelt road checks, 410 additional tickets were written for various other offenses; all generating surcharges to be paid to the state.

Legislator Radzinski commented that if the seatbelt saves one life, the approximate \$50,000 going to the state in surcharges is nothing.

Legislator Phillips said the state required that all participating agencies have a policy. The grant was applied for by the County to be distributed among all the participating agencies. Legislator Bower said the grant was applied for to be used by Orleans County; then part of it was given to municipalities, which cannot be done until it comes before this Legislature. Legislator Tuohey agreed that the procedure was wrong, but had to agree with Legislator Radzinski that until you get stopped for not wearing a seatbelt, you really don't pay attention to the law. At this point, Legislator Bower moved to amend the resolution to indicate that any remaining funds from this grant will be used for educational purposes; seconded by Legislator Phillips. Legislator Phillips said his understanding is that the grant money is gone, with the exception of \$2,000 that was set aside for Holley. Legislator Bower said that according to the Sheriff there is about \$5600.00 remaining to be used. Legislator Bennett said education was immense when the New York State seatbelt law came into effect. Legislator Phillips said the state is paid a surcharge for every ticket issued, not only for seatbelts, but other offenses also. Chairman Billings said a fine should be set for a wrongdoing; there should not be surcharges to make money for the state. The amendment was then voted on and failed, with Legislators Billings and Bower voting aye. The original resolution was then voted on:

RESOLUTION NO. 414-894

RESOLUTION APPROVING APPLICATION FOR SEATBELT ENFORCEMENT PROGRAM GRANT AND SETTING UP NEW MONIES IN THE SHERIFF'S BUDGET

WHEREAS, the County of Orleans has been awarded a \$10,000.00 grant for seatbelt use enforcement from the Governor's Traffic Safety Committee for the period October 1, 1993 to September 30, 1994 and a resolution

approving the grant application was not in place, although signed by Chairman Frank Berger,

RESOLVED, that this Legislature approves this grant application which will include seatbelt enforcement efforts by the Orleans County Sheriff's Dept., the Village of Albion Police Dept., and the Village of Medina Police Dept., and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Sheriff's budget, as follows:

REVENUE:

APPROPRIATION:

A4330 Seatbelt Grant

3110.467 Seatbelt Grant

\$10,000.00

\$10,000.00

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

RESOLUTION NO. 415-894

RESOLUTION CREATING AND ABOLISHING POSITIONS IN THE OFFICE FOR THE AGING

WHEREAS, the temporary full-time position in the Office for the Aging expires on August 31, 1994, and

WHEREAS, WRAP funding has been renewed and appears to be an ongoing program funding stream with no county match; now, therefore, be it

RESOLVED, that this Legislature authorizes the abolishing of the temporary Outreach Worker in the Office for the Aging and authorizes the creation of a full-time permanent Outreach Worker to be effective for as long as funding is appropriated from the State; said position being 100% reimbursable, and be it

FURTHER RESOLVED, that this Legislature authorizes the Director of Office for the Aging to fill the position of Outreach Worker.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 416-894

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, a vacancy of a full-time Account Clerk

Typist has been created following the resignation of Amy Owens, Account Clerk Typist, effective August 27, 1994.

WHEREAS, the department wishes to fill this vacancy with an Account Clerk Typist at Grade 5 of the CSEA contract; now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Director of Mental Health to fill the position of Account Clerk Typist in the Department of Mental Health.

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

Legislator Bower introduced a resolution authorizing the filling of a vacant Deputy Director position in Mental Health; seconded by Legislator Bennett. Legislator Tuohey said she thought we were going to be given an organizational chart to go over. Legislator Bower said the organizational chart was requested because we did not have the resignation of the Deputy Director; which we later received. Legislator Tuohey asked Don Metzger what the person in this position would be doing. Mr. Metzger said the primary responsibilities start with supervision of the internal billing operation, supervision of Account Clerk Typists, alot of planning that was not included in the original job duties statement, filling in during Director's absence, needs assessment surveys and alot of other related things. Mr. Dudek asked if this is the original job description. Mr. Metzger said it is not. Mr. Dudek said he had seen a job description for this position before Mr. Elmore left, which took away many of the managerial functions, which might not allow us to keep the position as a managerial position. Mr. Metzger said there was a subsequent job duties statement submitted to Personnel, which added duties. After further discussion, Legislator Tuohey tabled the resolution until we see an organizational chart and a job duties statement. Chairman Billings said he will allow this as it is a money matter. The following resolutions were then adopted:

RESOLUTION NO. 417-894

RESOLUTION CREATING TEMPORARY POSITIONS IN THE PROBATION DEPARTMENT

RESOLVED, that this Legislature does hereby create temporary full time positions of Senior Account Clerk Typist, Grade 6 and Typist, Grade 3 of the CSEA salary schedule in the Probation Department for the period of leave of absence of the Sr. Stenographer, which leave

ends November 21, 1994; and be it

FURTHER RESOLVED, that the Director of Probation is authorized to fill said temporary positions to expire on November 21, 1994, with the understanding that any positions vacated by this upgrade will remain vacant.

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett withdrew a resolution to fill a vacant Cleaner position in the Buildings and Grounds Department.

Legislator Bennett also withdrew a resolution to accept a proposal to conduct an energy efficiency study of the County Office Building.

Legislator Tuohey withdrew a resolution that would authorize payment for radio system programming. She said certain things that were supposed to have been completed by Doherty Communications are not finished yet.

Legislator Radzinski presented a resolution approving the 1994-95 grant application for seatbelt enforcement; seconded by Legislator Callard. Legislator Bower asked how much of the grant would be used for helping the state with its tax problem, and how much will be used for educational purposes in the schools as set forth in the criteria. Chairman Billings asked if this grant money is shared. Legislator Bower said it is shared by Medina and Albion. Legislator Bower moved to amend the resolution to indicate that 50% of the grant money be used for educational purposes; seconded by Legislator Tuohey. Legislator Callard said he cannot believe people are uneducated about the seatbelt law. The amendment was voted on, passing with 6 ayes. Legislator Bennett voted nay. The amended resolution was then voted on as follows:

RESOLUTION NO. 418-894

RESOLUTION APPROVING APPLICATION FOR SEATBELT ENFORCEMENT PROGRAM GRANT AND SETTING UP NEW BUDGET MONIES IN THE SHERIFF'S BUDGET

RESOLVED, that this Legislature approves the application for a \$10,000 grant from the Governor's Traffic Safety Committee for the period of October 1, 1994 to September 30, 1995 to be used for enforcement and education of the seatbelt law; and be it

FURTHER RESOLVED, that 50% (\$5,000.00) of this grant money will be used for educational purposes, and

be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Sheriff's budget as follows:

REVENUE:

A4330 Seatbelt Grant
\$10,000.00

APPROPRIATION:

3110.467 Seatbelt Grant
\$10,000.00

Moved, Radzinski; second, Callard.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

RESOLUTION NO. 419-894

RESOLUTION AUTHORIZING FILLING THE VACANCY IN THE PUBLIC HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Director of Public Health to fill the vacant Case Manager position in the Public Health Department, to perform case management services for the Physically Handicapped Children's Program. Salary for said position to be set at Grade 11, Step 1, of the CSEA Salary Schedule, and is reimbursed 100% through State funding.

Moved, Bower; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 420-894

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT - NURSING HOME EXPENSES

RESOLVED, that this Legislature authorizes payment of the following expenses in connection with the Capital Project Nursing Home Addition; to be paid from H6030:

Suburban Electric	\$ 10,400.00
Allied Builders, Inc.	40,878.00
Pike Construction Co.	10,000.00

Moved, Callard; second, Tuohey.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 421-894

RESOLUTION APPROVING MEDICAL SERVICES AGREEMENTS AT NURSING HOME

RESOLVED, that this Legislature does hereby approve the following medical services agreements listed below for the Nursing Home during the period covering July 1, 1994 through June 31, 1995:

1. Dr. John Fernandez for Staff Physician at \$10,800 per year and for Medical Director at \$7,800 per year.
2. Dr. Thomas Madejski for Staff Physician at no cost to the Facility. The Doctor will do his own billing of Medicare and keep all funds received.
3. Ms JoAnn Blowers Ferrara for Nurse Practitioner at \$30.00 per hour, no increase, for services rendered at the Nursing Home.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 422-894

RESOLUTION APPOINTING TEMPORARY ADMINISTRATOR AT THE NURSING HOME

RESOLVED, that this Legislature does hereby appoint Marilyn Pilon, Temporary Administrator of the Orleans County Nursing Home at the salary of \$39,053, Grade 6 Step 2, of the Management Compensation Plan Salary Schedule, effective August 29, 1994.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 423-894

RESOLUTION APPOINTING TEMPORARY DIRECTOR OF NURSING AT THE NURSING HOME

RESOLVED, that this Legislator does hereby appoint Elizabeth Wilder, RN, as Temporary Director of Nursing at the Nursing Home. The salary is set at \$32,145, Grade 5 Step 1, of the Management Compensation Plan Salary Schedule, effective August 29, 1994.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 424-894

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE
DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the Senior Caseworker vacancy at Grade 13, and the Caseworker vacancy position at Grade 11 on the CSEA salary schedule effective August 29, 1994.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 425-894

RESOLUTION ABOLISHING AND CREATING POSITIONS AND
AUTHORIZING COUNTY TREASURER TO FILL VACANT POSITION

WHEREAS, the Senior Account Clerk Typist has resigned; and

WHEREAS, the job description has been reviewed by the Personnel Department and determined that the appropriate title for said position should be an Account Clerk Typist, be it

RESOLVED, that this Legislature does hereby abolish the Senior Account Clerk Typist position and in its place create an Account Clerk Typist position at Grade 5 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does authorize the County Treasurer to fill the newly created position of Account Clerk Typist effective immediately.

Moved, Callard; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 426-894

RESOLUTION APPROVING CERTIFIED INVOICE PAYMENT FOR
MOBIL OIL BY THE SHERIFF'S DEPT.

WHEREAS, Mobil Oil will issue a credit card for purchase of navigation gasoline and will make all tax deductions prior to billing if they are permitted to pay by certified invoice rather than signed voucher, be it

RESOLVED, that this Legislature hereby approves acceptance of a certified invoice for payment.

Moved, Radzinski; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski removed a resolution from the table to approve an agreement with the Monroe County Medical Examiner's Office. The County Attorney explained that this is still being worked on, therefore, the resolution was re-tabled.

Legislator Tuohey moved to adjourn; seconded by Legislator Bennett.

Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
September 14, 1994

The Chairman called the meeting to order at 5:35 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: invitation to the Orleans Farm Bureau annual meeting, Intercounty meeting notice, agenda and August minutes, notice from NYS Department of Taxation and Finance regarding a tax amnesty program, resolution adopted by Seneca County requesting emergency legislation for the grape and wine industry, July OTB minutes, resolution adopted by Hamilton County urging the NYS Legislature to amend the Freedom of Information Law, resolution adopted by Otsego County requesting Congress to enact legislation regarding solid waste flow control.

The following resolutions were adopted:

RESOLUTION NO. 427-994

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 2633 through 2830 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Bower; seconded, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 428-994

RESOLUTION AUTHORIZING SETTING UP OF NEW MONIES IN
AGING BUDGET

WHEREAS, the Office for the Aging has received supplemental money to the original HEAP grant, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Office for the Aging budget, as follows:

REVENUE:

A4772 HIICAP
\$ 400.00

APPROPRIATION:

6772.411 - Office Supplies
\$ 134.00

6772.433 Advertising
\$ 266.00

Moved, Tuohey; seconded, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 429-994

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND
GROUNDS RESERVE ACCOUNT

RESOLVED, that this Legislature authorizes the payment of \$725.81 to B.I. Furniture, for office furniture for the Superintendent of Buildings and Grounds, to be paid from the Buildings and Grounds Reserve Account.

Moved, Bennett; seconded, Radzinski
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 430-994

RESOLUTION SETTING UP NEW MONIES IN SHERIFF'S BUDGET

WHEREAS, donations totalling \$350.00 have been received for the DARE Program, as follows:

SCOPE	\$290.00
Andrew Lucyszyn	\$ 10.00
UAW 686	\$ 50.00

be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Sheriff's budget, as follows:

REVENUE:

A2706 DARE Donations
\$350.00

APPROPRIATION:

3110.499 DARE Program
\$350.00

Moved, Radzinski, seconded, Bower.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower presented a resolution authorizing purchases of rabies vaccine by the Health Department; seconded by Legislator Callard. Chairman Billings asked Andrew Lucyszyn about the possibility of Medina Hospital purchasing the vaccine. Mr. Lucyszyn said he was told that there is a good possibility that this could start at the beginning of next year.

The following resolutions were then adopted:

RESOLUTION NO. 431-994

RESOLUTION AUTHORIZING PURCHASES IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of twenty 10 milligram vials and twenty 2 milligram vials of Hyperab Rabies Immune Globulin, at a cost of \$6,720.00, and 80 vials of Imovax post-rabies vaccine from Connaught Laboratories, at a cost of \$8,320.00

Moved, Bower; seconded, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 432-994

RESOLUTION APPROVING AGREEMENT BETWEEN SOCIAL SERVICES AND RANDOLPH CHILDREN'S HOME

RESOLVED, that this Legislature approves the following agreement with the Orleans County Department of Social Services:

- (1) Randolph Children's Home, Randolph, NY for provision of foster care services, effective September 1, 1994 through August 31, 1995 at a total cost of \$59,710.00; with a county cost of \$20,302.00.

Moved, Tuohey; seconded, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Radzinski presented a resolution approving the 1995 STOP-DWI Plan; seconded by Legislator Bower. Legislator Tuohey tabled the resolution until the Plan is submitted to the Board for review.

The following resolutions were then adopted:

RESOLUTION NO. 433-994

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Civilian Dispatcher position, at grade 3, in the Sheriff's Department.

Moved, Radzinski; seconded, Bower.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 434-994

RESOLUTION AUTHORIZING INSTALLATION OF BACKUP PAGING SYSTEM FOR FIRE DEPARTMENTS

WHEREAS, a backup fire service paging system is needed in case of a breakdown in the 800 Mhz system, and a solution to monitoring the Morton Fire Department is required, be it

RESOLVED, that this Legislature authorizes the installation of a 46.08 radio in the Orleans County dispatch center, not to exceed \$500.00, to be paid from account 3150.405 - Jail, Buildings Maintenance Projects.

Moved, Tuohey; seconded, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 435-994

RESOLUTION APPROVING AMENDMENTS TO FIRE INVESTIGATION TEAM BY-LAWS

RESOLVED, that this Legislature approves the amendments to the by-laws of the Fire Investigation Team, amended in August of 1994, as on file in the office of the Clerk of the Legislature.

Moved, Tuohey; seconded, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 436-994

RESOLUTION AUTHORIZING COUNTY TREASURER TO PLACE ADVERTISEMENTS REGARDING UNPAID TAXES

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature authorizes the placement of a notice in the Medina Pennysaver and the Lake Country Pennysaver notifying the delinquent taxpayers that September 30, 1994 is the last day to pay 1994 taxes before they are advertised.

Moved, Callard; seconded, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 437-994

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes payment from Capital Project Account H1650 - Radio for antennas, handling, lightning protection, and connectors for conventional radios which are integrated into the county's multi-net radio system as follows:

Tessco, Inc.	\$3,330.27
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Moved, Tuohey; seconded, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 438-994

RESOLUTION APPROVING STUDENT INTERNSHIP AGREEMENT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the agreement between the County and the following student intern to the Mental Health Department:

Karen Hastings, as a Social Work student intern for an average of 21 hours per week, commencing September 15, 1994 through December 12, 1994; stipend for said time period to be \$480.00, payable in twice monthly installments of \$80.00 each with County cost for said agreement to be \$240.00.

Moved, Bower; seconded, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 439-994

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes the payment of \$81,145.00 to ICS Executone for a Mitel SX2000 Light Phone System, to be paid from Capital Project Account H1655 - Telephone System Account H1655.

Moved, Callard; seconded, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved, with a second from Legislator Phillips, to add the following two resolutions to the agenda:

RESOLUTION NO. 440-994

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF RIDGEWAY

RESOLVED, that this Legislature sell and convey unto George Michailidis, 11275 Ridge Road, Medina, NY 14103, for the sum of \$13,329.60, Parcel No. 109, Tax Map No. 57.2-1-8.1 of the premises contained in the 1993 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 504 of Deeds at Page 172, being formerly assessed to George Michailidis, 108 West Center Street, Medina, NY 14103, bounded and described as follows: In the Town of Ridgeway, Orleans County, New York, being known as L6, T15, R4, 94.50 x 167.64', 11275 Ridge 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, Callard; seconded, Tuohy.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 441-994

RESOLUTION APPROVING AGREEMENT BETWEEN THE STATE DEPARTMENT OF HEALTH AND THE COUNTY HEALTH DEPARTMENT FOR A GRANT AWARD UNDER THE RURAL HEALTH NETWORK DEVELOPMENT PROGRAM

RESOLVED, that this Legislature does hereby authorize the Director of Public Health and the Legislature Chairman to sign the Agreement between the NYS Department of Health and the County Health Department for a grant award of \$50,000 under the Rural Health Network Development Program. The term of the agreement is October 1, 1994 - September 30, 1995.

Moved, Bower; seconded, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to remove a resolution from the table to approve the agreement with the Monroe County Medical Examiner's Office; seconded by Legislator Tuohey. David Schubel said he has still not heard that the agreement has been changed by Monroe County, as he had requested. He suggested passing the resolution subject to his approval of the agreement. Legislator Tuohey expressed her concern that if the resolution is adopted and a bill comes, it could end up being paid. Legislator Bennett moved to re-table the resolution; seconded by Legislator Tuohey. Carried.

Legislator Bower moved to remove a resolution from the table authorizing the filling of a vacancy in the Mental Health Department; seconded by Legislator Bennett. Carried. Chairman Billings said he does not know if the position needs that degree of expertise. Legislator Bower said it was a grade 5, it is now being changed to a grade 4. He said we have taken a good look at this. He has spent alot of time at the Mental Health Department. Legislator Tuohey said the person in the position previously spent alot of time out of the office at meetings, which was part of the problem. She said if the new person does what the title says, okay, rather than spending so much time at community meetings. Legislator Bower said we have six months; if the new person does not perform, we will not keep him. Mr. Dudek commented that when this was discussed at the last meeting, Civil Service had not approved that title, but they have since approved it. Legislator Bennett said he went to the last Community Services Board meeting. He said the makeup of that board has changed and you have a group of people that really work and ask questions. The following resolution was then adopted:

RESOLUTION NO. 442-994

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, a vacancy of a full-time Deputy Director for Administration has been created following the resignation of James Elmore, Deputy Director for Administration, effective July 18, 1994.

WHEREAS, the department wishes to fill this vacancy with a Deputy Director for Administration at Grade 4 of the Management Compensation Plan Salary Schedule; now, therefore, be it

RESOLVED, that this Legislature does hereby authorize the Director of Mental Health to fill the

position of Deputy Director of Administration in the Department of Mental Health.

Moved, Bower; seconded Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; seconded by Legislator Phillips. Carried. Adjourned at 6:05 p.m.

SPECIAL LEGISLATURE MEETING
September 20, 1994

The meeting was called to order by the Chairman at 6:00 p.m.

All Legislators were present, with the exception of Legislators Bower and Callard.

The purpose of the meeting was to discuss repair to the roof at the County Administration Building.

Legislator Bennett explained that the roof started leaking last Friday. He said he agrees with Legislator Radzinski that he would rather see a peaked roof, but, because of the time frame and the emergency of the situation, by the time we hire somebody to find out if the sides could hold the stress, we will be in the middle of the winter and we will have a bunch of unhappy employees.

Legislator Tuohey asked why we didn't know about this sooner? Legislator Bennett said that, according to the Buildings and Grounds Superintendent, the roof started leaking six weeks ago and they put a patch on it. Legislator Bennett said the first he heard about it was last Wednesday. Mr. Dudek said people at the building said it has been leaking continuously since the patch was put on.

Legislator Phillips said we just started a capital program and this repair is not in there. He asked the County Attorney's opinion on the repair being done without going through the bidding process. Mr. Schubel replied that under General Municipal Law, section 103, depending on the expense of the project, competitive bidding or RFP's is the preferred method for proceeding, however, there is a statutory exception that allows a legislative body to determine that an emergency situation exists and the bidding requirement can be suspended. Mr. Schubel said it is his opinion that the leak was severe enough on Friday, necessitating the moving of furniture and computers, to make the situation fall in the parameters of the statutory exception. Chairman Billings said he would like to see the bidding process, but this could be the

last four days that the work can be done.

Legislator Phillips again referred to this not being in the capital plan, and asked what the next surprise is. Legislator Radzinski asked if there is anything else that we don't know about. Legislator Bennett said the roof on the County Clerk's building leaks. It's been taken out of the budget twice because we didn't have money to fix it. Chairman Billings said it is in the capital plan.

Legislator Tuohey asked Legislator Bennett to address the issue of why we will not just patch the roof. Legislator Bennett said Ron Tower and Lee Woolston said you can put the patch on the bottom and it would probably hold going up half way at half the price, but a year from now or whenever you decide to put the rest of it on, you'll be walking and wheeling all over your patch and you will take away from the goodness of the roof you just put on. It is better to put it on as one unit and hopefully get another twenty years out of it.

Legislator Bennett moved to approve the repair of the roof, to be done by Lee's Roofing Service, at a cost of \$46,840.00, to be paid from contingency. Seconded by Legislator Tuohey.

Legislator Bennett said, if we knew about this and planned for it, he would be in favor of a pitched roof.

Chairman Billings asked Susan Heard the balance in contingency. She said it is \$174,338.00.

Legislator Radzinski said next time something major like this comes along, we should be notified. Legislator Tuohey said we all agree with that.

Legislator Radzinski asked about the jail roof - was that bid? Legislator Bennett said yes, and it is the same type of roof. Lee Woolston was the only bidder that could meet the specs.

The following resolution was adopted:

RESOLUTION NO. 443-994

RESOLUTION AUTHORIZING EMERGENCY ROOF REPAIR AT COUNTY ADMINISTRATION BUILDING AND AUTHORIZING TRANSFER OF FUNDS

WHEREAS, the roof at the County Administration Building has been leaking, creating the possibility of computer and other damage, and

WHEREAS, the time of year necessitates the immediate repair of the roof before the onset of inclement weather, and

WHEREAS, General Municipal Law, section 103 provides that contracts for public work or the purchase of supplies, material or equipment may be let by the appropriate officer, board or agency of a political subdivision in the case of a public emergency whereby circumstances affect public buildings, safety or property of the inhabitants, be it

RESOLVED, that this Legislature authorizes the expenditure of \$46,840.00 for the repair of the roof at the County Administration Building, to be paid to Lee's Roofing Service, and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer \$46,840.00 from account 1990.435 - Contingent Fund to account 1620.403 - Buildings & Grounds - Maintenance Projects for the purpose of paying for the roof repair.

Moved, Bennett; second, Tuohey.

Adopted. 5 ayes; 0 nays; 2 absent, Bower and Callard.

Legislator Bennett moved to adjourn; second by Legislator Phillips. Meeting adjourned at 6:20 p.m.

LEGISLATURE MEETING
September 28, 1994

The Chairman called the meeting to order at 4:50 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: October Youth Board meeting agenda and September minutes, July Planning Board minutes, August OTB minutes, resolution adopted by Tioga County urging the State Legislature to amend the Freedom of Information Law.

The following resolutions were adopted:

RESOLUTION NO. 444-994

RESOLUTION APPROVING AGREEMENT BETWEEN SOCIAL SERVICES AND GATEWAY

RESOLVED, that this Legislature approves the agreement between Orleans County Social Services and

Gateway of Williamsville, NY for the provision of foster care services, effective July 1, 1994 through June 30, 1995, at a total cost of \$165,000.00; county cost of \$56,100.00.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 445-994

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of the Department of Social Services to fill the Caseworker vacancy at Grade 11 of the CSEA schedule effective September 5, 1994.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 446-994

RESOLUTION APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND SUMNER, HANS AND ASSOCIATES

RESOLVED, that this Legislature approves the agreement between the Office for the Aging and Sumner, Hans and Associates, for an average of twelve hours (12 hours) per week of registered dietitian services at 22.57 per hour, for the period of September 1, 1994 through August 31, 1995.

Moved, Tuohey; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 447-994

RESOLUTION APPROVING AGREEMENT WITH VILLAGE OF MEDINA REGARDING THE 1994 VILLAGE ACTION IN REM TO FORECLOSE DELINQUENT TAX LIENS

WHEREAS, the County of Orleans is presently conducting an Action of Foreclosure In Rem of certain taxes and/or tax liens owned by the County of Orleans and it appears that the Village of Medina in said County has and owns unpaid taxes and/or tax liens upon parcels of property included in the said action and located within the said Village of Medina, and

WHEREAS the County and the said Village of Medina have signified a willingness to agree, pursuant to Section 1150 and Subdivision 3 of Section 1136 of the

Real Property Tax Law, that the parcels of property situated in and upon which the said Village of Medina has unpaid taxes and/or tax liens may be conveyed to the County of Orleans by the County Treasurer by such foreclosure action instead of the proceeding under Subdivision 2 of Section 1136 of the Real Property Tax Law, and

WHEREAS, the Orleans County Attorney has herewith presented to the County Legislature the proposed agreement between the County and the Village of Medina in regard to the sale of such parcels located within the Village of Medina, and the distribution of the proceeds thereof, and has recommended the approval and execution of the same on behalf of the county, be it

RESOLVED, that the agreement herewith presented between the County of Orleans and the Village of Medina be, and the same hereby is, approved by this Legislature and the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the said agreement on behalf of the County of Orleans and to cause the same to be delivered to the Village of Medina.

Moved, Callard; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution authorizing payment of capital project claims; seconded by Legislator Phillips. Legislator Bennett questioned the logistics of building a flat roof between the existing Nursing Home and the addition. Mr. Dudek said it is due to the extra expense of connecting into the other roof, and the difficulty of having it look right, because there's already a part that juts out and it was too complicated to break that roof line. Legislator Bennett suggested to Mr. Dudek that he bring this up at the next Nursing Home meeting. Legislator Tuohey said she does not think it can be changed now. Legislator Bennett said he thinks it could and if we wanted to, this would be the time. Legislator Bennett said he has heard different Building Code Enforcement Officers question why we were doing a flat roof. Chairman Billings said the cost is the reason. Mr. Dudek will ask at the next Nursing Home meeting what it would cost to change to a pitched roof. The following resolutions were then adopted:

RESOLUTION NO. 448-994

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes payment

of the following claims, to be paid from Capital Project account H6030 - Nursing Home Renovations:

Suburban Electric	\$ 8,667.80
Allied Builders, Inc.	238,552.00
Cassidy Mechanical, Inc.	2,267.00
Colgate Industries	44,726.00
Pike Construction Co.	13,500.00

TOTAL \$307,712.80

Moved, Tuohey; seconded, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 449-994

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Deputy Sheriff position in the Sheriff's Department, at grade 4 on the AFSCME salary schedule.

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

RESOLUTION NO. 450-994

RESOLUTION AUTHORIZING SETTING UP OF NEW MONIES IN SHERIFF'S BUDGET

WHEREAS, the final portion of the radio grant has been received, in the amount of \$55,000.00, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Sheriff's budget, as follows:

REVENUE

APPROPRIATION

A3350 -NYS Radio Grant
\$55,000.00

3111.490 - Radio Grant
\$55,000.00

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 451-994

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF'S DEPARTMENT AND MONROE COUNTY SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Department and the Monroe County Sheriff's Department for security services at the Rochester Psychiatric Center Forensic Unit for mentally ill inmates, at a cost of \$110.00 per day, per inmate; agreement effective from January 1, 1995 through December 31, 1996, with the understanding that the agreement may be renewed by the mutual consent of both parties for an additional two-year period.

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 452-994

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SHERIFF'S DEPARTMENT AND NYS UNIFIED COURT SYSTEM

RESOLVED, that this Legislature approves the agreement between the Sheriff's Department and the New York State Unified Court system, whereby Orleans County agrees to provide security while court is in session; agreement effective from April 1, 1994 through March 31, 1999, and be it

FURTHER RESOLVED, that the compensation for the period of April 1, 1994 through March 31, 1995 shall not exceed \$87,492.00, and be it

FURTHER RESOLVED, that Barbara Hale, Chief Clerk of Orleans County Court, and Sheriff David M. Green, are authorized to sign claims for this service on behalf of Orleans County.

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

RESOLUTION NO. 453-994

RESOLUTION AUTHORIZING PAYMENT FROM BUILDINGS AND GROUNDS BUDGET

WHEREAS, funds have been transferred into the Buildings and Grounds equipment account for the purchase of a new furnace for Central Hall, said purchase having been awarded to Turnbull Heating, by resolution no. 193-494, be it

RESOLVED, that this Legislature authorizes the payment of \$7,640.00 to Roy H. Turnbull, Inc. of Batavia, N.Y. for payment of the furnace installed at Central Hall to be paid from account 1620.250 -

Buildings and Grounds - Other Equipment.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 454-994

RESOLUTION APPROVING AGREEMENT WITH BARBARA WATERS FOR
NURSING HOME CONSULTANT SERVICES

WHEREAS, Jack Pease has resigned from his position of consultant to the temporary Nursing Home Administrator, be it

RESOLVED, that this Legislature approves the agreement with Barbara Waters to provide consultant services to the temporary Nursing Home Administrator, effective September 29, 1994, until such time as a permanent Administrator is hired, for an average of 8 hours per week, at a cost of \$480.00 per week; said cost is 100% reimbursible.

Moved, Phillips; second, Bower.
Adopted. 6 ayes; 0 nays; 0 absent, 1 abstention;
Tuohey.

RESOLUTION NO. 455-994

RESOLUTION CREATING AND FILLING PART-TIME POSITION IN
THE HIGHWAY DEPARTMENT

WHEREAS, the two permanent Work Experience Crew Leader positions currently placed in the Highway Department have earned sufficient vacation time, and

WHEREAS, one position has had a series of resolutions authorizing the hiring of a temporary person to fill in for extended sick leave, and

WHEREAS, no provisions have been made to allow for vacations, sick leave, etc., for the two approved positions without shutting the crew down while the leader is gone, be it

RESOLVED, that this Legislature authorizes the creation and hiring of a Part-Time Work Experience Crew Leader to fill in, on an on-call basis, for either one of these Crew Leaders when vacation or sick time is used, and be it

FURTHER RESOLVED, that this position only be occupied when needed and paid at an hourly rate based on an annual salary of \$16,491.00, with no benefits.

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

RESOLUTION NO. 456-994

RESOLUTION AUTHORIZING THE DIRECTOR OF THE OFFICE FOR THE AGING TO SUBMIT APPLICATION FOR THE CONGREGATE SERVICES INITIATIVE GRANT.

WHEREAS, the New York State Office for the Aging has asked for applications for the Congregate Services Initiative from local Offices for the Aging to subcontract services under this grant and

WHEREAS, the Senior Center of Western Orleans has indicated strong interest in contracting for this grant, be it

RESOLVED, that this Legislature authorizes the Director of the Office for the Aging to apply for the \$500 grant with the 25% matching funds being provided by the Village of Medina, thereby having no county cost.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 457-994

RESOLUTION APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND XEROX CORPORATION

RESOLVED, that this Legislature approves the agreement between the County Health Department and Xerox Corporation for the purpose of leasing a copy machine, Model 5052, under State Contract #070942800, for 60 months, at a monthly cost of \$398.83, to include maintenance and supplies, up to 65,000 copies per month.

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

RESOLUTION NO. 458-994

RESOLUTION AUTHORIZING PURCHASE FOR NURSING HOME

RESOLVED, that this Legislature authorizes the purchase of two Arjo-Century whirlpool tubs for the Nursing Home, to be purchased from Arjo-Century, which is the State bid, at a cost of \$14,322.42, to be paid from Capital Project account H6030 - Nursing Home

Addition.

Moved, Tuohey, second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bennett moved to waive the rules; with a second from Legislator Bower, to add the following two resolutions to the agenda:

RESOLUTION NO. 459-994

RESOLUTION AUTHORIZING CREATION AND FILLING OF POSITION
IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of a temporary, part-time Cleaner position in the Buildings & Grounds department, at Grade 2, and authorizes the Buildings and Grounds Superintendent to fill this position through December 31, 1994, with the understanding that the vacant, permanent part-time Cleaner position will remain vacant until 1995.

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

RESOLUTION NO. 460-994

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE
COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 2842 through 3035 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

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

David Schubel suggested that the resolution approving the agreement with the Monroe County Medical Examiner's office remain tabled. Legislator Radzinski, who originally moved the resolution, agreed.

Legislator Tuohey moved to remove the resolution approving the 1995 STOP-DWI plan from the table; seconded by Legislator Phillips. Chairman Billings said the plan shows a certain amount of new money and a

certain amount from last year and I don't know where they are making up the difference. He said the plan shows expenses of about \$99,000, but only shows new income of about \$40,000, and with a \$20,000 revenue, it doesn't come up to that. Legislator Phillips said we used to wait until later in the year to see how much money comes from the state. Chairman Billings said we cannot spend money that we don't have from the state yet. He said the plan shows an amount projected from the state, with the rest to be taken from the reserve. He said he understood that was county reserve. Legislator Tuohey said there are funds available from last year in the amount of \$41,606. Legislator Bower added that the expected amount for 1995 is \$57,396. These two figures add up to the total budget. Legislator Phillips said he would still like to wait until after the next DWI meeting to adopt the resolution. Legislator Phillips moved to re-table the resolution; seconded by Legislator Radzinski. All in favor.

Legislator Phillips moved to add a resolution to the agenda to proclaim October 3 - October 8, 1994 as National 4-H week; seconded by Legislator Callard. Carried. The following resolution was then adopted:

RESOLUTION NO. 461-994

RESOLUTION PROCLAIMING OCTOBER 3 THROUGH OCTOBER 8, 1994 AS NATIONAL 4-H WEEK

WHEREAS, volunteers are essential to the successful delivery of the 4-H program to our County youth, and many volunteers have devoted many hours to this program, and

WHEREAS, the youth of our County and throughout the nation participate in many 4-H activities, learning many useful things and working hard toward succeeding at many achievements, be it

RESOLVED, that this Legislature recognizes the hard work and accomplishments of both the volunteers and youth involved in the 4-H Program, and PROCLAIMS the week of October 3, 1994 through October 8, 1994 as NATIONAL 4-H WEEK.

Moved, Phillips. UNANIMOUS SECOND.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower spoke about a phone call he received from Judge Lake, who said that Sheriff Green had sent him a letter regarding our weekend work program. It said that a Judge cannot sentence anyone to a weekend work detail, other than a class A misdemeanor and

certain felons. That would exclude all violations and all class B misdemeanors, which is basically all of our weekend sentences. Legislator Phillips said Judge Lake has also spoken to him about that. He said the Judges are just going to put them in jail now, rather than use them in the work program. Legislator Bower said he does not know why the state is getting involved in this. Chairman Billings said we have to go to our legislators and get this turned around.

Chairman Billings mentioned a letter sent to the Legislature by Dr. Mruczek regarding eye exams for Civil Service employees. He said this is being looked into.

He also spoke about a letter received from the Albion School District regarding a program requiring high school students to perform community service, and requesting legislative representation at the meeting regarding this. He said the letter was addressed To Whom It May Concern, rather than to any individuals. Chairman Billings said that Legislator Bennett is the closest legislative representative for the school. Legislator Bennett said he would be glad to attend the meeting. Chairman Billings suggested that Legislator Radzinski also attend. Legislator Bennett explained that all the students starting high school this year are required to perform 30 hours of community service before graduating. Legislator Phillips said apparently all the school districts are going to start this program.

Legislator Bennett moved to adjourn; seconded by Legislator Radzinski. Adjourned at 5:20 p.m.

LEGISLATURE MEETING
October 12, 1994

The meeting was called to order by Vice-Chairman Tuohey at 4:30 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present, with the exception of Legislator Billings.

The Clerk presented the following communications: Intercounty meeting notice and September minutes, letter from Town of Gaines urging the continuation of current tax collection procedure, but suggesting an extension of January and February due dates.

Legislator Bennett motioned to waive the rules for the addition of two resolutions to the agenda - purchases in the Nursing Home and Highway Department. All in

favor.

The following resolutions were then adopted:

RESOLUTION NO. 462-1094

RESOLUTION SETTING UP NEW MONIES IN SHERIFF'S BUDGET

WHEREAS, donations totalling \$291.00 have been received for the DARE Program, as follows:

Murray Superette	\$ 50.00
Van's Farm Supply	5.00
Holley Video	25.00
Frontier Furniture	25.00
Kurtz's Car Care	50.00
Clarence Drennen	25.00
Social Lodge #713 F&AM	50.00
Penna's Appliance	30.00
Franks Hots	20.00
Anonymous	11.00

be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Sheriff's budget, as follows:

REVENUE:

APPROPRIATION:

A2706 DARE Donations	3110.499 DARE Program
\$291.00	\$291.00

Moved, Radzinski; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 463-1094

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 3046 through 3265 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be

authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Callard; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 464-1094

RESOLUTION SETTING FEES FOR DISPOSAL OF EUTHANIZED ANIMALS

RESOLVED, that this Legislature authorizes the increase of fees for the incineration of euthanized animals as follows:

Cats - increased from \$7.50 to \$9.00 per cat

Dogs - increased from \$15.00 to \$18.00 per dog

Moved, Radzinski; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 465-1094

RESOLUTION APPROVING AGREEMENT WITH PHIL PAUL FOR INSTALLATION OF FLOOR TILES

RESOLVED, that this Legislature authorizes the agreement with Phil Paul, of Shining Star in Albion, for the installation of floor tiles at the Jail, at a cost of \$4,315.00, which includes labor and the cost of adhesive; this being the lowest of three quotes; to be paid from account 1620.403 - Buildings and Grounds - Maintenance Projects.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 466-1094

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM

RESOLVED, that this Legislature authorizes payment of \$64,996.80 to The Sear-Brown Group for professional services associated with the Nursing Home addition, to be paid from Capital Project Account H6030 - Nursing Home Addition.

Moved, Phillips; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 467-1094

RESOLUTION APPROVING THE CREATION AND FILLING OF POSITION IN THE HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the creation and filling of a full-time, permanent Case Manager position in the County Health Department to provide Early Intervention Service Coordination through the Physically Handicapped Children's Program; said position to be set at Grade 11 of the CSEA salary schedule, with reimbursement through billing for services, State Grants and State Aid.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bower tabled a resolution approving the creation and filling of a part-time Case Manager in the Health Department, until he can obtain more information.

The following resolutions were then adopted:

RESOLUTION NO. 468-1094

RESOLUTION APPROVING THE CREATION AND FILLING OF POSITION IN THE HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the creation and filling of a permanent part-time, Registered Nurse position in the Health Department, to provide services for the Infant-Child Health Assessment Program, through the Physically Handicapped Children's Program; said position to be set at Grade 13 of the CSEA Salary Schedule; with reimbursement through a State Grant at 100%, and be it

FURTHER RESOLVED, that the continuing approval of this position is contingent upon the continuation of State funding.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bower presented a resolution approving the creation and filling of a Clerk position in the Health Department. Legislator Tuohey asked if the State grant will run out. She suggested including a "sunset clause" in the resolutions. Mr. Lucyszyn said there is no set date. Legislator Bennett said he would like to see a "sunset" included in these resolutions creating

positions to be funded with State grant money. Legislator Bower agreed.

The following resolution was then adopted:

RESOLUTION NO. 469-1094

RESOLUTION APPROVING THE CREATION AND FILLING OF POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the creation and filling of a permanent full-time, Clerk position in the County Health Department, to provide clerical services for the Immunization and Lead Poisoning Prevention Programs; said position to be set at Grade 3 of the CSEA salary schedule; reimbursement through State Program Grants at 100%, and be it

FURTHER RESOLVED, that the continuing approval of this position is contingent upon the continuation of State funding.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bower moved to remove the resolution creating the part-time Case Manager position from the table, since Mr. Lucyszyn is present to answer questions; seconded by Legislator Phillips. All in favor. The resolution was then moved by Legislator Bower, with a second from Legislator Radzinski. Legislator Bower asked Mr. Lucyszyn what the advantage is to the County doing this case managing work, rather than ARC. Mr. Lucyszyn replied that the advantage is hundreds of thousands of dollars for the County. He said there is currently a waiting list of 25 children, at \$214.00 per month. There are over 50 children now that would like to come back home, and more being born every year. He explained that the position is only 40% right now because it is only for five children, but the time will increase as more children are taken on. Legislator Bower commented that the PHCP Coordinator was hired to come in and do this job, and now we are putting alot of people under her. Will there come a time when we will need another person to oversee some of these employees? He said the more people that are put under a manager, the more responsibility there is and the more time consuming that job becomes, to a point that she can't handle it. Mr. Lucyszyn said when she comes to me sometime in the future and says it is beyond her, then I might have to come and ask for someone else. Mr. Dudek asked if ARC will do this if we don't. Mr. Lucyszyn replied that right now ARC is the only organization in the county that can provide

case management services. Mr. Dudek said there is an alternative to the County doing this. Mr. Lucyszyn said yes, if the county wants to pass the dollars on to ARC. Mr. Dudek asked if the County will have a choice as far as how many kids we take into the program. Mr. Lucyszyn said it depends upon our staff, to handle the caseload. Mr. Dudek asked if there will be other services involved, in addition to the case management. Mr. Lucyszyn replied that the homes of the children being released from West Seneca have to be remodeled. Legislator Bennett said it is probably good that the County is in the middle of this, rather than having ARC paying a Case Manager to steer people directly into their program. This way, we will be in between and I think there is an advantage in that to both the families and the taxpayers. Mr. Lucyszyn said ARC will be providing the services for the education and physical therapy that is needed. The following resolutions were then adopted:

RESOLUTION NO. 470-1094

RESOLUTION APPROVING THE CREATION AND FILLING OF POSITION IN THE HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the creation and filling of a permanent, part-time (40% FTE) Case Manager position in the Health Department, to provide Case Management Services for children with developmental disabilities, through West Seneca Developmental Disabilities Services Office; said position to be set at Grade 11 of the CSEA Salary Schedule; with reimbursement at \$214 per month, per child, from the NYS Office of Mental Retardation and Developmental Disabilities.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 471-1094

RESOLUTION APPROVING APPOINTMENT TO HSA BOARD OF DIRECTORS

WHEREAS, Reverend Dr. Stephen Devine, Pastor of the United Presbyterian Church in Lyndonville, has expressed an interest in serving on the Health Systems Agency Board of Directors, and

WHEREAS, the Chairman of this Legislature recommends the appointment of Reverend Devine to this Board, be it

RESOLVED, that this Legislature approves the appointment of Reverend Dr. Stephen Devine to the vacant Consumer seat on the Health Systems Agency of Western New York Board of Directors; said term to run through March 31, 1996.

Moved, Bower; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 472-1094

RESOLUTION APPROVING 1995 COMPREHENSIVE PLANNING AGREEMENT WITH NYS DIVISION FOR YOUTH

WHEREAS, the County of Orleans is eligible for State Aid from the NYS Division for Youth under the Division's Comprehensive Youth Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board and Youth Bureau are desirous of continuing County Comprehensive Youth Services Planning efforts during 1995; and

WHEREAS, guidelines provided by the Division for Youth for applying for said eligibility have been satisfactorily completed by the Genesee/Orleans Youth Bureau and the Youth Board recommends approval at this time, be it

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman to execute such documents as are deemed necessary to effect the 1995 County Comprehensive Youth Services Plan with the NYS Division for Youth.

Moved, Phillips; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Phillips withdrew a resolution approving amendments to the Youth Board by-laws. Legislator Bennett asked Legislator Phillips if this is so he can try to get a Legislator on the board as a voting member. Legislator Phillips said that the Director of the Youth Bureau has indicated that the State will not allow a Legislator to be a voting member of this board. He said the other reason he withdrew this is because some of the other committee members did not get a chance to look at the by-laws.

The following resolutions were then adopted:

RESOLUTION NO. 473-1094

RESOLUTION APPROVING APPOINTMENT TO YOUTH BOARD

RESOLVED, that this Legislature authorizes the appointment of Jeannette Riley as an Agency Representative to the Orleans County Youth Board, effective October 13, 1994 through October 12, 1997.

Moved, Phillips; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 474-1094

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH DEPARTMENT

WHEREAS, the Orleans County Department of Mental Health as of September 27, 1994 has a part-time Account Clerk Typist vacancy due to a promotion to the full-time Account Clerk Typist position, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to fill the position of part-time Account Clerk Typist at Grade 5 at an annual salary of \$7,833.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 475-1094

RESOLUTION AUTHORIZING CARETAKER SERVICES FOR ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature authorizes the agreement with Richard H. Wilson, Jr. for caretaker services for the 1995 Marine Park season of April 15th through November 1st, at a cost of \$93.00 per day for each of 201 days, totalling \$18,693.00 for the season, and be it

FURTHER RESOLVED, that the Chairman is hereby authorized to execute said agreement on behalf of the County.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 476-1094

RESOLUTION AUTHORIZING AGREEMENT BETWEEN NURSING HOME AND MEDLINE INDUSTRIES, INC.

RESOLVED, that this Legislature authorizes the agreement between the Nursing Home and Medline Industries, Inc. for the Medicare B Consignment Program and services for billing to Medicare B for urologicals, enterals and wound care.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 477-1094

RESOLUTION AUTHORIZING AGREEMENT BETWEEN NURSING HOME AND P & NP COMPUTER SERVICES

RESOLVED, that this Legislature authorizes the agreement between the Nursing Home and P & NP Computer Services, Inc. for maintenance of the Resident Management System, at an annual cost of \$1,050.00.

Moved, Phillips; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 478-1094

RESOLUTION APPROVING CHANGE ORDERS FOR NURSING HOME RENOVATIONS

RESOLVED, that this Legislature approves the following change orders regarding the Nursing Home renovations:

Suburban Electric

addition of \$2544.00 for the provision and installation of an additional switch to control night lights in each patient room

Allied Builders

addition of \$303.00 for the provision and installation of 3'8" doors, rather than 3'0" doors

addition of \$3,785.00 for the installation of

concrete footing/wall

addition of \$253.00 for
the provision and
installation of an
additional 3000# concrete
at east foundation wall

addition of \$417.00 for
the removal of existing
cable encased in concrete

addition of \$190.00 for
the filling of compact
trenches of 6" sewer
lines

Total addition of \$7,492.00

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
Billings.

Legislator Phillips introduced a resolution authorizing
the establishing of a petty cash account for the Job
Development Agency; seconded by Legislator Bower.
Legislator Phillips explained that this fund is to be
used for expenses involved with job development clients
obtaining learners' permits and drivers' licenses.

The following resolutions were then adopted:

RESOLUTION NO. 479-1094

RESOLUTION AUTHORIZING THE ESTABLISHING OF A PETTY CASH
ACCOUNT FOR THE JOB DEVELOPMENT AGENCY

RESOLVED, that this Legislature authorizes the
Director of the Job Development Agency to establish and
maintain a Petty Cash account utilizing JTPA funding of
no more than \$150.00; account to be subject to audit
and maintained in accordance with general acceptable
accounting principals; fund will be stored in the safe
at the Job Development Agency office.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator
Billings.

RESOLUTION NO. 480-1094

RESOLUTION AUTHORIZING APPOINTMENT TO GENESEE,
LIVINGSTON, ORLEANS AND WYOMING PRIVATE INDUSTRY
COUNCIL

WHEREAS, the Chief Elected Officials of Genesee, Livingston, Orleans and Wyoming counties have the responsibility of appointing members to the Private Industry Council; and

WHEREAS, Orleans County has a vacant seat to be filled by a person from the private sector, be it

RESOLVED, that this Legislature approves the Chairman's selection of Edwin Blair from Corrosion Controls Systems to a three year term, effective July 1, 1994 through June 30, 1997.

Moved, Phillips; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 481-1094

RESOLUTION APPROVING AGREEMENT BETWEEN THE ARC OF ORLEANS COUNTY, RAINBOW PRESCHOOL, AND THE COUNTY HEALTH DEPARTMENT FOR RELATED SERVICES TO HANDICAPPED PRESCHOOL CHILDREN

RESOLVED, that this Legislature approves the agreement between The ARC of Orleans County, Rainbow Preschool, and the County Health Department for the purpose of providing the following related services: speech therapy, occupational therapy, physical therapy, teacher of the visually impaired and coordination of two or more services, to handicapped preschool children ages three and four at a cost of \$50.00 per half hour session; reimbursement to be at 69.5% from the State Education Department and an additional 50% from Medicaid for eligible children.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 482-1094

RESOLUTION APPROVING AGREEMENT BETWEEN DIANE L. BARBER, SPEECH AND LANGUAGE PATHOLOGIST, AND THE COUNTY HEALTH DEPARTMENT FOR RELATED SERVICES TO HANDICAPPED PRESCHOOL CHILDREN

RESOLVED, that this Legislature approves the agreement between Diane L. Barber, Speech and Language Pathologist, and the County Health Department, to provide speech therapy to children ages three and four at a cost of \$45.00 per half hour session; reimbursement to be at 69.5% from the State Education

Department and an additional 50% from Medicaid for eligible children.

Moved, Bower; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 483-1094

RESOLUTION APPROVING AGREEMENT BETWEEN THE
MONROE/ORLEANS BOCES #2 AND THE COUNTY HEALTH
DEPARTMENT FOR RELATED SERVICES TO HANDICAPPED
PRESCHOOL CHILDREN

RESOLVED, that this Legislature approves the agreement between Monroe/Orleans BOCES #2 and the County Health Department for the purpose of providing the following related services: speech therapy, occupational therapy, physical therapy and coordination of two or more services to handicapped preschool children ages three and four, at a cost of \$61.41 per half hour session for speech therapy, \$58.78 per half hour session for occupational therapy, and \$58.58 per half hour session for physical therapy; reimbursement to be at 69.5% from the State Education Department and an additional 50% from Medicaid for eligible children.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 484-1094

RESOLUTION REQUIRING THE FILLING OF VACANT POSITIONS
WITH COUNTY RESIDENTS

WHEREAS, this Legislature believes that employment opportunities in county government should be first offered to qualified county residents, be it

RESOLVED, that, effective immediately, whenever this Legislature authorizes the filling of a vacancy in a management or policy making position, such authorization shall be limited to Orleans County residents, and be it

FURTHER RESOLVED, that any exception to this policy, will require a legislative resolution specifically authorizing the filling of a position with a non-county resident.

Moved, Bower; Unanimous second.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Phillips introduced a resolution authorizing a grant agreement with the U.S. Environmental Protection Agency; seconded by Legislator Bennett. David Schubel referred to a letter he received from the Wyoming County Attorney regarding the legal implications of this project, due to the handling of hazardous waste materials. Mr. Schubel said the only area where some liability might arise if this program becomes successfully implemented is, if the chemicals collected would be incinerated rather than taken to a landfill, as anticipated, they become ash, which goes to the landfill. Once the ash goes to the landfill there is a certain responsibility that passes to GLOW, because even though we did not actually take the chemical, we are the sponsoring agency. If there was any remediation at the landfill that the ash was deposited, there might be the potential of being named a "PRP". He said there is no way to eliminate that risk. They have done everything possible to minimize it as much as possible. Mr. Schubel said the merit of the program outweighs the small risk. Legislator Bennett said he thought there was a ruling that municipalities could not be named as a PRP. Mr. Schubel said that was a lower court decision and it is being appealed. He said it is impossible to have complete immunity from being named, but he thinks GLOW is taking every possible precaution. Legislator Tuohey asked Mr. Schubel if he advises the Legislature to vote against the resolution. Mr. Schubel said no.

The following resolutions were then adopted:

RESOLUTION NO. 485-1094

RESOLUTION AUTHORIZING GRANT AGREEMENT WITH U.S. ENVIRONMENTAL PROTECTION AGENCY

WHEREAS, the U.S. Environmental Protection Agency has approved a grant of \$75,000 to the GLOW Region Solid Waste Management Committee to conduct a Farm Pesticide Amnesty Project for collection and safe disposal of unwanted or unusable pesticides from farmers in the GLOW region, be it

RESOLVED, that this Legislature authorizes the Chairman to sign a grant agreement with the U.S. Environmental Protection Agency accepting this grant.

Moved, Phillips; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 486-1094

RESOLUTION AUTHORIZING PURCHASE IN HIGHWAY DEPARTMENT

WHEREAS, resolution number 379-793 awarded the bid for a John Deere 850B Track Bulldozer to Mecca-Kendall Corp, offering the option of an annual buyback enabling the County to purchase a new John Deere 850B for \$7,000.00 per year for the next six years, if so authorized by this Legislature, be it

RESOLVED, that this Legislature authorizes the payment of \$7,000.00 to Mecca-Krull, to be paid from account DM5130.240 - Highway and Street Equipment - for the purchase of the 850B Track Bulldozer.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

RESOLUTION NO. 487-1094

RESOLUTION AUTHORIZING PURCHASE IN NURSING HOME

WHEREAS, the existing steamer in the Nursing Home needs emergency replacement, be it

RESOLVED, that this Legislature authorizes the purchase of a Groen HY-6G Two Hypersteam Cavities with twin gas steam generators, to be purchased from the vendor submitting the lowest written quote, at a cost not to exceed \$7,000.00.

Moved, Phillips; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Billings.

Legislator Bennett motioned to adjourn; seconded by Legislator Radzinski. Meeting adjourned at 5:07 p.m.

LEGISLATURE MEETING

October 26, 1994

The Chairman called the meeting to order at 4:30 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present, with the exception of Legislator Bower.

The Clerk presented the following communications: November Youth Board meeting notice and agenda, Orleans Community Action attendance sheet, notice of October Planning Board meeting and September minutes, letter

from Franklin Broadwell commending Highway employees for the professional job done on the rebuilding of Oak Orchard River Rd.

During open discussion a government student asked questions about caseworkers working in the schools, as discussed in the Conference Session.

The following resolutions were adopted:

RESOLUTION NO. 488-1094

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 3282 through 3444, and totalling \$ 168,655.08 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 489-1094

RESOLUTION AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO PURCHASE REPLACEMENT TELEPHONES

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to purchase fifty-five replacement telephones from Graybar Electric, at a cost of \$1,705.00, to be paid from account H1655 - Capital Project - Telephone system.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 490-1094

RESOLUTION SETTING FEES FOR EUTHANIZATION AND DISPOSAL OF ANIMALS

RESOLVED, that this Legislature authorizes the increase of the fee for the euthanization and incineration of animals from \$20.00 to \$25.00 per animal.

Moved, Radzinski; second, Tuohey.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 491-1094

RESOLUTION ADOPTING PRELIMINARY COUNTY BUDGET FOR THE
YEAR 1995 AND SETTING DATE OF PUBLIC HEARING

RESOLVED, that this Legislature does hereby adopt
the Preliminary County Budget for the Year 1995 as
presented by the Budget Officer and the Finance
Committee, and be it

FURTHER RESOLVED, that the public hearing for the
Preliminary County Budget for 1995 be held on Wednesday
evening, November 30, 1994 at 7:30 p.m. at the Albion
Recreational Hall on State Street in Albion, New York,
and be it

FURTHER RESOLVED, that the notice for said public
hearing be published in the Albion Advertiser, Inc. and
the Medina Journal-Register, Inc.

Moved, Callard; second, Tuohey.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 492-1094

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING
HOME

RESOLVED, that this Legislature authorizes the
filling of a vacant Food Service Helper position in the
Nursing Home at Grade 1 of the CSEA Salary Schedule.

Moved, Tuohey; second, Phillips.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Radzinski presented a resolution requesting
the State Legislature to enact legislation allowing an
increase in the 911 telephone surcharge; seconded by
Legislator Tuohey. Legislator Tuohey questioned
whether the resolution is saying that we have the
option of doing this; not that we are doing it. She is
against an increase. Legislator Radzinski said yes, it
is just allowing the option. Legislator Tuohey said it
should not be increased to any more than the cost of
covering the 911 service. Mr. Dudek pointed out that
the resolution would allow the surcharge to be used for
such things as operation costs, including training,
personnel and education. Chairman Billings said he
cannot support increasing the surcharge to \$1.00.
Legislator Phillips said there are other counties that
are only charging 20 or 25 cents for the surcharge.

After further discussion, Legislator Tuohey withdrew her second to the resolution. The resolution failed for lack of a second.

Legislator Radzinski presented a resolution supporting legislation to share the cellular 911 surcharge between New York State and county 911 systems; seconded by Legislator Bennett. Legislator Bennett explained that cellular telephone subscribers are currently paying a surcharge of .70 cents per month and the state keeps that money. Legislator Phillips said that right now the cellular calls are being answered by the New York State police, and this would cause the county to have to answer more calls. Legislator Bennett said if the State police are available, they answer the call, otherwise they call us. He said the number of calls taken by the county will not increase. Legislator Phillips said the Sheriff has indicated that the adoption of this resolution would provide about \$1500.00 per month to the county. Legislator Tuohey commented that if the Sheriff did not think his department could handle the calls, she assumes this resolution would not be on the agenda. Legislator Radzinski agreed. Legislator Bennett moved to table the resolution. He suggested scheduling Sheriff Green for the November 9 Conference Session to further explain the resolution. Resolution tabled.

Legislator Radzinski tabled a resolution in support of legislation to extend the enhanced 911 surcharge to wireless telephone services.

The following resolutions were then adopted:

RESOLUTION NO. 493-1094

RESOLUTION AUTHORIZING SETTING UP OF BUDGET MONIES AND AUTHORIZING PAYMENT TO KEELER CONSTRUCTION

WHEREAS, the Highway Department has incurred expenses in the amount of \$896.00 for rental of a back hoe from Keeler Construction for the demolition of County-owned property located at 120 Washington Street, tax map #73.9-2-11, and

WHEREAS, funds are not available to cover this expense, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up budget monies as follows:

REVENUE:

APPROPRIATION:

A1051
Gain from Sale of
Tax Acquired Property
\$896.00

A1950.514
County-owned Property
\$896.00

and be it

FURTHER RESOLVED, that the County Treasurer is authorized to make payment to Keeler Construction in the amount of \$896.00 to cover this expense, and the cost of such demolition will be added to the existing tax sale certificate.

Moved, Callard; second, Radzinski.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 494-1094

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES

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 1995 tax rolls, for the respective towns as of November 1, 1994.

Moved, Callard; second, Tuohey.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 495-1094

RESOLUTION AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 1994 SOLID WASTE/RECYCLING FEES TO THE 1995 COUNTY/TOWN TAX BILLS

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 1994 Solid Waste/Recycling fees, to be added to the 1995 tax rolls for the respective towns as of November 1, 1994.

Moved, Callard; second, Tuohey.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Prior to the presentation of the next resolution, Legislator Phillips said the Town of Albion has decided to join with the other municipalities for solid waste and recycling services under the county agreement. Mr. Dudek said he told Don Brace that any municipality joining now would have to pay a slightly higher cost. Mr. Brace said Albion would not be interested if that is the case. Mr. Dudek then spoke with a

representative from BFI who agreed to allow Albion to come in at the same price if it is finalized by November 15. Mr. Dudek said he would like to see the resolution include a statement to the effect that the bid award will be contingent on allowing Albion to join at the same cost as other municipalities, if they join by November 15.

The following resolutions were then adopted:

RESOLUTION NO. 496-1094

RESOLUTION AWARDING BID FOR SOLID WASTE AND RECYCLING SERVICES

RESOLVED, that this Legislature awards the bid for solid waste and recycling services to BFI Waste Systems of Kenmore, N.Y., at a two-year cost of \$3,635,250.00; as submitted under alternate one of the bid; services to begin January 1, 1995, and be it

FURTHER RESOLVED, that this bid award is contingent upon BFI allowing the Town of Albion to pick up the solid waste and recycling services at the same cost as that being charged to other municipalities, with the understanding that if the Town of Albion opts to obtain these services, they will enter into the agreement by November 15, 1994.

Moved, Phillips; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 497-1094

RESOLUTION AUTHORIZING PURCHASE IN BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of vinyl composition floor tiles, to be installed at the Jail, from Thompson's Home Furnishings, at a cost of \$4,890.00, to be paid from account 1620.403 - Buildings and Grounds - Maintenance Projects.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 498-1094

RESOLUTION AUTHORIZING CONSTRUCTION OF DINING ROOM AT NURSING HOME

RESOLVED, that this Legislature authorizes the construction of a dining room at the Nursing Home, as part of the Nursing Home renovations, at a total cost of \$ 81,068.00.

Moved, Tuohey; second, Callard.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 499-1094

RESOLUTION SETTING UP NEW MONIES IN RECORDS MANAGEMENT BUDGET

WHEREAS, State Records Grant monies have been received to be used for a microfilm project, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in Records Management accounts, as follows:

REVENUE ACCOUNT:

A3060 Records Management
\$14,345.00

APPROPRIATION ACCOUNTS:

1460.411 Office Supplies	\$ 1,000.00
1460.100 Personal Services	\$ 1,620.86
1460.220 Office Equipment	\$ 3,951.34
1460.418 Other Contractual	\$ 7,753.18
1460.421 Telephone	\$ 19.62

TOTAL	\$14,345.00
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Moved, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 500-1094

RESOLUTION APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND NYS DEPARTMENT OF HEALTH FOR ADDITIONAL "89-313" FUNDING

RESOLVED, that this Legislature approves the agreement between the New York State Department of Health and the County Health Department for additional "89-313" program funding of \$15,173, for early intervention services, based on the December 1, 1993 child count for Orleans County; said agreement contract period is October 1, 1994 through September 30, 1995.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Chairman Billings said he has talked with the Highway Superintendent, who has expressed a concern about sending Highway employees out to clean up "road kill" animals without prior rabies shots. Andrew Lucyszyn said rabies immunization for four Highway crew people would cost \$1200.00 to be done at the Health Department; that is just the cost of the vaccine. This will be done.

The following resolutions were then adopted:

RESOLUTION NO. 501-1094

RESOLUTION APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND HEALTH CARE PLAN, INC.

RESOLVED, that this Legislature approves the agreement between the Health Care Plan, Inc, and the County Health Department, to participate in the HMO by providing certain health services to persons who elect to enroll in the HMO and their eligible family members. As a result, the County Health Department will be eligible to receive reimbursement, from Health Care Plan, for said services.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 502-1094

RESOLUTION APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND ISLAND PEER REVIEW ORGANIZATION

WHEREAS, the Omnibus Budget Reconciliation Act of 1986 ("OBRA"), Sections 9353(c) and 9353(e) mandates that Medicare-certified HHAs establish and maintain an agreement with the applicable federally-designated Peer Review Organization (PRO), and

WHEREAS, Island Peer Review Organization (IPRO) is the designated PRO for New York, to provide services, as outlined in the agreement, in accordance with the Health Care Financing Administration (HCFA) Fourth Scope of Work, be it

RESOLVED, that this Legislature approves the agreement between Island Peer Review Organization and the County Health Department, at no cost to the County.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 503-1094

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ARC OF ORLEANS COUNTY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions, be it

RESOLVED, that this Legislature approves an agreement between the ARC of Orleans County and Orleans County for services to preschool children with handicapping conditions; said agreement to take effect on July 1, 1994 and terminate on June 30, 1998.

Moved, Bennett; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 504-1094

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND MONROE-ORLEANS BOCES #2 FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions, be it

RESOLVED, that this Legislature approves an agreement between the Monroe-Orleans BOCES #2 and Orleans County for services to preschool children with handicapping conditions; said agreement to take effect on July 1, 1994 and terminate on June 30, 1998.

Moved, Bennett; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 505-1094

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ORLEANS-NIAGARA BOCES FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions, be it

RESOLVED, that this Legislature approves an

agreement between the Orleans-Niagara BOCES and Orleans County for services to preschool children with handicapping conditions; said agreement to take effect on July 1, 1994 and terminate on June 30, 1998.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 506-1094

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND NIAGARA COUNTY SPEECH, HEARING AND LANGUAGE CENTER FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions, be it

RESOLVED, that this Legislature approves an agreement between the Niagara County Speech, Language and Hearing Center and Orleans County for services to preschool children with handicapping conditions; said agreement to take effect on July 1, 1994 and terminate on June 30, 1998.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 507-1094

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND BLIND ASSOCIATION OF WNY FOR THE PROVISION OF SERVICES TO PRESCHOOL CHILDREN WITH HANDICAPPING CONDITIONS

WHEREAS, Section 4410 of the New York State Education Law states that contracts must be in place for the provision of services to preschool children with handicapping conditions, be it

RESOLVED, that this Legislature approves an agreement between the Blind Association of WNY and Orleans County for services to preschool children with handicapping conditions; said agreement to take effect on September 1, 1993 and terminate on August 31, 1995.

Moved, Bennett; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 508-1094

RESOLUTION APPROVING PURCHASE OF SERVICE AGREEMENT
BETWEEN ALBION CENTRAL SCHOOL DISTRICT AND THE SOCIAL
SERVICES DEPARTMENT

WHEREAS, the Medina and Albion School Districts wish to collaborate on an application for New York State Department of Education Community Partnership Program Monies, and

WHEREAS, the purpose of this collaboration effort is to provide coordinated services to young people at risk of school dropout because of youth violence and family dysfunction, and

WHEREAS, the Departments of Social Services, Probation, Mental Health and Youth Bureau wish to join this collaboration effort to create a Council of Diversion Services to provide prevention and intervention services to troubled Orleans County youth, be it

RESOLVED, that this Legislature authorizes the Commissioner of Social Services to enter into a purchase of services agreement with the Albion Central School District, to be appended to the Community Partnership Application as Appendix D, for the purchase by the Albion Central School District of the services of four (4) Preventive Service caseworkers and one (1) Senior Typist, and be it

FURTHER RESOLVED, that such purchase of services shall be contingent upon the successful receipt of the Community Partnership funding by the Albion and Medina School Districts which will pay for 100% of the local costs of said positions.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 509-1094

RESOLUTION APPROVING AGREEMENT BETWEEN DEPARTMENT OF
SOCIAL SERVICES AND NEW YORK STATE DEPARTMENT OF SOCIAL
SERVICES

RESOLVED, that this Legislature approves the agreement between the Orleans County Department of Social Services and the New York State Department of Social Services for registration of family day care and school-age child care programs; to be effective September 1, 1994 - August 31, 1995 at a cost of \$11,000. County cost is \$0.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Bennett presented a resolution authorizing a computer purchase in the Health Department; seconded by Legislator Tuohey. Legislator Tuohey asked who will be doing the programming of the two new computers. Mr. Lucyszyn replied that the programs are provided by the State. He said one computer is for an individual working in the PHC Program; the other is for an employee working on the lead program. He said we have an individual who has been hired under the state grant to do the programming.

The following resolutions were then adopted:

RESOLUTION NO. 510-1094

RESOLUTION AUTHORIZING PURCHASE IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of two computers, to be purchased from Jameslea, Inc., at a total cost of \$5,096.00, to be paid from account 4010.220 - Health - Office Equipment.

Moved, Bennett; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 511-1094

RESOLUTION APPROVING ABOLISHING AND CREATING POSITIONS AT NURSING HOME

RESOLVED, that this Legislature authorizes the abolishing of the position of Finance Officer in the Orleans County Nursing Home, and authorizes the creation of a Controller position at the Nursing Home, at Grade 3 of the Management Compensation Plan, effective November 14, 1994, and be it

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

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Tuohey presented a resolution authorizing the Nursing Home to contract with Medina Memorial Hospital for physical therapy services; seconded by Legislator Phillips. Legislator Bennett asked if three quotes were obtained. Legislator Tuohey said it was difficult to find even one. She explained that the previous physical therapist had not been showing up and it has been difficult to find anyone else to do the

therapy. Medina Hospital was the only one found to provide this service. Mr. Lucyszyn said the cost in the resolution is about \$5.00 per hour less than most physical therapists are being paid.

The following resolution was then adopted:

RESOLUTION NO. 512-1094

RESOLUTION AUTHORIZING NURSING HOME TO CONTRACT WITH MEDINA MEMORIAL HOSPITAL

RESOLVED, that this Legislature authorizes the Orleans County Nursing Home to contract with Medina Memorial Hospital for Physical Therapy services at \$40.00 per hour for ten to twenty hours per week.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Radzinski indicated that the resolution approving the agreement with the Monroe County Medical Examiner's Office will remain tabled.

Legislator Phillips moved to remove the resolution approving the 1995 STOP DWI Plan from the table; seconded by Legislator Tuohey. All in favor. Legislator Phillips moved to amend the resolution to reflect the fact that Probation will not be receiving any of the funding. All agreed. The following resolution was then adopted:

RESOLUTION NO. 513-1094

RESOLUTION APPROVING 1995 STOP-DWI PLAN

WHEREAS, the STOP-DWI Advisory Committee has reviewed the STOP-DWI Plan for 1995, be it

RESOLVED, that said Plan, amounting to \$99,002.00, which does not include any funding being provided to Probation, is approved by this Legislature, and authorization is given to submit said Plan to the New York State Governor's Traffic Safety Committee for their approval.

Moved, Radzinski; seconded, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Chairman Billings read a letter received from the Orleans County Sheriff's Employee Association, requesting that the Legislature match a \$3,000.00 donation given by the Employees Association, for a reward fund for information leading to the arrest and

conviction of the person or persons involved in the shooting of a Deputy's home and car. Chairman Billings directed that a copy of the letter be given to each Legislator to read.

Legislator Phillips asked about Dr. Mruczek's request that eye exams be given to county employees by doctors within Orleans County. Chairman Billings said Sandra Bower is taking care of this. Legislator Tuohey said Mrs. Bower has written a letter to Dr. Mruczek.

Legislator Phillips moved for Executive Session to discuss a personnel matter; seconded by Legislator Radzinski.

Legislator Tuohey moved to adjourn; seconded by Legislator Callard. Meeting adjourned at 5:45 p.m.

LEGISLATURE MEETING
November 9, 1994

The Chairman called the meeting to order at 4:50 p.m. After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letter from Emory Seefeldt, representing the Oak Orchard River Bass Anglers, urging the Legislature not to endorse snagging, letter of resignation as Deputy Election Commissioner from Helen Zelazny, minutes of September OTB meeting, and November Intercounty notice and October minutes.

During Open Discussion, Don Ras spoke about fishing. He said even though snagging has been occurring, fly fishermen have been fishing right along with the snaggers. Mr. Ras said there are very few salmon. He said the creek is filled with thousands of brown trout. Mr. Ras distributed copies of the Hamlin Clarkson Herald which contains an article regarding snagging.

The following resolutions were adopted:

RESOLUTION NO. 514-1194

RESOLUTION SETTING UP NEW BUDGET MONIES IN HEALTH DEPARTMENT

WHEREAS, additional funding has been awarded through the Immunization Action Plan Grant, be it

RESOLVED, that this Legislature authorizes the

County Treasurer to set up new monies in the Health Department budget, as follows:

REVENUE:

A3472 Special Health Programs - \$11,280.00

APPROPRIATION:

220 - Office Equipment - 7,280.00

100 - Personal Services - 4,000.00

TOTAL \$11,280.00

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

RESOLUTION NO. 515-1194

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 3454 through 3704, and totalling \$ 194,017.41 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Radzinski; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 516-1194

RESOLUTION APPROVING CHANGE ORDERS FOR NURSING HOME RENOVATIONS

RESOLVED, that this Legislature approves the following change orders for the Nursing Home renovations:

Cassidy Mechanical Corp. for sanitary branch piping - decrease of \$1,590.00.

Monroe Piping for wood catwalk - increase of \$2,381.00

Allied Builders: locks and doors -
 increase of \$232.00.

 per letter of 10/31 from
 Pike - increase of \$23.20

 change to fypon arch -
 increase of \$644.00

TOTAL increase of \$1,690.20

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 517-1194

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT
CLAIMS

RESOLVED, that this Legislature authorizes the
payment of the following claims, to be paid from
account H6030 - Capital project, Nursing Home Addition:

Cassidy Mechanical	\$ 59,477.00
Suburban Electric	16,625.00
Rochester Davis-Fetch Co.	15,247.50
Allied Builders	130,502.00
Pike Construction	13,500.00
Colgate Industries	12,023.20
Arjo Century	14,322.42
TOTAL	\$261,697.12

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 518-1194

RESOLUTION AUTHORIZING PURCHASES IN HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes
purchases in the Health Department, as follows:

Miles Biological Products	rabies vaccine	\$ 6,720.00
Connaught Laboratories	post-exposure	
	rabies vaccine	\$ 8,320.00
TOTAL		\$15,040.00

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

Legislator Tuohey withdrew a resolution awarding the bid for floor finishes at the Nursing Home. This will be rebid.

The following resolutions were then adopted:

RESOLUTION NO. 519-1194

RESOLUTION APPROVING APPORTIONMENT OF 1995 SALES TAX TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 1995 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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 520-1194

RESOLUTION 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 ended September 30, 1994, 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:

To the Village of Albion:

From the amount credited to the Town of
Albion.....\$ 7,623.29
From the amount credited to the Town of
Gaines..... 1,153.61

To the Village of Medina:

From the amount credited to the Town of
Ridgeway..... 6,311.15
From the amount credited to the Town of
Shelby..... 6,635.68

To the Village of Holley:

From the amount credited to the Town of
Murray..... 4,323.89

To the Village of Lyndonville:

From the amount credited to the Town of

Yates.....	1,226.95
<u>To the Town of Albion</u> from amount credited to said Town for State, County and Town purposes.....	16,326.44
<u>To the Town of Barre</u> from amount credited to said Town for State, County and Town purposes.....	8,847.54
<u>To the Town of Carlton</u> from amount credited to said Town for State, County and Town purposes.....	20,360.43
<u>To the Town of Clarendon</u> from amount credited to said Town for State, County and Town purposes.....	25,755.45
<u>To the Town of Gaines</u> from amount credited to said Town for State, County and Town purposes.....	7,896.66
<u>To the Town of Kendall</u> from amount credited to said Town for State, County and Town purposes.....	22,642.49
<u>To the Town of Murray</u> from amount credited to said Town for State, County and Town purposes.....	22,214.92
<u>To the Town of Ridgeway</u> from amount credited to said Town for State, County and Town purposes.....	19,976.46
<u>To the Town of Shelby</u> from amount credited to said Town for State, County and Town purposes.....	24,011.30
<u>To the Town of Yates</u> from amount credited to said Town for State, County and Town purposes.....	7,376.41
Total	202,682.67

The foregoing shall be your sufficient Warrant for the payment of said sums as above directed.

Dated at Albion, New York, November 9, 1994

ORLEANS COUNTY LEGISLATURE

By Lyndon D. Billings, Chairman

I, Kathleen M. Ahlberg, Clerk of the Orleans County Legislature, do hereby certify that the foregoing apportionment of Mortgage Tax, pursuant to law, is correct.

Kathleen M. Ahlberg, Clerk
Orleans County Legislature

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 521-1194

RESOLUTION AUTHORIZING PURCHASE IN PLANNING DEPARTMENT

WHEREAS, resolution number 93-294 authorized the relocation of the Section 8 Housing Office, including improvements, to the first floor storage room of the County Administration Building, and further authorized funds to be set up in a special line item for this purpose, be it

RESOLVED, that this Legislature authorizes the purchase of double wall steel panels, three doors and a window from Genesee Office Interiors, at a cost of \$3,676.00 to be paid from account 8020.405 - Planning - Buildings Projects.

Moved, Phillips; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 522-1194

RESOLUTION AUTHORIZING PURCHASE BY BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the purchase of carpeting, to be installed at the County Administration Building, from Brockport Carpet, which is the vendor having the State bid, at a cost of \$5,536.12; to be paid from the Buildings & Grounds Reserve Account; funds having been set up in Reserve Account by resolution numbers 503-1092 and 622-1293.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 523-1194

RESOLUTION APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, AND TAX BILLS/MAILERS

RESOLVED, that this Legislature does hereby authorize chargebacks for Data Management Services, for User Fees, and for the cost of the tax bills/mailers to be levied on the 1995 taxes; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the chargeback for Data Management Services to the ten towns as follows:

<u>TOWN</u>	<u>NO. OF PARCELS</u>	<u>AMOUNT</u>
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Albion	Inside	1612	\$1,147.88
	Outside	890	633.75
Barre		1274	907.19
Carlton		2327	1,657.02
Clarendon		1517	1,080.23
Gaines	Inside	215	153.10
	Outside	948	675.06
Kendall		1715	1,221.22
Murray	Inside	678	482.79
	Outside	1358	967.01
Ridgeway	Inside	1416	1,008.31
	Outside	1632	1,162.12
Shelby	Inside	933	664.37
	Outside	1238	881.56
Yates	Inside	390	277.71
	Outside	1301	926.42
TOTALS		19444	13,845.75

and be it

FURTHER RESOLVED that the chargebacks for the tax bills/mailers, totaling 2582.64 shall be apportioned out and charged back, as follows:

<u>TOWN</u>		<u>NO. OF PARCELS</u>	<u>AMOUNT</u>
Albion	Inside	1612	\$ 214.11
	Outside	890	118.21
Barre		1274	169.22
Carlton		2327	309.08
Clarendon		1517	201.49
Gaines	Inside	215	28.56
	Outside	948	125.92
Kendall		1715	227.79
Murray	Inside	678	90.06
	Outside	1358	180.38
Ridgeway	Inside	1416	188.08
	Outside	1632	216.77

Shelby	Inside	933	123.93
	Outside	1238	164.44
Yates	Inside	390	51.80
	Outside	1301	172.80
Total		19444	2582.64

and be it

FURTHER RESOLVED, that the licensing fee (user fee) be charged to towns as follows:

<u>TOWN</u>	<u>NO. OF PARCELS</u>	<u>AMOUNT</u>
Albion	2502	\$ 400.00
Barre	1274	350.00
Carlton	2327	400.00
Clarendon	1517	350.00
Gaines	1163	350.00
Kendall	1715	350.00
Murray	2036	400.00
Ridgeway	3048	450.00
Shelby	2171	400.00
Yates	1691	350.00

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 524-1194

RESOLUTION AUTHORIZING TRANSFER OF MONIES INTO
BUILDINGS AND GROUNDS BUDGET

WHEREAS, expenses have been incurred by Buildings and Grounds, involving the installation of a water line at the Emergency Management Center, be it

RESOLVED, that this Legislature authorizes the County Treasurer to transfer monies into the Buildings and Grounds budget, as follows:

FROM:

1990.435 - Contingent Fund
\$2,295.00

TO:

1620.403
Maintenance Projects
\$2,295.00

to cover the following costs related to the water line installation:

Lock City	\$ 350.00
Town of Albion	445.00
Dan Ricci (backhoe rental)	1,500.00

Moved, Bennett; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 525-1194

RESOLUTION AUTHORIZING FILLING OF VACANCY IN PROBATION DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Probation Officer Trainee position at Grade 9 on the CSEA Salary Schedule, effective November 21, 1994.

Moved, Radzinski; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 526-1194

RESOLUTION SETTING UP NEW MONIES IN HEALTH DEPARTMENT

WHEREAS, additional grant funding has been awarded for Breast and Cervical Health Partnership Program work, be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Health Department budget, as follows:

REVENUE:

A3472 Special Health
Programs
\$7,500.00

APPROPRIATION:

4010.452 Personal
Services Contracts
\$7,500.00

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

RESOLUTION NO. 527-1194

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED
PROPERTY IN TOWN OF SHELBY

RESOLVED, that this Legislature sell and convey unto Michael J. Healy and Vincent J. Licata, 55 Wax Myrtle Ct., Hilton Head, South Carolina, for the sum of \$8237.73, Parcel No. 124, Tax Map No. 80.-3-1.3 of the premises contained in the 1993 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 504 of Deeds at Page 173, being formerly assessed to Michael J. Healy and Vincent Licata, bounded and described as follows: In the Town of Shelby, Orleans County, New York, being known as L32, T14, R3, 6.00 acres, 4045 Bates 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, Callard; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 528-1194

RESOLUTION AUTHORIZING TRANSFER OF MONIES INTO
SHERIFF'S BUDGET

RESOLVED, that this Legislature authorizes the County Treasurer to transfer monies into the Sheriff's budget to aid the continuation of the work of the Drug Task Force:

FROM:

TO:

A1990. Contingent Fund
\$7,000.00

A3189 Special
Investigation Account
\$7,000.00

Moved, Radzinski; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 529-1194

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SHERIFF'S
DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Deputy Sheriff position, Grade 4, in the Sheriff's Department.

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

RESOLUTION NO. 530-1194

RESOLUTION APPROVING AGREEMENT FOR INSTALLATION OF CARPETING AT COUNTY ADMINISTRATION BUILDING AND AUTHORIZING PAYMENT

RESOLVED, that this Legislature authorizes the agreement with Scott Mrzywka, of Progressive Technologies, for the installation of carpeting in the first and second floor hallways at the County Administration Building, including the removal of the old carpeting, and be it

FURTHER RESOLVED, that this Legislature authorizes payment of \$3,125.00 to Scott Mrzywka upon completion of the carpet installation, to be paid from the Buildings and Grounds Reserve Account.

Moved, Bennett; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 531-1194

RESOLUTION AUTHORIZING TRANSFER OF MONIES WITHIN COUNTY CLERK'S BUDGET

WHEREAS, surplus funds are available in the County Clerk's personal Services budget, due to extended childrearing leave, be it

RESOLVED, that the County Treasurer is authorized to transfer funds within the County Clerk's budget as follows:

FROM:

1410.100 Personal Services	-	\$1,000.00
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TO:

1410.418 Other Contractual	500.00
(for computer networking and training)	

1410.461	150.00
(for purchase of postage scale)	

1410.421	350.00
(for phone at Motor Vehicle)	

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 532-1194

RESOLUTION AUTHORIZING SETTING UP ADDITIONAL MONIES IN
TOURISM BUDGET

RESOLVED, that the County Treasurer is authorized
to set up new monies in the Tourism budget, as follows:

REVENUE:

APPROPRIATION:

A2000 Tourism
\$6,870.00

6410.468 I Love New York
\$6,870.00

funds to be used for the production costs of the
Orleans County Travel Guide.

Moved, Phillips; second, Radzinski.
Adopted. 7 ayes, 0 nays; 0 absent.

RESOLUTION NO. 533-1194

RESOLUTION APPROVING CHANGE ORDERS FOR NURSING HOME
RENOVATIONS UNDER ALTERNATE B OF CONTRACT

WHEREAS, resolution number 498-1094 authorized the
construction of a dining room, as part of the Nursing
Home renovations, at a total cost of \$81,068.00, be it

RESOLVED, that this Legislature approves the
following change orders which relate to this dining
room construction:

Allied Builders	\$ 52,900.00
Suburban Electric	2,880.00
Monroe Piping & Sheet Metal	4,100.00
Leo J. Roth Corp.	8,988.00
TOTAL	\$ 68,868.00

Moved, Tuohey; second, Phillips
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution authorizing a
checking account for Social Services; seconded by
Legislator Phillips. Legislator Tuohey explained that
the account would be used for donations received and
spent on Christmas presents and other items for foster
children. It would not be more than about \$100.00.
The County Attorney stated that the proposed setup in
the resolution is acceptable. The following
resolutions were then adopted:

RESOLUTION NO. 534-1194

RESOLUTION AUTHORIZING CHECKING ACCOUNT FOR THE
DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services routinely receives financial donations from the community to be used for non-mandated expenses of foster children such as Christmas presents and parties, camp fees, etc., be it

RESOLVED, that this Legislature authorizes the Commissioner of Social Services to open a checking account for the receipt and disbursement of discretionary, non-governmental funds, and, be it

FURTHER RESOLVED, that the account shall require two out of four signatures for authorization from the Commissioner, Director of Child and Family Services, Foster Care Supervisor, or Child Protective Supervisor with at least one signature being from the Commissioner or the Director of Child and Family Services, and, be it

FURTHER RESOLVED, that a copy of the monthly account statement shall be sent to the County Treasurer for auditing purposes.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 535-1194

RESOLUTION AUTHORIZING FILLING OF VACANCY IN SOCIAL
SERVICES

RESOLVED, that this Legislature authorizes the Commissioner of Social Services to fill the vacancy of part time Chauffeur at Grade 4, of the CSEA salary schedule.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 536-1194

RESOLUTION APPROVING AGREEMENT BETWEEN SOCIAL SERVICES
AND OUR LADY OF VICTORY INFANT HOME

RESOLVED, that this Legislature approves the agreement with Our Lady of Victory Infant Home, for provision of foster care services, effective July 1, 1994 through June 30, 1995, at a cost of \$49,604.00;

County cost \$16,866.00.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 537-1194

RESOLUTION APPOINTING COMMISSIONER OF ELECTIONS

WHEREAS, the current term for the Commissioner of Elections expires December 31, 1994, and

WHEREAS, a recommendation has been received from the Orleans County Democrat Committee recommending that Helen Zelazny be appointed as Commissioner of Elections effective January 1, 1995, be it

RESOLVED, that this Legislature appoints Helen Zelazny as the Commissioner of Elections for the term of January 1, 1995 through December 31, 1996.

Moved, Bennett; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 538-1194

RESOLUTION APPROVING AGREEMENT BETWEEN DESIREE SPENCER, STUDENT INTERN, AND THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the agreement between Desiree Spencer, Student Intern, and the County Health Department to provide health education services for various programs such as Lead Poisoning Prevention and to act as co-coordinator for the Breast and Cervical Health Partnership, payment to be \$506.00 twice a month; reimbursement to be 100% through State grants.

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

RESOLUTION NO. 539-1194

RESOLUTION APPROVING REAPPOINTMENT TO THE COMMUNITY SERVICES BOARD

WHEREAS, the Community Services Board of the Orleans County Mental Health Department has established the terms for Board Members, be it

RESOLVED, that this Legislature approves the following reappointment to the Community Services Board for a four year term to begin April 30, 1994 and ending

April 30, 1998:

Rita Galbreath
13912 Allen Road
Albion, New York 14411

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

Legislator Bennett moved to remove a resolution from the table supporting legislation to share the 911 surcharge between the State and County; seconded by Legislator Phillips. Legislator Bower objected to additional charges, which, in his view, are taxes. Legislator Bennett said we are not imposing a new tax. This is something that is already on our cellular phones. We are asking for a share on a local basis. We are providing the service and the State is keeping the money. Legislator Phillips said he is paying the .70 cents now. It is going to the State and we are doing the work. If we are answering the calls, we are entitled to that money. Chairman Billings suggested that the resolution be amended to recommend that the surcharge be dropped. Legislator Bower moved for this amendment. Legislator Tuohey said if we get even half of this it will help decrease the property taxes. She said if she thought the State would drop the surcharge, she would vote with Legislator Bower, but they are not going to drop it. Legislator Callard seconded the motion to amend the resolution to recommend that the State drop the surcharge. Legislator Bennett said he pays this .70 cent surcharge on his cellular phone, but if he does not want to pay it, he does not have to have the phone. He has control over whether or not he pays it, but if it is put back on his property taxes, he has no control. Therefore, Legislator Bennett opposes the amendment. Legislator Tuohey suggested an alternate proposal - either do away with the surcharge or give us half of it. The amendment was voted on and failed, with Legislators Bennett, Phillips, Radzinski and Tuohey voting nay. The original resolution was then presented:

RESOLUTION NO. 540-1194

RESOLUTION SUPPORTING LEGISLATION TO SHARE, ON AN EQUAL BASIS, THE CELLULAR 911 SURCHARGE BETWEEN THE STATE OF NEW YORK AND COUNTY 911 SYSTEMS, BASED ON THE NUMBER OF SUBSCRIBERS WITHIN A COUNTY

WHEREAS, current New York State Law imposes a \$.70 cent per month 911 surcharge on all cellular telephone subscribers in the State, and

WHEREAS, many cellular telephone service providers

route 911 calls directly to County 911 public service answering points (PSAPs), and

WHEREAS a majority of all cellular 911 calls are answered, relayed or transferred to county 911 PSAPs, and

WHEREAS, answering dispatching and responding to this increasing volume of cellular 911 calls results in significant expenses to counties, and

WHEREAS, sharing the state cellular 911 surcharge would compensate counties for these expenses, be it

RESOLVED, that the Orleans County Legislature supports legislation to share, on an equal basis, the cellular 911 surcharge between the State of New York and county 911 systems, based upon the number of subscribers within a county, and be it

FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Cuomo, New York State representatives and the New York State Association of Counties.

Moved, Radzinski; second, Bennett.

Adopted. 6 ayes; 1 nay, Legislator Bower; 0 absent.

Legislator Radzinski moved to remove a resolution from the table in support of legislation to extend the 911 surcharge to wireless telephone services; seconded by Legislator Bennett. Legislator Tuohey said she agrees with Legislator Bower on this one - if there is no fee now, why start one? Legislator Bennett said they should treat all the phones alike. Legislator Radzinski agreed with Legislator Bennett that if you don't put the 35 cents on these phones everybody will use cordless phones rather than regular ones. Chairman Billings said according to the Sheriff we will be collecting \$5400.00 a month and it is costing about \$1700.00. Legislator Tuohey said if the increase in the line charge comes into being, the money should be put into a capital account because there is going to have to be some upgrading. The following resolution was then adopted:

RESOLUTION NO. 541-1194

RESOLUTION IN SUPPORT OF LEGISLATION TO EXTEND THE ENHANCED 911 SURCHARGE TO WIRELESS TELEPHONE SERVICES

WHEREAS, article 6 of County Law entitles counties to impose a telephone access line surcharge of up to \$.35 cents per month, per line to provide for the costs of obtaining and maintaining the equipment and

telephone services associated with providing an Enhanced 911 Emergency Service, and

WHEREAS, new telephone "wireless" technology such as Personal Communication Services (PCS), Enhanced Specialized Mobile Radio and other forms of wireless telephone service will reduce the number of telephone lines subject to the surcharge and reduce the revenue required to support Enhanced 911 systems, and

WHEREAS, these new mobile wireless telephone systems will require county 911 public service answering points (PSAPs) to install sophisticated location determining technology and add new expenses in order to answer and process these 911 calls, and

WHEREAS, an equivalent 911 surcharge on each wireless telephone or other radio based unit's identifying number will replace lost 911 surcharge revenue and provide and maintain the new equipment required to answer these wireless 911 calls and determine the caller's location, be it

RESOLVED, that the Orleans County Legislature supports legislation extending the Enhanced 911 surcharge to wireless services, and be it

FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Cuomo, members of the New York State Legislature, and the New York State Association of Counties.

Moved, Radzinski; second, Bennett.

Adopted. 5 ayes; 2 nays, Legislators Bower and Tuohey; 0 absent.

Chairman Billings objected to the addition of a resolution to the agenda to authorize the Highway Superintendent to advertise for bids for equipment. He said this is for equipment to be purchased in 1995. The rules should not be waived unless the resolution is an emergency situation. Legislator Bennett said he has no problem with putting this resolution on the next agenda.

Legislator Tuohey moved to add two resolutions to the agenda; seconded by Legislator Callard. Carried. The following resolutions were then adopted:

RESOLUTION NO. 542-1194

RESOLUTION APPROVING AGREEMENT BETWEEN NURSING HOME AND THOMAS ANDERSON FOR CONSULTANT SERVICES

RESOLVED, that this Legislature approves the agreement with Thomas Anderson to provide consultant services to the Accounting Department of the Nursing Home, in the capacity of Controller, for a maximum of six hours per week, at a cost of \$20.00 per hour, effective November 14, 1994, until such time as the vacant Controller position in the Nursing Home is filled.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 543-1194

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT MONEY

RESOLVED, that this Legislature authorizes the acceptance, by the Orleans County Nursing Home, of \$2,985.00 from the New York State Energy Office under the Energy Incentive Program.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey moved for an Executive Session to discuss a personnel matter; seconded by Legislator Phillips. Carried.

Legislator Bennett moved to adjourn; seconded by Legislator Bower. Meeting adjourned at 6:10 p.m.

LEGISLATURE MEETING
November 23, 1994

The meeting was called to order by the Chairman at 4:25 p.m.

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: resolution adopted by Westchester County supporting the candidacy of Katherine Carsky as third Vice-President of NACO, letter from Daniel and Susan Bellor requesting to purchase a county-owned trolley right of way property.

During open discussion, Daniel Bellor addressed the Legislature regarding his interest in purchasing a county-owned "trolley right-of-way property", in order to restore the property to the way it was. Mr. Bellor presented the County Attorney with a communication from

his attorney.

Douglas Heath, attorney representing David and Ellen Robinson, also spoke regarding this property. Mr. Heath explained that he had spoken with David Schubel in September, expressing interest on behalf of the Robinsons to purchase this trolley right of way land. Mr. Heath explained that his interest in this is to attempt to resolve other issues involving the Robinson land which will only be resolved right now in litigation. Mr. Heath said he is here to try to save the Robinsons tens of thousands of dollars of litigation expense. He said Mr. Schubel had informed him that this body had requested that we contact the adjoining land owners to see if they had any interest in the property. They have now put in this request to the County to purchase the property. Mr. Heath said his interest in the property is only to acquire a right of passage from the Robinson parcel to Allens Bridge Road. Mr. Heath distributed copies of a letter he had written to Chairman Billings, indicating that his clients agree that the Bellors have equal right to purchase the property in question, but they ask that the right to pass across this strip of land be reserved for them, otherwise their property could become landlocked. Mr. Heath mentioned a resolution previously adopted by the Legislature which indicates that any conveyances of these trolley beds would be only to the adjoining landowners. Mr. and Mrs. Robinson are adjoining landowners since their property adjoins that right of way.

Ellen Robinson said we do not want to change anything. The right of way might never even have to be driven across. She explained that there is a driveway on the canal, but they cannot get a legal right of way to drive on it, therefore, they need a legal right of way to get to the road.

The following resolutions were adopted:

RESOLUTION NO. 544-1194

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 3719 through 3742, and totalling \$ 227,788.70 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the

County Treasurer in payment of said claims.

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 545-1194

RESOLUTION REAPPOINTING ELECTION COMMISSIONER

WHEREAS, a letter has been received from the Orleans County Republican Committee recommending the reappointment of Robert E. Batt as Republican Election Commissioner, be it

RESOLVED, that this Legislature reappoints Robert E. Batt as the Republican Election Commissioner, effective January 1, 1995 through December 31, 1996.

Moved, Tuohey; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 546-1194

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant Food Service Helper position, at Grade 1, in the Nursing Home.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 547-1194

RESOLUTION APPROVING ANNUAL PLAN GRANT APPLICATION FOR COUNTY OFFICE FOR THE AGING

RESOLVED, that this Legislature approves the County Office for the Aging Annual Implementation Plan and Grant Applications with the New York State Office for the Aging as follows:

1. Grant Application for Federal III-C Nutrition Dollars, which provides federal dollars for congregate and home delivered meal programs to be in effect during the calendar year 1995 at a total cost of \$196,484.00; County cost to be \$18,000.00.
2. Grant Application for Expanded In-home Services for the Elderly Program which provides services to be in effect April 1, 1995 through March 31, 1996, at a total cost of \$148,311.00; County cost to be

\$21,636.00.

3. Grant Application for Community Services which provides NYS funding for frail, elderly services to be in effect April 1, 1995 through March 31, 1996 at a total cost of \$71,333.00; County cost to be \$10,533.00.
4. Grant Application for Federal III-B Service Dollars which provides federal dollars for Administration, Access, In-home and Legal services to be in effect during the calendar year 1995 at a total cost of \$80,613.00; County cost to be \$5,095.00.
5. Grant Application for Federal III-D Service Dollars which provides federal dollars for in-home services to be in effect during the calendar year 1995 at a total cost of \$1,274.00; County cost to be \$0.00.
6. Grant Application for Federal Home Energy Assistance Program (HEAP) Dollars which provides or HEAP certification and outreach; to be in effect October 1, 1994 through November 15, 1995 at a total cost of \$9,455.00; County cost to be \$0.00.
7. Grant Application for Federal VII Service Dollars, which provides federal dollars for Ombudsman activities at a total cost of \$3,500.00; County cost to be \$0.00.
8. Grant Application for State Supplemental Nutrition Assistance Program, which provides State dollars for home delivered meals to be in effect from April 1, 1995 through March 31, 1996 at a total cost of \$136,964.00; County cost to be \$0.00.
9. Grant Application for Federal III-F Dollars which provides for Health Promotion/Disease Prevention activities throughout the county, to be in effect during calendar year 1995 at a total cost of \$8,851.00; County cost to be \$0.00.

Moved, Tuohey; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 548-1194

RESOLUTION AUTHORIZING HIGHWAY SUPERINTENDENT TO ADVERTISE FOR BIDS FOR HIGHWAY EQUIPMENT

RESOLVED, that this Legislature authorizes the Highway Superintendent to advertise for bids for the following equipment contained in the 1995 Budget, to be purchased and paid for in 1995:

One (1) used paver
One (1) truck tractor
One (1) six wheel dump.

Moved, Bennett; second, Radzinski.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 549-1194

RESOLUTION. APPROVING AGREEMENT WITH TOWN OF ALBION FOR
SOLID WASTE SERVICES

WHEREAS, the Town of Albion has indicated its desire to participate in the Solid Waste Program by executing the Municipal Cooperation Agreement providing for such participation, be it

RESOLVED, that the Chairman of this Legislature is authorized to execute the Municipal Cooperation Agreement with the Town of Albion on behalf of the County.

Moved, Phillips; second, Tuohey.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 550-1194

RESOLUTION APPROVING FIVE YEAR AGREEMENT WITH NYNEX

RESOLVED, that this Legislature approves the installation of Intellipath based on the November 3, 1994 proposal from NYNEX, at an installation cost of \$3,300.00 to be paid from account H1655 - Capital Project, Telephone; agreement to be in effect for five years from date of installation.

Moved, Bennett; second, Tuohey.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 551-1194

RESOLUTION SETTING UP NEW MONIES IN OFFICE FOR THE
AGING BUDGET

WHEREAS, supplemental money to original NiMo and WRAP grants has been received by the State, be it

RESOLVED, that this Legislature authorizes the County Treasurer to set up new monies in the Office for the Aging budget, as follows:

REVENUE:

A1972 NiMo Last Resort
\$2,000.00

A4772 WRAP
\$6,000.00

APPROPRIATION:

6772-486 Special Grants
\$2,000.00

6772.250 - Other Equipment
\$6,000.00

and be it

FURTHER RESOLVED, that the equipment money will be used for computer purchases, as required by the State, upon approval by this Legislature.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 552-1194

RESOLUTION APPROVING AGREEMENT WITH OAK ORCHARD COMMUNITY HEALTH CENTER AND COUNTY HEALTH DEPARTMENT TO PROVIDE SERVICES TO MIGRANTS

RESOLVED, that this Legislature approves the agreement between Oak Orchard Community Health Center and the County Health Department to provide services, such as transportation, translation and culturally-sensitive paraprofessional liaisons, to work with the migrant population through the Migrant Health Services Coordination Grant; cost of services to be approximately \$25,000; with 100% reimbursement.

Moved, Bennett; second, Radzinski.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 553-1194

RESOLUTION APPROVING THE CREATION AND FILLING OF A POSITION IN THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the creation and filling of a permanent, part-time (20% FTE) Public Health Nurse position in the County Health Department; said position to be set at Grade 15 of the CSEA Salary Schedule; position is covered 100% by State grant monies and will be terminated if such grant monies cease.

Moved, Bennett; second, Phillips.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Bennett presented a resolution approving an agreement for Quality Assurance Services for the Health

Department; seconded by Legislator Radzinski. Legislator Tuohey asked about insurance. Mr. Lucyszyn said the individual has insurance. Mr. Dudek said the person who will provide the services is presently a county employee. Chairman Billings mentioned a possible union problem, regarding hiring employees on a contractual basis. Legislator Tuohey asked when the work could be done. Mr. Lucyszyn said on Saturdays and lunch hours. He said there are not that many patients that she has to review, but we have to be on record with the State that someone did it. Legislator Bennett asked how she will know that quality care is provided, as stated in the agreement. Mr. Lucyszyn replied that this is simply an audit of the patients' charts. Legislator Tuohey asked if the head of the department this person works for is aware of this and has given approval. Mr. Lucyszyn said he does not know if approval is necessary since it will be outside of working hours. Legislator Radzinski asked how many hours a week would be involved. Mr. Ludyszyn said he will get that information. Legislator Tuohey tabled the resolution.

The following resolutions were then adopted:

RESOLUTION NO. 554-1194

RESOLUTION APPROVING OUT-OF-STATE TRAVEL REQUEST FOR PUBLIC HEALTH DIRECTOR

WHEREAS, the County Health Department is an active member of the Lake Ontario Rural Health Network, and

WHEREAS, the National Rural Health Association is holding a conference in Minneapolis, December 8-10, 1994, be it

RESOLVED, that this Legislature approves the Out-of-State Travel Request, by Andrew Lucyszyn, to attend the aforementioned conference; all costs to be covered 100% by the Lake Ontario Rural Health Network Development Grant.

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Callard introduced Local Law No. 5 of 1994. The following resolutions were then adopted:

RESOLUTION NO. 555-1194

RESOLUTION SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 5 OF 1994

WHEREAS, Local Law No. 5-Intro of the year 1994, entitled "A Local Law Increasing the Redemption Period for all Property with Regard to Taxes Becoming Liens During 1995 and 1996 in the Matter of the Enforcement of Collection of Delinquent Real Property Taxes, Pursuant to Article 11 of the Real Property Tax Law" was introduced at a regular meeting of the Orleans County Legislature held on November 23, 1994, be it

RESOLVED, that this Legislature authorizes a public hearing to be held on the said proposed local law on the 14th day of December, 1994 at 4:25 p.m. at the Legislature Chambers, 3 South Main Street, Albion, N.Y.

Moved, Callard; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 556-1194

RESOLUTION CREATING AND ABOLISHING POSITIONS IN BUILDINGS AND GROUNDS AND AUTHORIZING FILLING OF VACANCY

RESOLVED, that this Legislature approves the abolishing of a Cleaner position, grade 2, in Buildings and Grounds and also approves the creation of a Custodial Worker at Grade 2 in the Buildings and Grounds Department, and be it

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

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 557-1194

RESOLUTION AUTHORIZING FILLING OF VACANCIES IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of two vacant part-time Correction Officer positions in the Sheriff's Department, at a salary of \$6.00 per hour.

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 558-1194

RESOLUTION APPROVING AGREEMENT BETWEEN SHERIFF'S DEPARTMENT AND PAGE NEW YORK

RESOLVED, that this Legislature approves the agreement between the Sheriff's Department and Page New York, for unlimited air time and maintenance of pagers, at a cost of \$534.00 per year, which includes a one-time connect fee of \$30.00; agreement effective December 16, 1994 through December 15, 1997.

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 559-1194

RESOLUTION APPROVING AGREEMENT BETWEEN NURSING HOME AND RUSSELL PHILLIPS & ASSOCIATES, INC.

RESOLVED, that this Legislature authorizes the Nursing Home to contract with Russell Phillips & Associates, Inc. for fire protection and disaster preparedness services, at a cost of \$1,084.00, plus related travel expenses; agreement effective for the calendar year 1995.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 560-1194

RESOLUTION APPROVING MEDICAL SERVICES AGREEMENTS FOR NURSING HOME

RESOLVED, that this Legislature approves the following agreements, effective September 1, 1994 through August 31, 1995:

Robert Baskerville, Ph.D - Speech-Language Pathologist - \$60.00 per evaluation, \$30.00 per treatment.

Barbara Chappius - Occupational Therapist - \$30.00 per hour.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 561-1194

RESOLUTION AUTHORIZING INCREASE IN PAYMENT TO JOANN BLOWERS FERRARA, NURSE PRACTITIONER

WHEREAS, it was agreed that the Nursing Home would maintain and pay any medical malpractice insurance or any other required insurance for Jo Ann Blowers

Ferrara, Nurse Practitioner, and

WHEREAS, Ms. Blowers Ferrara is not covered under the county's insurance, be it

RESOLVED, that this Legislature authorizes an increase of the current agreement with Ms. Blowers Ferrara from \$30.00 to \$32.00 per hour to cover the cost of her malpractice insurance.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 562-1194

RESOLUTION APPROVING AGREEMENT BETWEEN NURSING HOME AND SIMPLEX

RESOLVED, that this Legislature approves the agreement between the Nursing Home and Simplex Time Recorder Co. for the annual cleaning of smoke detectors, at an annual cost of \$698.00.

Moved, Tuohey; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 563-1194

RESOLUTION AUTHORIZING FILLING OF POSITION IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant temporary, part-time Food Service Helper position in the Nursing Home, at Grade 1.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Radzinski presented a resolution approving agreements between Probation and Data Entry Operators; seconded by Legislator Phillips. David Schubel said the agreements had been submitted to him for his approval, as independent contractor agreements. He said to construe these people as independent contractors would be carving out a very aggressive definition of an independent contractor. He said this is routine work of a clerical nature. He suggested that the union could challenge this; it is work that employees do. Legislator Tuohey said other departments have recruited help from Job Development. Mr. Dudek said he spoke with Dean Holland about this. He tried to encourage him to hire a temporary person to do the work. Mr. Holland wants to have the money for this encumbered for next year. Legislator Bennett said he

has no problem with the cost, but agrees that this is something that should be done by an employee. Legislator Radzinski withdrew the resolution.

The following resolutions were then adopted:

RESOLUTION NO. 564-1194

RESOLUTION AUTHORIZING COUNTY TREASURER TO CLOSE OUT CAPITAL PROJECT FUEL FARM ACCOUNT

WHEREAS, the Capital Project Fuel Farm has been completed, be it

RESOLVED, that this Legislature authorizes the County Treasurer to close out said Capital Project by transferring the cash balance of \$309.80 plus interest to the Debt Service Fund, in accordance with N.Y.S. Audit & Control.

Moved, Callard; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 565-1194

RESOLUTION ACCEPTING PROPOSAL FROM JACK VENESKY, C.P.A. FOR COUNTY WIDE COST ALLOCATION PLAN

RESOLVED, that this Legislature accepts the proposal from Jack Venesky, C.P.A., which will provide for the preparation of a 1994 and 1995 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 preparation of supporting documentation to recover the cost of Maintenance in Lieu of Rent for the application of County departments in the form of an annual Orleans Buildings and Grounds Report, 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 1995 and 1996 at a cost of \$10,000.00 per year.

Moved, Callard; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Callard presented a resolution authorizing the County Clerk to submit a grant application; seconded by Legislator Tuohey. Legislator Callard explained that the State is changing from a retention fee reimbursement to a contract reimbursement system,

which will be effective by 1996. In order to bridge the gap between the two, it is encouraging counties to apply for grant money which can be used for equipment or renovations. Legislator Callard said the grant has to be applied for by December 28. If we are approved, we still have the option of whether or not to use the money for that purpose. In exchange for the grant money, we will have to do some additional enforcement work for the State. There are some things that are done in the urban areas that are not done in Orleans County, that we will be accepting responsibility for within Orleans County.

The following resolutions were then adopted:

RESOLUTION NO. 566-1194

RESOLUTION AUTHORIZING COUNTY CLERK TO SUBMIT GRANT APPLICATION

WHEREAS, the Department of Motor Vehicles' budget for state fiscal year 1994-95 contains \$2,000,000 in the General Fund Local Assistance Account, a fund established to provide money grants to localities as interim subsidies to encourage the development of a fee for services reimbursement system (ie. contracts) which will eventually replace the current fee based retention system, this being a one-time grant to be used as a bridge from retention fee reimbursement toward the future contract reimbursement system to be implemented by the NYSDMV, and

WHEREAS, the request for such grant must be received at NYSDMV by December 28, 1994, with awards to be announced in February, 1995 to those counties which are evaluated and chosen to receive this grant, be it

RESOLVED, that this Legislature authorizes the Orleans County Clerk to submit a grant application; with said grant being presented to the Legislature for acceptance or denial, if grant is awarded.

Moved, Callard; second, Tuohy.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Bennett presented a resolution authorizing payment for a backhoe rental; seconded by Legislator Phillips. Legislator Bennett said the portion being paid by the Nursing Home is for electrical work done before the addition was started. Legislator Phillips asked about the resolution authorizing the purchase of the backhoe, after the rental is paid. Chairman Billings said he thought it would be combined into one resolution. Mr. Dudek explained that purchases over \$10,000.00 must be bid or purchased under State bid.

The rental payment will be deducted from the value of the backhoe, so the next resolution will authorize the purchase for less than \$10,000.00.

The following resolutions were then adopted:

RESOLUTION NO. 567-1194

RESOLUTION AUTHORIZING PAYMENT FOR BACKHOE RENTAL

RESOLVED, that this Legislature authorizes the payment of \$8,000.00 to Dan Ricci for the rental of a backhoe used for various County projects, to be paid as follows:

EH6030	Nursing Home Enterprise Fund	\$ 1,500.00
1620.403	Buildings & Grounds Maintenance	1,500.00
1620.405	Buildings & Grounds Projects	1,000.00
	Buildings & Grounds Reserve	270.00
3640.405	Emergency Mgmt. Building Mtc.	1,700.00
3640.418	Emergency Mgmt. "Other"	1,030.00
3640.446	Emergency Mgmt. Vehicle Mtc.	<u>1,000.00</u>
TOTAL		\$ 8,000.00

Moved, Bennett; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 568-1194

RESOLUTION SETTING UNIT CHARGE FOR 1995 COUNTY SOLID WASTE/RECYCLING PROGRAM

RESOLVED, that this Legislature sets the unit charge for the 1995 County Solid Waste/Recycling Program at the following rate for 1995:

- | | |
|-----------------------------|----------|
| 1. One unit of Service | \$138.80 |
| 2. One-half unit of Service | \$ 69.40 |

and be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit and/or half-unit of service.

Moved, Phillips second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 569-1194

RESOLUTION APPROVING ABSTRACT OF 1995 RECYCLING - SOLID

WASTE PROGRAM FEES

RESOLVED, that the Abstract of 1995 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is approved by this Legislature.

Moved, Phillips; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Tuohey moved to add two resolutions to the agenda; seconded by Legislator Bennett. All in favor. The following resolutions were then adopted:

RESOLUTION NO. 570-1194

RESOLUTION AUTHORIZING FILLING OF VACANCY IN NURSING HOME

RESOLVED, that this Legislature authorizes the filling of a vacant Senior Account Clerk Typist position in the Nursing Home, at grade 6, effective 12-5-94.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

RESOLUTION NO. 571-1194

RESOLUTION AUTHORIZING PURCHASE OF ADDITIONAL RECYCLING CONTAINERS

WHEREAS, additional bins are required to service the Town of Albion as well as newly constructed residences throughout the County, be it

RESOLVED, that the Chief Administrative Officer is hereby authorized to purchase 700 additional containers from JAMCO Associates, Inc. at a cost of \$4,508.00; said purchase to be paid from the Solid Waste Other Contractual Account CL8160.418.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Bower.

Legislator Callard presented a report regarding installment payments of property taxes. He surveyed counties throughout the state, with 56 responding. Eight of those counties do have an installment plan, four of which expressed some negativism, and two indicated they are just beginning this program. The remaining two expressed no opinion. Legislator Callard said that he and David Schubel attended a "Supervisors" meeting, and Susan Heard attended a Town Clerks' Association meeting to discuss this subject. It was

found that there is nearly no support on the town level for the adoption of such a plan at this time. Legislator Callard said the Finance Committee feels that the concept is a good one and it could provide some relief to some people, but until this concept is tested and proven more on a statewide basis, it could also cause cash flow ramifications, necessitating additional borrowings and subsequent additional interest expenses. Legislator Callard said the Finance Committee will continue to follow the progress of the installment payment of taxes in the other eight counties.

Legislator Callard said the Legislature encourages all Orleans County residents to attend the Public Hearing on the 1995 budget, which will be held on November 30 at 7:30 p.m.

Legislator Bennett moved to recess the meeting until December 2 at 4:00 p.m.; second by Legislator Tuohey. Carried.

Meeting recessed at 5:15 p.m.

RECESSED MEETING
December 2, 1994

The meeting was reconvened at 4:00 p.m. Legislator Callard presented the resolution to adopt the amended 1995 preliminary budget as the Orleans County budget for 1995. This was seconded by Legislator Tuohey. Legislator Callard indicated that this final budget includes 21 changes from the preliminary budget, leaving a final tax levy of \$7,821,925.00, which represents a reduction of \$55,243.00 from the preliminary budget. This results in a 7.937 average tax rate, which is 6.2 cents per thousand less than that proposed in the preliminary budget.

Stanley Dudek, Budget Officer, reviewed the proposed adjustments to the preliminary budget, indicating the reasons for the increases and decreases in both appropriations and revenues.

Chairman Billings thanked David Callard, Stanley Dudek and Susan Heard for the work they put into the 1995 budget.

A roll call vote was taken and the following resolution was adopted:

RESOLUTION ADOPTING THE AMENDED 1995 PRELIMINARY BUDGET
AS THE ORLEANS COUNTY BUDGET FOR 1995

WHEREAS, the 1995 Preliminary Budget for Orleans County was presented to the general public at a public hearing held at 7:30 p.m. on November 30, 1994; and

WHEREAS, this Legislature has reviewed and discussed said preliminary budget, be it

RESOLVED, that this Legislature does hereby amend the 1995 Preliminary Budget as follows:

INCREASE APPROPRIATIONS:

<u>Appropriation</u>	<u>Acct. No.</u>	<u>Amount to be Increased</u>
Control of Animals	A3510.405	\$ 2,000
Office for the Aging	A6772.411	\$ 225
	.421	\$ 11
	.474	\$ 234
	.486	\$ 12,000
Solid Waste	CL8160.418	\$ 647
	CL8160.432	\$ 647
	CL8160.484	\$ 87,206
Probation	A3140.100	\$ 5,000
Debt. Service - Interest	V9710.701	\$ 63,000

DECREASE APPROPRIATIONS:

<u>Appropriation</u>	<u>Acct. No.</u>	<u>Amount to be Decreased</u>
Social Services Medicaid	A6102.485	\$ 65,000
Office for the Aging	A6772.473	\$ 1,330
	A6772.478	\$ 1,030
Mental Health	A4310.419	\$ 17,000
Debt. Service - N. Home Interest	EH6030.702	\$ 18,000

INCREASE REVENUE ACCOUNTS:

<u>Revenue</u>	<u>Acct. No.</u>	<u>Amount to be Increased</u>
Office for the Aging	A3772	\$ 3,373
	A4772	\$ 7,480
Road Fund Maintenance	D3501	\$ 14,000
Solid Waste	CL1289	\$ 1,294
	CL2130	\$ 87,206

DECREASE REVENUE ACCOUNTS:

<u>Revenue</u>	<u>Acct. No.</u>	<u>Amount to be Decreased</u>
Long Term Debt	V2401	\$ 15,000
Weights & Measures (Fees)	A1962	\$ 5,000

Buildings & Grounds	A1270	\$ 17,000
Debt. Service - N. Home		\$ 18,000
Recoupment		

Increase Cash Surplus from Debt. Service \$ 63,000

and it is

FURTHER RESOLVED, that this Legislature does hereby adopt the amended 1995 Preliminary Budget as the Orleans County budget for the year 1995, with a tax levy of \$7,821,925.

Moved, Callard; second, Tuohey.

Adopted. ROLL CALL - 7 ayes; 0 nays; 0 absent.

Legislator Tuohey moved to add two resolutions; seconded by Legislator Phillips.

The following resolution was then presented:

RESOLUTION NO. 573-1294

RESOLUTION APPOINTING NURSING HOME ADMINISTRATOR

BE IT RESOLVED, that Edmond Marchi is hereby appointed to the position of Nursing Home Administrator at an annual salary of \$47,445 until the satisfactory completion of the six month probationary period at which time he will be placed in Grade 6 Step 9 of the Management Compensation Plan, and it is

FURTHER RESOLVED, that this appointment is hereby effective December 12, 1994.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey withdrew a resolution to create a position in the Nursing Home.

The following resolutions were then presented:

RESOLUTION NO. 574-1294

RESOLUTION AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIMS

RESOLVED, that this Legislature authorizes the payment of the following claims, to be paid from account H6030 - Capital Project, Nursing Home Addition:

Allied Builders, Inc.	\$103,192.00
Leo J. Roth Corp.	100,498.98
Monroe Piping & Sheet Metal	48,322.00
Suburban Electric, Inc.	13,015.00
Pike Company, Inc.	14,446.46
Rochester Davis-Fetch Corp.	162,805.00
TOTAL	442,279.44

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 575-1294

RESOLUTION 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 30, 1994, 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 OF ALBION:

73.-2-25 Russell DiPalma (1994)	
Town	\$ 387.00
83.-1-49 Union Burial Society (1994)	
Town	\$ 387.00
83.-1-45 Warren Snyder (1994)	
Town	\$ 387.00
84.-1-58.114 Aletha Draper (1994)	
Town	\$ 387.00

TOWN OF CARLTON:

8.-1-1 Hector Redshaw (1994)	
Town	\$ 18.20
5.49-4-6 Sunset Beach Assoc. (1994)	
Town	\$ 400.00
5.-1-14 Claude Marshall (1991-1993)	
County	\$ 78.80
Town	\$ 30.26
Total	\$ 109.06
19.-1-17 Howard H. Sitzer (1991-1993)	
County	\$ 395.01
Town	\$ 151.60
Total	\$ 546.61

30.2-1-35 George Whipple (1991-1993)

County	\$ 111.15
Town	\$ <u>42.70</u>
Total	\$ 153.85

38.10-1-10 Arthur O. Bascom (1991-1993)

County	\$ 103.94
Town	\$ <u>39.89</u>
Total	\$ 143.83

30.-1-40.1 Anthony Sabo (1991-1993)

County	\$ 162.10
Town	\$ <u>62.29</u>
Total	\$ 224.39

TOWN OF CLARENDON:

99.-2-29 John H. Miller (1991-1993)

County	\$ 59.09
Town	\$ <u>38.04</u>
Total	\$ 97.13

99.-1-9.118 Joseph E. Guth (1994)

County	\$ 114.85
Schools	\$ <u>1640.73</u>
Total	\$ 1755.58

TOWN OF GAINES:

49.-1-26 Theodore Schoonover (1991-1993)

County	\$ 142.79
Town	\$ <u>58.35</u>
Total	\$ 201.14

62.-1-73.2 Palmer Wilder (1994)

County	\$ 399.96
Town	\$ 170.72
Schools	\$ <u>796.35</u>
Total	\$ 1367.03

TOWN OF KENDALL:

20.-2-22 Cole & Pat Hardenbrook (1994)

County	\$ 40.84
Town	\$ <u>28.98</u>
Total	\$ 69.82

TOWN OF MURRAY:

77.17-1-15.1 Virginia DeFilips (1994)

County	\$ 6.57
Town	\$ <u>2.07</u>
Total	\$ 8.64

88.10-1-18 Joseph & Amy Zazzara (1992-1994)

County	\$ 186.57
Town	\$ <u>46.74</u>
Total	\$ 233.31

53.-2-38 Stanley Reamer c/o Bliss (1994)

Towns	\$ 409.38
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55.-1-4 James Ponder (1993)

County	\$ 366.81
Town	\$ 87.81
Schools	\$ <u>500.80</u>
Total	\$ 955.42

55.-1-4 James Ponder (1994)

County	\$ 71.19
School	\$ <u>576.51</u>
Total	\$ 647.70

TOWN OF RIDGEWAY:

34.-3-5.12 Daniel Snyder (1994)

Town	\$ 175.33
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69.-1-18.11 Michael Schuner (1994)

County	\$ 25.58
Town	\$ <u>14.20</u>
Total	\$ 39.78

80.-1-8-.1 Walter Shimmel (1994)

County	\$ 52.04
Town	\$ <u>18.42</u>
Total	\$ 70.46

70.2-2-39 Ernest Luckman (1994)

County	\$ 50.96
Town	\$ <u>18.42</u>
Total	\$ 69.38

58.-1-3 Mary Hartman (1991-1993)

County	\$ 89.55
Town	\$ <u>53.06</u>
Total	\$ 142.61

80.5-1-66 NY State (1993)

Town	\$ 1.00
Solid Waste	\$ <u>197.18</u>
Total	\$ 198.18

79.7-1-16.5 Jonathan Incho (1993-1994)

County	\$ 647.24
Town	\$ <u>198.69</u>
Total	\$ 845.93

TOWN OF SHELBY:

101.-1-55.21	John Misiti (1994)	
County	\$	134.45
Town	\$	<u>84.16</u>
Total	\$	218.61

TOWN OF YATES:

25.13-1-78	Steven Gardepe (1993)	
County	\$	37.21
Town	\$	<u>30.77</u>
Total	\$	67.98

25.13-1-78	Steven Gardepe (1994)	
County	\$	37.42
Town	\$	<u>30.27</u>
Total	\$	67.69

2.10-2-12	Ruth McDonald (1993)	
County	\$	23.21
Town	\$	<u>27.77</u>
Total	\$	50.98

2.-1-23	Franklin Rowland (1994)	
County	\$	50.83
Town	\$	<u>62.34</u>
Total	\$	113.17

Moved, Callard; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 576-1294

RESOLUTION LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged to 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	\$1548.00	-0-
Barre	- 0 -	-0-
Carlton	744.94	-0-
Clarendon	38.04	-0-
Gaines	229.97	-0-
Kendall	28.98	-0-
Murray	497.19	48.81

Ridgeway	279.43	199.69
Shelby	84.16	-0-
Yates	<u>90.11</u>	<u>61.04</u>
TOTALS	\$3539.92	\$309.54 = \$3849.46

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 577-1294

RESOLUTION 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 1994 Unpaid Solid Waste/Recycling Fees to the 1995 tax rolls of the several towns in Orleans County:

TOWN		AMOUNT
Albion	Inside	\$ 15,121.44
	Outside	-----
Barre		11,761.12
Carlton		18,691.73
Clarendon		8,610.82
Gaines	Inside	2,520.24
	Outside	7,350.70
Kendall		7,140.66
Murray	Inside	5,250.50
	Outside	7,770.74
Ridgeway	Inside	11,131.06
	Outside	17,221.63
Shelby	Inside	8,820.84
	Outside	11,551.09
Yates	Inside	2,100.20
	Outside	<u>10,921.03</u>
TOTAL		\$145,963.80

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 578-1294

RESOLUTION 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 1995 tax rolls of the

respective towns as of November 1, 1994.

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$ 162,701.86
	Outside	100,691.30
Barre		139,996.49
Carlton		299,383.24
Clarendon		184,770.90
Gaines	Inside	112,732.02
	Outside	142,980.74
Kendall		107,558.43
Murray	Inside	69,547.94
	Outside	216,578.98
Ridgeway	Inside	121,104.20
	Outside	184,529.71
Shelby	Inside	85,597.65
	Outside	153,137.41
Yates	Inside	24,087.98
	Outside	<u>146,202.92</u>
TOTAL		\$2,251,601.77

Moved, Callard; second, Tuohey.
 Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 579-1294

RESOLUTION RE 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, 1995, 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:

<u>TOWNS</u>	<u>HIGHWAY OUTSIDE</u>	<u>HIGHWAY TOWNWIDE</u>	<u>TOWN OUTSIDE</u>
Albion	\$72,535.00	\$142,278.00	\$ 6,861.00
Barre			464,381.00
Carlton			229,000.00
Clarendon			212,138.00
Gaines	---	67,232.00	
Kendall			177,645.00
Murray	---	71,483.01	---
Ridgeway	38,879.00	181,628.00	13,213.00

Shelby	41,256.00	116,859.00	---
Yates	126,475.00	159,972.00	16,269.00

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 below, the following amounts for the purpose of such districts as specified below:

<u>NAME OF DISTRICT</u>	<u>DISTRICT</u>	<u>AMOUNT</u>
Albion	Fire Protection	\$ 29,136.00
	Water Dist. 1	6,875.00
	Water Dist. 3	91,238.00
Barre	Light	1,975.00
	Water Dist. 1	34,200.00
	Fire	59,000.00
Carlton	Fire	76,800.00
	Light	7,750.00
	Water	166,498.60
Clarendon	Fire Protection	100,000.00
	Water Dist. 2	58,447.00
Gaines	Fire Protection	27,771.00
Kendall	Fire Dist. 1 (Kendall)	47,285.00
	Fire Dist. 2 (Morton)	54,980.01
	Light Dist. 1 (Kendall)	5,950.00
	Light Dist. 2 (Morton)	3,785.00
	Light Dist. 3 (Roosevelt)	1,698.00
Murray	Fire Protection Dist.1	51,420.00
	Fire Dist. 2	55,350.00
	Light Dist. 1 (Fancher)	2,470.00
	Light Dist. 2 (Hulberton)	2,980.00
	Light Dist. 3 (Brockville)	2,000.00
	Water Dist. I	12,159.77
	Water Dist. II	42,390.00
	Water Dist. III	31,080.00
	Water Dist. IV	9,700.00
	Water Dist. V	4,520.00
Ridgeway	Fire Protection	116,911.00
	Light	3,450.00
	Water Improvement 31-E	14,800.00
	Water Improvement 63	16,390.50
	Water Improvement 269	13,063.50
	Knowlesville Sewer Dist	21,725.00

Shelby	Fire Protection Dist. (Shelby & E. Shelby)	85,129.00
	Light Dist.1 (Shelby)	2,800.00
	Light Dist. 2(Millville)	1,200.00
Yates	Fire Protection	35,801.63

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:

<u>TOWN</u>	<u>REASSESSED</u> <u>WATER BILLS</u>	<u>GENERAL</u> <u>FUND</u>
Albion	201.81	\$ 98,630.75
Barre		83,085.00
Carlton	\$3,196.42	81,901.00
Clarendon		167,485.00
Gaines	1,971.72	164,956.00
Kendall	2,988.69	204,549.00
Murray	3,475.32	246,398.93
Ridgeway	2,661.34	213,758.00
Shelby	1,386.18	192,806.00
Yates	2,638.23	268,016.00

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, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Brian Kozody of the Medina Journal-Register announced that he would be leaving his position as reporter at that paper and starting a new job. He said he has had a good relationship with this Board over the last three years and thanked everyone for that.

Legislator Bower moved to adjourn; seconded by Legislator Tuohey. Meeting adjourned at 4:20 p.m.

LEGISLATURE MEETING
December 14, 1994

The Chairman called the meeting to order at 4:50 p.m. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislator Callard.

The Clerk presented the following communications: minutes of September EMS meeting, letters of acknowledgment from Senator Daly, Assemblywoman Hoffman and Assemblyman Nesbitt for resolutions regarding the County 911 system.

The following resolutions were adopted:

RESOLUTION NO. 580-1294

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 3959 through 4190 and totalling \$257,115.01 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Tuohey; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Bennett presented a resolution approving the purchase of a backhoe by the Buildings and Grounds Department; seconded by Legislator Radzinski. There was discussion as to whether or not there are sufficient funds in the Buildings and Grounds equipment account for this purchase. Chairman Billings suggested approving the resolution, and if there is not enough money in the proper account, it can be taken care of for the next meeting. The following resolutions were then adopted:

RESOLUTION NO. 581-1294

RESOLUTION APPROVING PURCHASE OF BACKHOE FOR BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the Superintendent of Buildings and Grounds to purchase one (1) 1985 580 "D" Case Backhoe from P.D. Ricci, Inc. for the amount of \$9,500.00, to be paid from account 1620.250 - Buildings and Grounds, Other Equipment.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 582-1294

RESOLUTION AUTHORIZING FILLING OF VACANT POSITIONS IN THE SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of the following vacant positions in the Sheriff's Department:

Correction Officer - Full Time

Lt. Correction Officer - Full Time (provisional)

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 583-1294

RESOLUTION APPROVING AGREEMENT WITH THE VILLAGE OF HOLLEY REGARDING THE 1994 ACTION IN REM TO FORECLOSE DELINQUENT TAX LIENS

WHEREAS, the County of Orleans is presently conducting an Action of Foreclosure In Rem of certain taxes and/or tax liens owned by the County of Orleans and it appears that the Village of Holley in said County has and owns unpaid taxes and/or tax liens upon parcels of property included in the said Action and located within the said Village of Holley; and

WHEREAS, the County and the said Village of Holley have signified a willingness to agree, pursuant to Section 1150 and Subdivision 3 of Section 1136 of the Real Property Tax Law, that the parcels of property situated in and upon which the said Village of Holley has unpaid taxes and/or tax liens may be conveyed to the County of Orleans by the County Treasurer by such foreclosure action instead of the proceeding under Subdivision 2 of Section 1136 of the Real Property Tax Law; and

WHEREAS, the Orleans County Attorney has herewith presented to the County Legislature the proposed agreement between the County and the Village of Holley in regard to the sale of such parcels located within

the Village of Holley, and the distribution of the proceeds thereof, and has recommended the approval and execution of the same on behalf of the County, be it

RESOLVED, that the agreement herewith presented between the County of Orleans and the Village of Holley be, and the same hereby is, approved by this Legislature and the Chairman of the Legislature be, and he hereby is, authorized and directed to execute the said agreement on behalf of the County of Orleans and to cause the same to be delivered to the Village of Holley.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 584-1294

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE AGREEMENT WITH THE VILLAGE OF MEDINA REGARDING THE 1994 VILLAGE IN REM TAX FORECLOSURE PROCEEDINGS

WHEREAS, the County of Orleans has tax liens against parcels of real property that are subject to the 1994 In Rem Tax Foreclosure Proceeding, and

WHEREAS, it is desirable to resolve this matter in the usual manner by the execution of an agreement between the County of Orleans and the Village of Medina, agreeing to protect the County's interest in the respective parcels when ownership of the parcels is transferred to the Village in such proceeding, be it

RESOLVED, that the Chairman of the Legislature is authorized to execute the agreement between the County of Orleans and the Village of Medina relative to the 1994 In Rem Tax Foreclosure Proceeding regarding the parcels of real estate upon which both the County and the Village has tax liens.

Moved, Tuohey; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 585-1294

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY DEPARTMENT OF SOCIAL SERVICES AND DATA PROCESSING DEPARTMENT

RESOLVED, that this Legislature approves the agreement between the Orleans County Department of Social Services and the Orleans County Data Processing Department, Albion, New York, to provide computer

programming, maintenance and consultation services; to be effective January 1, 1995 through December 31, 1995 at a cost of \$10,000; county cost \$2,500.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 586-1294

RESOLUTION AUTHORIZING THE FILLING OF A VACANCY IN SOCIAL SERVICES

RESOLVED, that this Legislature authorizes the Commissioner of Social Services to fill the vacant Youth Care Worker position at Grade 4 of the CSEA salary schedule.

Moved, Tuohey; second, Phillips.

Adopted. 7 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 587-1294

RESOLUTION APPROVING CHANGE ORDER FOR NURSING HOME RENOVATIONS

RESOLVED, that this Legislature approves the following change order regarding the Nursing Home renovations:

Monroe Piping & Sheet Metal	addition of \$2298.00 for the provision and installation of two supply diffusers and 30 ductwork along with 85% filters.
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Moved, Tuohey; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 588-1294

RESOLUTION APPROVING AGREEMENT WITH VILLAGE OF LYNDONVILLE FOR SHERIFF'S PATROL

RESOLVED, that the agreement between the Sheriff's Department and the Village of Lyndonville for a Deputy Sheriff assigned to patrol the Village is hereby approved by this Legislature; and be it

FURTHER RESOLVED, that the Sheriff shall charge to

the Village for said patrol the cost of the patrol computed at \$14.28 per hour with an initial charge of \$500.00 to offset miscellaneous uniform, weapon, and training expense; said agreement to be in effect for the 1995 calendar year.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 589-1294

RESOLUTION AUTHORIZING JAIL PHYSICIAN AGREEMENT

RESOLVED, that this Legislature authorizes the agreement between the Orleans County Sheriff and Dr. John P. Fernandez for Jail Physician services, said agreement to be effective January 1, 1995 through December 31, 1995, at an annual cost of \$11,000.00.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 590-1294

RESOLUTION AUTHORIZING JAIL NURSE AGREEMENT

RESOLVED, that this Legislature approves the agreement between Orleans County Sheriff and Carol Tibbits for Jail Nurse services, said agreement to be effective January 1, 1995 through December 31, 1995 at an hourly rate of \$11.00 base, for six hours per week. Cost of Malpractice Insurance, not to exceed \$100.00 will also be paid to the contractor by the County.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 591-1294

RESOLUTION APPROVING AGREEMENT FOR CHAPLAIN SERVICES AT THE ORLEANS COUNTY JAIL

RESOLVED, that this Legislature approves the agreement between Orleans County and Reverend W. E. Moss, 223 Washington Street, Albion, New York, for the provision of chaplain services at the County jail at an annual cost of \$2200.00; said cost to be paid in equal quarterly installments of \$550.00 each on January 1, April 1, July 1, and October 1, upon the

submission of a county voucher through the regular auditing process.

Moved, Radzinski; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 592-1294

RESOLUTION AUTHORIZING ABOLISHING AND FILLING OF POSITIONS IN SHERIFF'S DEPARTMENT

RESOLVED, that this Legislature abolishes the position of Temporary Civilian Dispatcher in the Orleans County Sheriff's Department effective January 1, 1995; and be it

FURTHER RESOLVED, that this Legislature authorizes filling the following vacant positions in the Orleans County Sheriff's Department effective January 1, 1995:

1. Correction Officer FT
2. Civilian Dispatcher FT

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 593-1294

RESOLUTION CREATING TWO TEMPORARY PART TIME POSITIONS IN THE PROBATION DEPARTMENT

RESOLVED, that this Legislature approves the creation of two temporary part time (15 hours weekly) Typist positions, Grade 3 of the CSEA salary schedule, effective immediately, and it is

FURTHER RESOLVED, that the Director of Probation is authorized to fill said positions, and it is

FURTHER RESOLVED, that upon exhaustion of funds for this project, the above positions are immediately abolished.

Moved, Radzinski; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 594-1294

RESOLUTION AUTHORIZING SETTING UP NEW BUDGET MONIES IN THE EMERGENCY MANAGEMENT DEPARTMENT

WHEREAS, funds have been received for the Local Emergency Planning Committee work plan for the development of transportation data bases and purchases will be made for computer hardware and software, postage and related expenses, be it

RESOLVED, that this Legislature hereby authorizes the Treasurer to set up new monies in the Emergency Management budget as follows:

Revenues

A4305 Emergency Management
Special Grants \$1335.00

Appropriations:

3640.486 Special Grants \$1335.00

Moved, Tuohey; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 595-1294

RESOLUTION AUTHORIZING PAYMENT TO PHIL PAUL FOR INSTALLATION OF FLOOR TILES

RESOLVED, that this Legislature authorizes payment to Phil Paul for the installation of floor tiles at the County Jail, at a cost of \$4,315.00 to be paid from account 1620.403 - Buildings and Grounds - Maintenance Projects.

Moved, Bennett; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 596-1294

RESOLUTION RESCINDING RESOLUTION NO. 563-1194 REGARDING POSITION IN NURSING HOME

WHEREAS, resolution number 563-1194 authorized the filling of a vacant Part Time Food Service Helper position which is a non existing position, be it

RESOLVED, that this Legislature rescinds resolution number 563-1194.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 597-1294

RESOLUTION ADOPTING LOCAL LAW NO. 5 OF 1994 ENTITLED "A LOCAL LAW INCREASING THE REDEMPTION PERIOD FOR ALL PROPERTY WITH REGARD TO TAXES BECOMING LIENS DURING 1995 AND 1996 IN THE MATTER OF THE ENFORCEMENT OF COLLECTION OF DELINQUENT REAL PROPERTY TAXES PURSUANT TO ARTICLE 11 OF THE REAL PROPERTY TAX LAW"

WHEREAS, there was introduced at a regular meeting of the Orleans County Legislature held on November 23, 1994, Local Law No. 5-Intro of the Year 1994, and a public hearing was held on December 14, 1994, at which time all persons wishing to speak were heard, be it

RESOLVED, that this Legislature does hereby adopt Local Law No. 5-Intro of the Year 1994, as Orleans County Local Law No. 5 of the Year 1994, which reads as follows:

SECTION 1. The Legislature of the State of New York by Chapter 532 of the Laws of 1994 did permit the County of Orleans to adopt a local law without referendum to increase the redemption period for all property with regard to taxes becoming liens during 1995 and 1996. The purpose of this Local Law is to increase the redemption period to three (3) years.

SECTION 2. (a) With regard to taxes becoming liens during 1995, the County of Orleans hereby increases the redemption period for all property to three (3) years after lien date.

(b) With regard to taxes becoming liens during 1996, the County of Orleans hereby increases the redemption period for all property to three (3) years after lien date.

SECTION 3. This Local Law shall take effect immediately.

Moved, Tuohey; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 598-1294

RESOLUTION APPROVING APPORTIONMENT OF THE 1995 GENERAL COUNTY BUDGET

RESOLVED, that the apportionment of the General County Budget for 1995, as prepared by the Clerk of the Legislature, be, and hereby is, in all respects approved by this Legislature.

Moved, Tuohey; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 599-1294

RESOLUTION APPROVING ABSTRACT OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Form 1; Footings of Assessment Rolls, Form 2; Amount and Purpose of Taxes for Town Expenditures, Form 3; Amount and Purpose of Taxes for County Expenditures, Form 4; Ascertainning of Tax Rates, 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 for the several taxes 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, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 600-1294

RESOLUTION 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, Tuohey; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 601-1294

RESOLUTION AWARDING BID FOR FLOOR FINISHES FOR THE NURSING HOME ADDITION

RESOLVED, that this Legislature hereby awards the bid for the floor finishes for the Nursing Home addition to Brockport Carpet, 5905 Lake Road South, Brockport, New York, for an amount of \$27,500.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Bennett tabled a resolution to move money into the Buildings and Grounds Reserve account.

The following resolutions were then adopted:

RESOLUTION NO. 602-1294

RESOLUTION REGARDING CONTROLLER POSITION IN THE NURSING HOME

WHEREAS, the Temporary Nursing Home Administrator has previously been authorized to fill the vacant Controller position in the Nursing Home, be it

RESOLVED, that this Legislature authorizes the appointee for this position to start at Grade 3, Step 3 of the Management Compensation Plan, effective December 5, 1994, until the satisfactory completion of the six month probationary period at which time he will be placed in Grade 3, Step 4.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 603-1294

RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN PLANNING DEPARTMENT

WHEREAS, the emergency purchase of printers due to current printer breakdown is required in the Planning Department and the Housing office, therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Treasurer to transfer funds in the Planning Department budget as follows:

From:
Housing Reserve Account \$1300

To:
Appropriation:
8020.220 Office Equipment \$1300

Moved, Phillips; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 604-1294

RESOLUTION AUTHORIZING SET UP OF BUDGET MONIES IN THE TOURISM DEPARTMENT

WHEREAS, the Niagara Frontier Tourism Region project agreement dated August 9, 1994, requires I Love NY matching funds; therefore, be it

RESOLVED, that this Legislature hereby authorizes the County Treasurer to set up budget monies in the Tourism budget as follows:

Revenue:
3715 Tourism I Love NY \$4622

Appropriation:
6410.468 I Love NY \$4622

Moved, Phillips; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 605-1294

RESOLUTION SETTING UP NEW MONIES IN THE SHERIFF'S BUDGET

WHEREAS, donations in the amount of \$250.00 have been received from Diaz Chemical Corp. for the DARE Program, be it

RESOLVED, that this Legislature hereby authorizes the County Treasurer to set up new monies in the Sheriff's budget, as follows:

Revenue:
A2706 DARE Donations \$250.00

Appropriation:

3110.499 DARE Program \$250.00

Moved, Radzinski; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 606-1294

RESOLUTION SETTING UP NEW MONIES IN THE YOUTH BUREAU BUDGET

WHEREAS, NYS Division for Youth has awarded additional funds to cover the unanticipated cost of the Intensive Family Therapy Program, be it

RESOLVED, that this Legislature hereby authorizes the County Treasurer to set up new monies in the Youth Bureau budget, as follows:

Revenue:

A3820 Youth Programs \$3500.00

Appropriation:

A7310.467 Youth Programs \$3500.00

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Bower withdrew a resolution authorizing a transfer of funds in the Mental Health budget. The following resolutions were then adopted:

RESOLUTION NO. 607-1294

RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO EXECUTE SECTION 8 EXISTING, VOUCHER AND MOD REHAB CONTRACTS.

BE IT RESOLVED, that the Chairman of the Legislature, be and hereby is authorized to execute the Section 8 Housing Assistance Payments Program Contract Extension for Existing, Voucher, and Mod Rehab for submission to the New York State Division of Housing and Community Renewal for their signature; said Contract Extensions to be effective January 1, 1995 to December 31, 1995.

Moved, Phillips; second, Tuohey.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 608-1294

RESOLUTION ADOPTING EQUAL EMPLOYMENT AND

ANTI-DISCRIMINATION POLICY

RESOLVED, that this Legislature adopts the following "Orleans County Equal Employment and Anti-Discrimination Policy" as presented to this Legislature on December 14, 1994, as the official policy:

ORLEANS COUNTY EQUAL EMPLOYMENT AND ANTI-DISCRIMINATION POLICY

This resolution hereby reaffirms the official policy of Orleans County to employ positive business and personnel practices designed to insure the full realization of equal employment opportunities without regard to gender, age, national origin, race, color, veteran status, marital status, religion, or disability.

The resolution shall be posted and promulgated to all County employees.

POLICY

Orleans County is committed to ensuring its employees are able to work with dignity and in a professional atmosphere. Orleans County believes in the dignity of the individual and recognizes an individual's right to equal employment. Orleans County has a long standing policy of protecting and safeguarding the rights and opportunities of all people to seek, obtain, and hold employment without subjugation to discrimination of any kind in the workplace.

Orleans County expects all employees and supervisory personnel to accomplish their work in a businesslike and professional manner with a concern for the well-being of their co-workers. Any harassment of employees by fellow employees, albeit supervisor or co-worker, is not permitted regardless of the working relationship. Orleans County will take all steps necessary to prevent and stop the occurrence of harassment and discrimination in the workplace including, but not limited to, gender, age, national origin, race, color, veteran status, marital status, religion, or disability. All employees, including, but not limited to: elected officials, department heads, and supervisory personnel are responsible for ensuring a work environment free from harassment and discrimination.

This policy applies to all Orleans County employees and all personnel in a contractual relationship with the County. Depending on the extent of the County's exercise of control, this policy may be applied to the conduct of non-County employees with respect to

harassment of County employees in the workplace.

It is unlawful and prohibited to:

- (1) fail to or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, age, religion, sex, or national origin; or
- (2) limit, segregate, or classify employees or applicants for employment in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect an individual's status as an employee, because of such individual's race, color, age, religion, sex, or national origin.

Harassment on the basis of an individual's race, color, age, religion, sex, or national origin is against the law. An ethnic slur or other verbal or physical conduct because of an individual's race, color, age, religion, sex, or national origin constitutes harassment if such creates an intimidating, hostile or offensive working environment, unreasonably interferes with work performance or negatively affects an individual's employment opportunities.

Harassment includes, but is not limited to: "off color" stories or jokes concerning one of the protected statutes listed above; displaying lewd or indecent pictures or other material depicting a particular protected status, denial of employment, promotion, or benefits because an individual is in a protected class.

Supervisors must take immediate and appropriate corrective action when instances of harassment or discrimination come to their attention, to assure compliance with this policy.

Any employee who is found to have committed an act of harassment or discrimination will be subject to disciplinary action including, but not limited to termination. It is also a violation of this policy to retaliate against any employee or other individual who has complained of harassment or discrimination. Intimidation, coercion, threats, reprisal or other forms of discrimination directed at an individual who has complained of harassment or discrimination is prohibited. Any employee who is found to have committed an act of retaliation will be subject to disciplinary action, including, but not limited to, termination.

APPROACHES TO COMPLAINT RESOLUTION

Employees or other individuals who feel aggrieved because of harassment or discrimination have several ways to make their concerns known:

1. Aggrieved persons, who feel comfortable doing so, should directly inform the person engaging in the harassment that such conduct or communication is offensive and must stop.
2. All aggrieved individuals who do not wish to communicate directly with the person whose conduct or communication is offensive, or if direct communication with the offending party has been unavailing, shall contact the offending party's immediate supervisor or Director of Personnel.
3. Aggrieved persons alleging harassment or discrimination by anyone with supervisory authority or alleging failure of supervisor to take immediate action on the individual's complaint shall contact the Director of Personnel.

Moved, Tuohey; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 609-1294

RESOLUTION ADOPTING ORLEANS COUNTY SHERIFF'S DEPARTMENT SEXUAL HARASSMENT POLICY

RESOLVED, that this Legislature adopts the following "Orleans County Sheriff's Department Sexual Harassment Policy" as presented to this Legislature on December 14, 1994:

ORLEANS COUNTY SHERIFF'S DEPARTMENT SEXUAL HARASSMENT POLICY

BACKGROUND

The Orleans County Sheriff's Department (the "Department") believes in the dignity of the individual and recognizes the rights of all people to equal opportunities. In this regard, the Department has a policy of protecting and safeguarding the rights and opportunities of all people to seek, obtain, and hold employment without subjugation to sexual harassment or discrimination of any kind in the workplace.

POLICY

As with discrimination involving race, sex, color,

religion, age, sexual orientation, disability, and national origin, the Department also prohibits sex discrimination, including sexual harassment of its employees in any form. The Department will take all steps necessary to prevent and stop the occurrence of sexual harassment in the workplace.

1. This policy applies to all Department employees and all personnel in a contractual relationship with the Department. Depending on the extent of the Department's exercise of control, this policy may be applied to the conduct of non-Department employees with respect to sexual harassment of Department employees in the workplace.
2. This sexual harassment policy includes, but is not limited to, inappropriate forms of behavior described by the Equal Employment Opportunity Commission which are detailed below under the Definition of Sexual Harassment.
3. All elected officials and supervisory personnel are responsible for ensuring a work environment free from unsolicited, unwelcome and intimidating sexual overtures. Supervisors must take immediate and appropriate corrective action, when instances of sexual harassment come to their attention, to assure compliance with this policy.
4. Any employee who is found to have committed an act of sexual harassment may be subject to disciplinary action as provided by Department operating procedures and may include termination. Additionally, retaliation against any employee who has filed a sex discrimination or sexual harassment complaint is illegal and may result in disciplinary action.

Intimidation, coercion, threats, reprisal or discrimination against any employee for complaining in good faith about sexual harassment, as described in this policy, is prohibited.

5. All employees are responsible for promoting a workplace environment free of sexual harassment. Employees are to be encouraged to report violations of this policy in accordance with the procedure outlined below under Procedure for Reporting an Instance of Sexual Harassment.

All department employees are expected to take the time to familiarize themselves with this

policy and its procedures.

6. Nothing in this policy should be construed as in any way limiting an employee's right to utilize the grievance procedure, or to file a complaint with the NYS Division of Human Rights or the US Equal Employment Opportunity Commission, or to take any legal action which they may deem advisable.

DEFINITION OF SEXUAL HARASSMENT

1. Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when:

A. Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment;

- OR -

B. Submission to or rejection of such conduct by an individual is used as the basis for employment decisions, such as promotion, transfer, or termination, affecting such individual;

- OR -

C. Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment.

2. Sexual harassment refers to behavior that is not welcome, that is personally offensive, and that fails to respect the rights of others. Specific forms of behavior that the Department considers sexual harassment include, but are not limited to, the following:

A. VERBAL

Abusive verbal language related to an employee's sex, including sexual innuendoes, slurs, suggestive or derogatory or insulting comments or sounds, whistling, jokes of a sexual nature, sexual propositions, and threats.

Sexually oriented comments about an employee's body that are unwelcome and/or unreasonably interfere with an employee's work performance or create an intimidating, hostile or offensive working environment.

Any sexual advance that is unwelcome or any demand for sexual favors.

B. Non-Verbal

Abusive written language, showing or displaying pornographic or sexually explicit objects or pictures, graphic commentaries, leering, or obscene gestures in the workplace, such that it unreasonably interferes with an employee's work performance or creates an intimidating, hostile or offensive working environment.

C. Physical

Unwelcome physical contact, including touching, petting, pinching, coerced sexual intercourse, assault, or persistent brushing up against a person's body.

PROCEDURE FOR REPORTING AN INSTANCE OF SEXUAL HARASSMENT

Step 1: An employee who is subjected to sexual harassment shall put the perpetrator "on notice" by advising the individual that such conduct is unwelcome; interferes with the employees work performance; and/or creates an intimidating, hostile or offensive working environment.

In the event that the subjected employee chooses to discuss the matter with a third party employee, such third party employee will remind the subjected employee of the need to put the perpetrator "on notice".

Step 2: If, after having put the perpetrator "on notice", the employee is subjected to an additional incident of sexual harassment by the same perpetrator, or where the original conduct results in a negative employment decision affecting the employee, that employee shall then report the matter to a member of the Sexual Harassment Investigatory Committee.

The Sexual Harassment Investigatory Committee shall consist of two members, one of whom shall be appointed by the Sheriff and the other to be designated by the employee union. The designating body shall immediately communicate its respective selection to all Department employees. Each appointed member shall serve an indefinite term.

The Sexual Harassment Investigatory Committee will handle all complaints in a timely and confidential manner. In no event will information concerning a

complaint be released by the Investigatory Committee to third parties or to anyone not directly involved in the investigation.

Investigation of a complaint will normally include conferring with the parties involved and any named or apparent witnesses; however, no action will be taken without the concurrence of the employee, and confidentiality will be maintained throughout the investigatory process. The particular facts of the allegation will be examined individually, with a review of the nature of the behavior and the context in which the incident occurred.

The Investigatory Committee shall advise the perpetrator that he or she has been charged with an instance of sexual harassment. Employees who believe they have been unjustly charged with sexual harassment will be afforded every opportunity to offer and present information in their defense.

Any employee who participates in this procedure may do so without fear of retaliation. Retaliation against any employee who has filed a sex discrimination or sexual harassment complaint or who participates in the investigation thereof is illegal, and may result in disciplinary action.

The Investigatory Committee shall make a confidential written record of any complaint of sexual harassment, together with the results of any investigation, on an appropriate form. Such form shall be maintained in a secure place for one year from the date of the complaint. At the expiration of the one year period, the form shall be destroyed.

The Investigatory Committee shall also investigate cases in which a supervisor requests or requires assistance.

Step 3: If the complaining employee is subjected to a further instance of sexual harassment by the same perpetrator during this one year period, or where the original conduct resulted in an adverse employment decision, the complaining employee shall so advise the Sexual Harassment Investigatory Committee. At that time, the Investigatory Committee, together with the Sheriff and the union president (or his/her representative), shall conduct an investigation of the new allegation.

Any employee who is found to have committed an act of sexual harassment may be subject to disciplinary action as provided by Department operating procedures. Such disciplinary action may include termination.

Moved, Radzinski; second, Bower.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 610-1294

RESOLUTION ADOPTING REVISED COUNTY OF ORLEANS SEXUAL HARASSMENT POLICY

WHEREAS, resolution no. 338-692 adopted a Sexual Harassment Policy for the County of Orleans, and

WHEREAS, this Legislature is desirous of reaffirming Orleans County's official policy against sexual harassment, now be it

RESOLVED, that the following County of Orleans Sexual Harassment Policy as presented to this Legislature on December 14, 1994, replaces the Sexual Harassment Policy adopted by resolution no. 338-692 and is the official County of Orleans Sexual Harassment Policy, except in the Orleans County Sheriff's Department:

COUNTY OF ORLEANS
SEXUAL HARASSMENT POLICY

BACKGROUND

This resolution, amending resolution no. 338-692 is intended to constitute a reaffirmation of Orleans County's official policy against sexual harassment.

Orleans County believes in the dignity of the individual and recognizes the rights of all people to equal opportunities in employment. In this regard, the County has had a long-standing policy of protecting and safeguarding the rights and opportunities of all people to seek, obtain, and hold employment without subjugation to sexual harassment or discrimination of any kind in the workplace. It is the County's policy to provide an employment environment free of unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct or communications which have the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive work environment.

POLICY

As with discrimination involving race, gender, color, religion, age, disability, national origin, veteran status, and marital status, Orleans County also prohibits discrimination on the basis of sex and sexual harassment. The County will take all steps necessary to prevent and stop the occurrence of sexual harassment

in the workplace.

1. All employees, including, but not limited to: elected officials, department heads, and supervisory personnel are responsible for ensuring a work environment free from harassment and discrimination. All employees will be held responsible and accountable for avoiding or eliminating the prohibited conduct. Employees are encouraged to report violations of this policy to their supervisor or individual designated in the County Personnel Department to handle such complaints.
2. This policy applies to all Orleans County employees and all personnel in a contractual relationship with the County. Depending on the extent of the County's exercise of control, this policy may be applied to the conduct of non-County employees with respect to sexual harassment of County employees in the workplace.
3. Sexual harassment is prohibited, including inappropriate forms of behavior described by the Equal Employment Opportunity Commission:
 - A. Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment;
 - B. Submission to, or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individual (e.g. promotion, transfer, demotion, termination); or
 - C. Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance, or creating an intimidating hostile or offensive working environment.

Specific forms of behavior that Orleans County considers sexual harassment include, but are not limited to:

A. Verbal

Abusive verbal language related to an employee's sex, including, but not limited to: sexual innuendoes, slurs, suggestive or derogatory or insulting comments or sounds, whistling, jokes of a sexual nature, sexual propositions, and threats.

Sexually oriented comments about an employee's anatomy that are unwelcome and/or unreasonably interfere with an employee's work performance or create an intimidating, hostile or offensive work environment.

Unwelcome sexual advances or demands for sexual favors.

B. Non-Verbal

Abusive written language, showing or displaying pornographic or sexually explicit objects or pictures, graphic commentaries, leering, or obscene gestures in the workplace, such that it unreasonably interferes with an employee's work performance or creates an intimidating, hostile or offensive work environment.

C. Physical

Unwelcome physical contact, including, but not limited to: touching, petting, pinching, grabbing, coerced sexual intercourse, assault, or persistent brushing up against a person's body.

4. Supervisors must take immediate and appropriate corrective action when instances of sexual harassment come to their attention, to assure compliance with this policy.
5. Any employee who is found to have committed an act of sexual harassment will be subject to disciplinary action including, but not limited to, termination. It is also a violation of this policy to retaliate against any employee or other individual who has complained of sexual harassment. Intimidation, coercion, threats, reprisal or other form of discrimination directed at an individual who has complained of sexual harassment is prohibited. Any employee who is found to have committed an act of retaliation will be subject to disciplinary action, including, but not limited to, termination.

APPROACHES TO COMPLAINT RESOLUTION

Employees or other individuals who feel aggrieved because of harassment or discrimination have several ways to make their concerns known.

1. Aggrieved persons, who feel comfortable doing so, should directly inform the person engaging in the harassment that such conduct or communication is offensive and must stop.
2. All aggrieved individuals who do not wish to communicate directly with the person whose conduct or communication is offensive, or if direct communication with the offending party has been unavailing, shall contact the offending party's immediate supervisor or the Director of Personnel.
3. Aggrieved persons alleging harassment or discrimination by anyone with supervisory authority or alleging failure of supervision to take immediate action on the individual's complaint shall contact the Director of Personnel.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 611-1294

RESOLUTION AUTHORIZING THE FILLING OF A VACANT POSITION IN THE REAL PROPERTY DEPARTMENT

WHEREAS, the current employee in the Part Time Clerk Position in the Real Property Department has tendered her resignation, be it

RESOLVED, that this Legislature authorizes the Real Property Director to fill the vacant Part Time Clerk position in the Real Property Department.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 612-1294

RESOLUTION AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill the vacancy of Account Clerk-Typist at Grade 5, of the CSEA salary schedule.

Moved, Tuohey; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 613-1294

RESOLUTION AUTHORIZING CREATING AND FILLING POSITION IN MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby create a Staff Social Worker in the Mental Health Department, Grade 18 of the CSEA salary schedule; and it is

FURTHER RESOLVED, that the Director of Mental Health is authorized to fill the newly created position.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 614-1294

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES FOR THE COUNTY HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following Agreements with the County Health Department and the following agencies:

- (1) Southside Apothecary L.T.D./O.P.T.I.O.N. Care d.b.a. Associated Care, Rochester NY, for the provision of home infusion therapy services, at no cost to the County.
- (2) T-NT Bus Service Inc, N Tonawanda NY, for the provision of preschool special education transportation services at a cost of \$2,900 with 69.5% reimbursement from the State Education Department.
- (3) New York State Department of Health, Albany NY, for the provision of services associated with the Breast Health Partnership Community-Based Screening Program, at 100% reimbursement.
- (4) New York State Department of Health, Albany NY, for the provision of services associated with the Infant-Child Health Assessment Program and the Physically Handicapped Children's Case Management Program, and for reimbursement of administrative services for the Early Intervention Program, at 100% reimbursement.
- (5) Health Research Inc, Albany NY, for the provision of services associated with the New York State Comprehensive Breast and Cervical Early Detection Program, at 100% reimbursement.

- (6) Health Research Inc, Albany NY, for the provision of services associated with the American Stop Smoking Intervention Program. Services to be performed by the Tobacco Awareness Coalition of Orleans County, at 100% reimbursement.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 615-1294

RESOLUTION RESCINDING RESOLUTION NO. 573-1294 REGARDING APPOINTMENT OF NURSING HOME ADMINISTRATOR

RESOLVED, that this Legislature rescinds resolution no. 573-1294, which appointed the Nursing Home Administrator.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 616-1294

RESOLUTION CONTINUING STUDENT INTERNSHIP AGREEMENT FOR THE MENTAL HEALTH DEPARTMENT

WHEREAS, the Legislature has approved the agreement between the County and the following student intern to the Mental Health Department by Resolution No. 438-994, be it

RESOLVED, that this Legislature authorizes the continuation of Karen Hastings, as a Social Work student intern for an average of 21 hours per week, commencing January 16, 1995 through May 22, 1995; stipend for said time period to be \$720.00, payable in twice monthly installments of \$80.00 each with County cost for said agreement to be \$360.00.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 617-1294

RESOLUTION APPROVING SOFTWARE MAINTENANCE AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND VECTOR SYSTEMS

WHEREAS, the proposed Software Maintenance Agreement with Vector Systems, 4991 Wyffels Road, Canandaigua, NY 14424 offers support services for the prnPLUS Software Program currently in use at the Mental

Health Department in the following ways:

1. New features added to prnPLUS;
2. Program enhancements forced by regulatory changes;
3. On-line support via telephone and Carbon Copy;
4. Emergency fixes in the event of program error; and

WHEREAS, it is necessary to have said agreement with Vector Systems in order to assure the Department of continued effective management of its prnPLUS Software Billing Program, be it

RESOLVED, that this Legislature approves the agreement with Vector Systems; said agreement to be in effect during the 1995 calendar year at an annual cost of \$1,000.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 618-1294

RESOLUTION APPROVING REVISED AGREEMENT BETWEEN THE STATE OF NEW YORK OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES AND MENTAL HEALTH.

WHEREAS, the State of New York Office of Alcoholism and Substance Abuse Services is empowered to enter into this agreement with the Orleans County Department of Mental Health for the operation of substance abuse services and the revision of the contract to reflect cost of living adjustment; and

WHEREAS, the Orleans County Department of Mental Health wishes to enter into this agreement with the State of New York Office of Alcoholism and Substance Abuse Services; and

WHEREAS, the terms of this agreement will cover the period of January 1, 1993 through December 31, 1994 in the maximum reimbursable amount of \$431,004, be it

RESOLVED, that this Legislature does hereby approve the agreement between the State of New York Office of Alcoholism and Substance Abuse Services and the Orleans County Department of Mental Health for the period January 1, 1993 through December 31, 1994; County cost to be \$36,000.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Bower presented a resolution approving an agreement with a psychologist for the Mental Health Department; seconded by Legislator Radzinski. David

Schubel said the agreement submitted for his approval included a provision whereby the County would indemnify Dr. Amos and essentially provide the same indemnification provisions against any litigation as that provided to County employees. He explained that Dr. Amos and the other psychologists and psychiatrists are covered under the malpractice policy that is issued to the department of Mental Health, but Dr. Amos's attorney has requested this additional provision. Don Metzger said that other doctors' contracts that are coming up will have the same provision. Chairman Billings asked if this is the first time this request has been made by an independent contractor. Mr. Schubel replied that Dr. Fernandez requested this additional coverage several years ago, but it was turned down. Chairman Billings said this would be setting a new precedent. Legislator Tuohey said there are so many professionals out there and if you give it to one, you have to give it to all of them. Chairman Billings said he is not inclined to go along with this. Legislator Bower said the resolution will stay the same as presented, but the County Attorney is to remove the portion regarding additional insurance coverage from the agreement. The following resolutions were then adopted:

RESOLUTION NO. 619-1294

RESOLUTION APPROVING AGREEMENT WITH PSYCHOLOGIST FOR THE DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature does hereby approve the following agreement between the County and the following contractor to the Mental Health Department for the calendar year 1995:

John G. Amos, Ph.D., 9 Woodrose Drive, Webster, New York 14580 providing services as Consulting Psychologist for 14 on-site hours per week at an hourly rate of \$60.00, commencing January 1, 1995 through December 31, 1995 for a total of \$40,320 with a county cost of \$20,160; such funds have been allocated in the 1995 budget.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Bower presented a resolution authorizing the transfer of funds within the Mental Health budget, to be used for architectural costs regarding renovations of the Mental Health basement; seconded by Legislator Bennett. Legislator Bower explained that these funds have to be spent or lost. Chairman Billings objected that the resolution appears that we gave the okay for the renovations. Legislator Bower said it is to save

the money. Legislator Tuohey said it is almost giving approval to go ahead with the project. Legislator Bennett commented that one way we can provide more services is with reinvestment money. He said it would be good to have the architectural plans in place and if the project is gone ahead with in the future, that much will have already been done. Stanley Dudek commented that if we are going to be using that space next year, it is nice to know ahead of time about things you will run across, like code questions and accessibility. He said he would like to see this approved, even if the final project is not approved. If you do approve the final project, you will not have surprises. The following resolutions were then adopted:

RESOLUTION NO. 620-1294

RESOLUTION AUTHORIZING THE TREASURER TO TRANSFER UNEXPENDED 100% COMMUNITY SUPPORT SERVICES FUNDS FROM THE 1994 BUDGET

WHEREAS, architect services are required for the renovation project; and

WHEREAS, \$2,500 is available as unexpended 100% CSS funding in the 1994 budget; be it

RESOLVED, that this Legislature authorize the County Treasurer to transfer funds for architect fees for the renovation project at the Department of Mental Health at no cost to the County, as follows:

FROM:

TO

4320.100 Personal Services	4320.418 Other Contractual
\$2,500.00	\$2,500.00

Moved, Bower; second, Bennett.

Adopted. 5 ayes; 1 nay, Legislator Billings; 1 absent, Legislator Callard.

RESOLUTION NO. 621-1294

RESOLUTION APPROVING AGREEMENTS FOR MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following consultants to the Mental Health Department for the calendar year 1995.

- 1). F. Gordon Pleune, M.D. 3745 East Avenue, Rochester, New York 14618 providing services as a Supervising Staff Psychiatrist for 07 on-site

hours per week at an hourly rate of \$90.00 for 48 weeks.

- 2). Howard Axelrod, M.D. 24A Grave Street, Pittsford, New York 14534 providing services as a Staff Psychiatrist for 07 on-site hours per week at an hourly rate of \$90.00 for 48 weeks.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 622-1294

RESOLUTION APPROVING AGREEMENTS FOR MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby approve the following agreements between the County and the following consultants to the Mental Health Department for the calendar year 1995.

- 1). Henry Cretella, M.D., P.C. 496 White Spruce Blvd., Rochester, New York 14610 providing services as a Staff Child Psychiatrist for 07 on-site hours per week at an hourly rate of \$117.50 for 48 weeks.
- 2). Virginia J. Duffy, Ph.D., R.N., C.S., 6398 Shore Acres Drive, Hilton, New York 14468 as a Psychiatric Nurse Practitioner for 07 on-site hours per week at an hourly rate of \$77.50 for 48 weeks.

Moved, Bower; second, Bennett.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Bower withdrew a resolution authorizing the transfer of Mental Health funds to the Buildings and Grounds reserve account.

Legislator Bower presented a resolution authorizing the transfer of Community Support Services funds for furnishing renovated offices; seconded by Legislator Tuohey. Legislator Tuohey asked if this money could be used for architectural fees. Don Metzger said it was part of the original package that this \$3600.00 would be used for equipment for the offices that are being vacated upstairs. Legislator Tuohey said she has a problem with the fact that there is a \$2500.00 proposal for engineering when we never gave authority to request proposals. Legislator Bower said when we first talked about this, you said why don't you look into getting the whole basement done. We did talk about this. Legislator Tuohey said there was nothing formal.

Legislator Bower then withdrew the resolution. The following resolutions were then adopted:

RESOLUTION NO. 623-1294

RESOLUTION APPROVING 1995 TOURISM TRAVEL SHOWS

RESOLVED, that this Legislature does hereby authorize the Legislature Chairman to sign agreements to reserve booth space at the following travel shows, with one half of the costs to be assumed by the State Matching Funds Program:

Eastern Sports, Boat, Camping Travel
and Outdoor Show, Harrisburg, PA \$955.00
February 4-12, 1995

West Springfield Show
W. Springfield, MA \$650.00
February 23-26, 1995

WNY Outdoor Adventure Show
Hamburg, NY \$450.00
March 9-12, 1995

American and Canadian Sport Show
Cleveland, OH \$680.00
March 17-26, 1995

Moved, Phillips; second, Radzinski.
Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Tuohey withdrew a resolution authorizing the transfer of money to capital project radio account and closing out account. The following resolutions were then adopted:

RESOLUTION NO. 624-1294

RESOLUTION APPROVING AGREEMENT WITH KEY BANK TO PROVIDE
COMPUTER ACCESS TO SUPPORT UNIT ACCOUNT INFORMATION

WHEREAS, the Orleans County Child Support Unit's collections are being done by the New York State Department of Social Services through the Key Bank of New York; and

WHEREAS, the Key Bank of New York offers computer access to our account information which is necessary for the daily operation of the Child Support Unit;

NOW, THEREFORE, BE IT RESOLVED, that this Legislature hereby authorizes the agreement between the

Orleans County Support Collection Unit in the Department of Social Services and the Key Bank of New York to utilize daily computer access to the Unit's Account information at Key Bank at no charge.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Radzinski said the resolution approving the agreement with the Monroe County Medical Examiner's Office will remain on the table. Legislator Bennett questioned this, saying this has gone on long enough. David Schubel explained that he understood that the District Attorney's Office was going to take care of revising those portions of the agreement that Mr. Schubel felt should be revised. Susan Heard asked if she could have the money set up by purchase order, so it is encumbered. Agreed. Mr. Schubel said his two concerns were concerning limitation of liability and a provision stating that Orleans County will report any County employment vacancies to Monroe County. Legislator Bennett suggested passing the resolution as we want it and sending it to Monroe County. Legislator Radzinski withdrew the resolution. Mrs. Heard asked Andrew Lucyszyn to prepare the purchase order and send it to her.

Legislator Bower said he would like to address the resolution that was tabled at the last meeting approving an agreement for the provision of Quality Assurance Services for the Health Department. He said he has a question about contracting with a county employee. He said he would like to know more detail. Legislator Bennett withdrew the resolution until further discussion takes place.

Legislator Bower moved to add three resolutions to the agenda; seconded by Legislator Phillips. The following resolutions were then adopted:

RESOLUTION NO. 625-1294

RESOLUTION APPROVING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the Memorandum of Understanding with the New York State Department of Social Services to implement the Finger Imaging Program in 1995 at a total cost of \$9,456. County share is \$4,728.

Moved, Tuohey; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 626-1294

RESOLUTION APPROVING AGREEMENT FOR INTERIM
ADMINISTRATOR OF NURSING HOME

RESOLVED, that this Legislature authorizes the agreement with Jane A. Mahoney, 382 Hollywood Avenue, Rochester, New York 14618, as Interim Administrator of Record, effective December 19, 1994, until such time as a permanent Administrator is hired, for 35 hours a week at \$40.00 an hour, payable bi-weekly, and it is

FURTHER RESOLVED, that this Legislature terminates the Consultant Agreement for Nursing Home Services, with Barbara Waters, and it is

FURTHER RESOLVED, that this Legislature terminates the temporary appointments of Marilyn Pilon as Temporary Administrator and Elizabeth Wilder as Temporary Director of Nursing.

Moved, Tuohy; second, Phillips.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

RESOLUTION NO. 627-1294

RESOLUTION APPROVING AMENDMENT TO AGREEMENT BETWEEN
HEALTH DEPARTMENT AND STUDENT INTERN

RESOLVED, that this Legislature approves the amendment to the agreement between the Health Department and Desiree Spencer, Student Intern, approved by resolution number 538-1194, as follows:

Original agreement - payment of \$506.00 twice monthly.

Amended agreement - payment of \$11.00 per hour for Lead Program work and \$16.00 per hour for Breast Health and Cervical Screen program work.

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 0 nays; 1 absent, Legislator Callard.

Legislator Phillips moved to adjourn; seconded by Legislator Radzinski. Meeting adjourned at 5:55 p.m.

LEGISLATURE MEETING
December 28, 1994

The Chairman called the meeting to order at 4:30 p.m.

After the pledge to the flag, the Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: letter of thanks for increase in financial support for Orleans County Nutrition Program, announcement of change in date from January 4 to January 5 for open house at dispatch center, announcement of NYSAC Conference from February 12 through February 14, agenda for January Youth Board meeting, and November minutes, letter from Village of Lyndonville requesting 1996 tax exemption for certain property.

During Open Discussion, Susan Heard announced that sales tax has exceeded the budgeted amount by \$244,000 and another check is expected on Friday.

The following resolutions were adopted:

RESOLUTION NO. 628-1294

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

WHEREAS, claims for the General Fund, Job Development Agency, and the Self-Insurance Fund have been audited by this Legislature, be it

RESOLVED, that the claims against the General Fund, represented by checks numbered 4206 through 4382, and totalling \$ 255,288.76 be paid, and that the Clerk of the Legislature, the Director of Job Development Agency and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of said claims.

Moved, Phillips; second, Radzinski.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 629-1294

RESOLUTION APPROVING PURCHASE OF HOOD FOR GAS STOVE FOR MENTAL HEALTH

WHEREAS, purchase order #22265, dated 12/23/93, set aside \$5,759.00 of 100% state reimbursable funding to purchase a gas stove and hood, and

WHEREAS, the existence of additional

ventilation codes, increasing the total cost, became known after the bid was awarded, and

WHEREAS, \$2,970.00 of this 1993 money will be used to purchase the stove, leaving a balance of \$2,789.00 to be applied to the cost of the hood, be it

RESOLVED, that this Legislature approves the purchase and installation of the hood at a cost of \$6,500.00, \$2,789.00 of which will be charged to 1993 funding, leaving \$3,711.00 to be charged to 1994 funding.

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

RESOLUTION NO. 630-1294

RESOLUTION 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 Peak 4606 Upper Holley Road Holley, NY 14470 (to fill unexpired term of Herman Lorenz).	Clarendon	12/31/96
James Hecky 15771 E. Lee Road Holley, NY 14470 (to fill unexpired term of Dennis Peak)	Clarendon (Alternate)	12/31/96
Shawn Michaloski 67 South Main St. Holley, N.Y. 14470	Village of Holley	12/31/97
Theodore Broekhuizen 34 North Main St. Holley, N.Y. 14470	Village of Holley	12/31/97

Moved, Phillips; second, Callard.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 631-1294

RESOLUTION APPROVING AGREEMENT WITH GENESEE COUNTY TO OPERATE THE ORLEANS COUNTY YOUTH BUREAU/BOARD

RESOLVED, that this Legislature approves an agreement with Genesee County for the operation of the Orleans County Youth Bureau; with Orleans County's share (40% of the actual annual operating cost of the Genesee-Orleans Youth Bureau) for 1995 being \$48,828.00, payable in monthly installments of \$4,069.00, with the exception of the monthly installment for December, which will be an adjusted payment, based on a reconciliation of expenditures.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 632-1294

RESOLUTION AUTHORIZING FILLING OF VACANCY IN JOB DEVELOPMENT OFFICE

RESOLVED, that this Legislature authorizes the filling of a vacant Employment Representative position in the Job Development Office, at Grade 7 of the CSEA salary schedule, effective January 2, 1995.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 633-1294

RESOLUTION AUTHORIZING FILLING OF VACANT DEPUTY ELECTION COMMISSIONER POSITION

WHEREAS, Helen Zelazny, Deputy Commissioner of the Board of Elections, representing the Democratic Party, has submitted her resignation effective December 29, 1994, be it

RESOLVED, that this Legislature authorizes the filling of the vacant Deputy Commissioner position, effective January 3, 1995, to be filled at Grade 1, Step 9, of the Management Compensation Plan salary schedule.

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

RESOLUTION NO. 634-1294

RESOLUTION APPROVING LEASE AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND PEOPLE PROMOTING HOSPICE OF ORLEANS COUNTY INC. FOR USE OF THE "COMMISSIONER'S HOUSE" UPON CERTAIN TERMS AND CONDITIONS

RESOLVED, that this Legislature approves the execution of a lease agreement with People Promoting Hospice of Orleans County, Inc. for the "Commissioner's House" for a term ending December 31, 1995, with no monthly rental upon the condition that in the event the County needs the leased premises during the term for County purposes, the County may terminate the lease upon sixty (60) days written notice. The tenant shall obtain public liability insurance naming the County as an insured.

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 635-1294

RESOLUTION APPROVING APPORTIONMENT OF 1995 SALES TAX TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 1995 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, Callard; second, Bennett.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 636-1294

RESOLUTION AUTHORIZING COUNTY PARTICIPATION IN FEDERAL EMERGENCY MANAGEMENT ASSISTANCE PROGRAM AND APPROVING AGREEMENT

RESOLVED, that this Legislature authorizes participation in the Federal Emergency Management Assistance (FEMA) Program, and approves the Local Emergency Management Assistance Participation agreement for Orleans County; said agreement to be in effect October 1, 1994 through September 30, 1995 and allows for eligible FEMA expenditures to be reimbursed to the County on a quarterly basis, for an approximate total of \$13,124.00.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 637-1294

RESOLUTION 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, due to the end of year schedule the last audit of 1994 vouchers will be on January 4, 1995 and the first audit of 1995 vouchers will be on January 18, 1995; and

WHEREAS, these dates do not fall during weeks of Legislature meetings, 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, Job Development Agency, Self-Insurance Fund, and Highway accounts without the benefit of a prior resolution, upon completion of the January 4, 1995 and January 18, 1995 audits.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 638-1294

RESOLUTION AUTHORIZING SALARY INCREASES FOR MANAGEMENT AND PART-TIME EMPLOYEES AND MODIFYING MEDICAL INSURANCE COVERAGE

RESOLVED, that this Legislature does hereby approve a 3% increase in the Management Compensation Plan salary schedule, effective January 1, 1995, 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, 1995, are authorized for certain part-time employees:

County Historian	\$ 5,006.00
Deputy Budget Officer	2,060.00
Deputy Fire Coordinator	600.00
Election Commissioner	6,761.00
Fire Investigator	600.00
Medical Consultant	9,827.00
Sec. To Asst. D.A.	3,777.00
Budget Officer	2,575.00

and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$12,978.00 for 1995; with the remaining members of the Legislature

to be paid an annual salary of \$8,652.00 each, and be it

FURTHER RESOLVED, that effective February 1, 1995 the medical coverage section of the Management Compensation Plan shall be modified to limit the county cost of medical insurance to the greater cost of either HMO plan - Blue Choice or Community Blue - and to prohibit any duplicate coverage, and be it

FURTHER RESOLVED, that this limited cost shall also apply to the county cost under the menu of fringe benefits offered to department heads and elected officials.

Moved, Callard; second, Tuohey.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution authorizing the transfer of funds to contingent fund and Radio Communications System fund; seconded by Legislator Phillips. Susan Heard explained that she cannot leave the \$50,000 principal amount from short term debt in the account until the end of the year. It will be moved to the contingent fund and taken care of from there. The following resolutions were then adopted:

RESOLUTION NO. 639-1294

RESOLUTION AUTHORIZING TRANSFER OF 1994 UNSPENT APPROPRIATION TO CONTINGENT FUND AND TRANSFER FROM CONTINGENT FUND TO RADIO COMMUNICATIONS SYSTEM

WHEREAS, money budgeted for Capital Project Radio debt was not expended in full, and

WHEREAS, the Communications Systems account will be over expended when paying final amounts due to Doherty Communications, be it

RESOLVED, that this Legislature authorizes the County Treasurer to transfer as follows:

FROM:

Appropriation:

A9730.601 Principal-Radio Communications \$50,000.00

TO:

Appropriation:

A1990.435 Contingent Fund \$50,000.00

and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer:

FROM:

A1990 Contingent Fund \$ 3,218.00

TO:

3020.418 Communications System \$ 3,218.00

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nay; 0 absent.

RESOLUTION NO. 640-1294

RESOLUTION AUTHORIZING TRANSFER OF MONEY TO CAPITAL
PROJECT RADIO AND SUBSEQUENT CLOSEOUT OF CAPITAL
PROJECT

WHEREAS, all Capital Project Radio work has been
completed, and

WHEREAS, Capital Project Radio owes the General
Fund \$25,250.00 and,

WHEREAS, the Capital Project Radio account needs
additional cash in the amount of \$21,050.00 for this
loan repayment, be it

RESOLVED, that this Legislature authorizes the
County Treasurer to transfer:

FROM:

Appropriation A1990.435 Contingent Fund \$21,050.00

TO:

Appropriation A9950.520 Transfer to
Capital Project \$21,050.00

and be it

FURTHER RESOLVED, that this Legislature
authorizes the County Treasurer to transfer

FROM:

A9950.520 Transfer to Capital Project \$21,050.00

TO:

H5031 Capital Project Transfer \$21,050.00

in order to repay the General Fund, and be it

FURTHER RESOLVED, that this Legislature
authorizes the County Treasurer to close out this
Capital Project Radio account.

Moved, Tuohey; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 641-1294

RESOLUTION APPROVING CAPITAL PROJECT PAYMENTS FOR
NURSING HOME RENOVATIONS

RESOLVED, that this Legislature approves the following payments from Capital Project account H6030, Nursing Home Renovations:

Cassidy Mechanical Corp.	\$ 4,938.00
Pike Company	14,353.54
Monroe Piping & Sheet Metal	39,972.00
Leo J. Roth Corp.	65,189.57
Suburban Electric, Inc.	21,660.00
Allied Builders, Inc.	60,957.00
Rochester Davis-Fetch Corp.	30,637.50
Total	\$237,707.61

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 642-1294

RESOLUTION APPROVING APPOINTMENTS TO YOUTH BOARD

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

<u>NAME</u>	<u>REPRESENTS</u>	<u>TERM EXPIRES</u>
Kathy Lalonde 253 N. Main St. Albion, N.Y.	At Large	12/31/97
Ellen Tuohey Lyndonville, N.Y.	At-Large	12/31/97
Phillip McKenna Sheriff's Department	Law Enforcement	12/31/97
Cindy Lonnen 14121 West Ave. Albion, NY	School District	12/31/95
Liz Doherty 228 N. Main St. Albion, NY	Youth Representative	12/31/97
William D. Mayer 2685 W. Kendall Rd. Holley, NY	At Large	12/31/97

Moved, Tuohey; second,
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 643-1294

RESOLUTION APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND THE NYS ASSOCIATION FOR RETARDED CITIZENS - ORLEANS COUNTY CHAPTER.

RESOLVED, that this Legislature approves the 1995 agreement between the Mental Health Department and the NYS Association for Retarded Citizens - Orleans County Chapter for the provision of services to the mentally retarded and disabled; said agreement to be in effect during the 1995 calendar year at a County cost of \$50,164.00

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

RESOLUTION NO. 644-1294

RESOLUTION APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD

RESOLVED, that this Legislature approves the appointment of Ms. Kathryn C. Fernandez to the Orleans County Community Services Board and its respective subcommittee responsibilities, to fill the unexpired term of Linda Doherty who has resigned; said term to expire April 30, 1995.

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

Legislator Bower presented a resolution approving agreements for accounting services in the Mental Health Department; seconded by Legislator Radzinski. Legislator Tuohey requested that the agreements be voted on separately. The first agreement was approved, as follows:

RESOLUTION NO. 645-1294

RESOLUTION APPROVING AGREEMENT WITH ACCOUNTANT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the agreement with Raymond Sullivan, 525 Everygreen Drive, Tonawanda, N.Y. to provide services as a consulting accountant, for 21 hours per month at a rate of \$540.00 per month.

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

The next agreement was voted on and defeated, as follows:

RESOLUTION NO. 646-1294

RESOLUTION APPROVING AGREEMENT WITH ACCOUNTANT FOR MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the agreement between the County and Raymond Sullivan for the provision of services as consulting accountant as Contract Manager for 33 hours per month at a rate of \$833.00 per month.

DEFEATED. 3 ayes; 4 nays, Legislators Billings, Phillips, Radzinski and Tuohey; 0 absent.

RESOLUTION NO. 647-1294

RESOLUTION APPROVING CONSULTANT AGREEMENT FOR THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature approves the agreement between the county and William E. Mitchell, Psy.D., as a consulting psychologist for an average of 9 hours per week at \$55.00 per on-site hour, commencing 1/1/95 through 12/31/95 for a total of \$23,760.00; with a County cost of \$11,880; such funds have been allocated in the 1995 budget.

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

RESOLUTION NO. 648-1294

RESOLUTION TRANSFER OF FUNDS WITHIN MENTAL HEALTH BUDGET AND AUTHORIZING EQUIPMENT PURCHASE

WHEREAS, \$3,224.00 of 100% CSS funding is available for one time only or it will be returned to New York State, and

WHEREAS, Friends of Mental Health has documented a need for one-time equipment purchases to facilitate program services and operations, be it

RESOLVED, that this Legislature authorizes the County Treasurer to transfer funds within the Mental Health budget as follows:

FROM:

TO:

4320.440 Auditor
\$1,000.00

4320.467 Friends of Mental Health
\$3,223.19

4320.452 Personal
Serv. Contracts
\$2,223.19

and be it

FURTHER RESOLVED, that the Director of Mental Health is authorized to spend this amount on equipment purchases to facilitate program services and operations

Moved, Bower; second, Radzinski.

Adopted. 6 ayes; 1 nay, Legislator Billings; 0 absent.

RESOLUTION NO. 649-1294

RESOLUTION AUTHORIZING THE DIRECTOR OF MENTAL HEALTH TO PROVIDE NEW YORK STATE OFFICE OF MENTAL HEALTH FUNDS TO THE FRIENDS OF MENTAL HEALTH IN ORLEANS COUNTY, INC.

WHEREAS, there is a necessity in Orleans County to provide for the continuance of support groups because of a significant number of less severely mentally ill individuals, and

WHEREAS, the Friends of Mental Health in Orleans County, Inc. have the interest and competence to provide these services, be it

RESOLVED, that this Legislature authorizes the Director of Mental Health to provide and subcontract \$20,500.00, as per contract, to the Friends of Mental Health in Orleans County, Inc. (which is 100% funded by the New York State Office of Mental Health) for the period of January 1, 1995 through December 31, 1995.

Moved, Bower; second, Bennett.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 650-1294

RESOLUTION AUTHORIZING FILLING OF VACANCY IN MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the Director of Mental Health to fill the vacant part-time

Account Clerk Typist position in Mental Health, effective January 1, 1995.

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

RESOLUTION NO. 651-1294

RESOLUTION AMENDING RESOLUTION NO. 619-1294 REGARDING AGREEMENT WITH PSYCHOLOGIST FOR THE DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature amends resolution number 619-1294, which approved the agreement with John G. Amos for psychology services for Mental Health, as follows:

Original	Amended
14 on-site hours per week	17 on-site hours per week
\$40,320 per year	\$48,960 per year

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

RESOLUTION NO. 652-1294

RESOLUTION APPROVING AGREEMENT BETWEEN ORLEANS COUNTY ATTORNEY AND MENTAL HEALTH SERVICES

RESOLVED, that this Legislature approves the agreement between the Office of the County Attorney and Orleans County Mental Health Services for legal services in the amount of \$3,000.00 to be paid in semi-annual payments for the calendar year 1995.

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

RESOLUTION NO. 653-1294

RESOLUTION APPROVING TRANSPORTATION AGREEMENT BETWEEN THE DEPARTMENT OF MENTAL HEALTH AND ORLEANS COMMUNITY ACTION COMMITTEE, INC.

RESOLVED, that this Legislature approves the agreement between the Department of Mental Health and Orleans Community Action Committee, Inc., providing transportation services for Friendship House clients; said agreement to be in effect from January 1, 1995 through December 31, 1995 at the following rates.

For each one-way ambulatory passenger trip within Orleans County	\$ 8.50
Round trip	\$17.00

For each one-way non-ambulatory passenger trip within one zone	\$13.50
Round trip	\$27.00

For each one-way non-ambulatory passenger trip traveling through two or more zones *	\$15.00
Round trip	\$30.00

*A zone is co-terminal within the township in Orleans County, except that the towns of Albion and Gaines are considered one zone.

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

RESOLUTION NO. 654-1294

RESOLUTION ABOLISHING INSPECTION FEES IN WEIGHTS AND MEASURES DEPARTMENT

WHEREAS, this Legislature adopted resolution number 664-1293 creating a revenue account for inspection fees collected by the Weights & Measures Department, and

WHEREAS, there has been much public input objecting to the collection of these fees, and

WHEREAS, this Legislature is concerned for the small business owners within Orleans County and would like to help lessen the economic burdens they are experiencing, be it

RESOLVED, that this Legislature abolishes the inspection fees that were approved by resolution number 664-1293, and adjusts accordingly the Orleans County Fee Schedule.

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

RESOLUTION NO. 655-1294

RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN TREASURER'S BUDGET

WHEREAS, the Treasurer's personal services account

has excess funds totalling \$4500.00, and

WHEREAS, the Treasurer would like to use these funds towards the purchase of a tax collection program, be it

RESOLVED, that this Legislature authorizes the County Treasurer to transfer appropriations as follows:

FROM

Appropriation 1325.100
Personal Services
\$4,500.00

TO

Appropriation 1325.466
Consultant Fees (Tax Pro)
\$4,500.00

and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to encumber these funds.

Moved, Callard; second, Radzinski.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 656-1294

RESOLUTION APPROVING AGREEMENTS WITH VARIOUS AGENCIES
FOR THE COUNTY HEALTH DEPARTMENT

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

- (1) Health Research Inc, Albany, NY, for the provision of services associated with the New York State Comprehensive Breast and Cervical Early Detection Program, at 100% reimbursement.
- (2) Medina Memorial Hospital, 200 Ohio Street, Medina, NY, for the provision of services associated with the New York State Comprehensive Breast and Cervical Early Detection Program, at 100% reimbursement from the State.

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

RESOLUTION NO. 657-1294

RESOLUTION APPROVING THE CONTINUED USE OF A PAGER BY
THE ENVIRONMENTAL HEALTH DIVISION OF THE COUNTY HEALTH
DEPARTMENT

RESOLVED, that this Legislature approves the continued use of a "pager", by the Environmental

Health Division of the County Health Department, and the reimbursement of "stand-by" pay, to handle the increasing number of "after-hours" calls, received by the Environmental Health Staff, to handle public concerns and animal bite investigations, associated with the Department's Rabies Control Program and the increasing rabid raccoon population in our County. This cost has been included in the Department's 1995 budget and will remain in effect throughout the duration of that budget period, unless deemed no longer necessary before that time.

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

RESOLUTION NO. 658-1294

RESOLUTION AWARDING BID FOR NURSING HOME FURNISHINGS

RESOLVED, that this Legislature awards the bid for Nursing Home furnishings, upon approval of the Economic Assistance & Opportunity Committee, to Omni Manufacturing, Inc. of Norcross, Georgia, which was the low bid submitted, at a total cost of \$48,799.70, which includes freight and installation charges

Moved, Tuohey; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Tuohey presented a resolution authorizing an agreement between Social Services and Key Bank; seconded by Legislator Phillips. Susan Heard asked why this agreement would be with Social Services rather than the Treasurer. David Schubel also questioned this. Legislator Tuohey tabled the resolution until this can be answered.

Legislator Bennett moved to remove a resolution from the table, to move money into the Buildings & Grounds Reserve; seconded by Legislator Phillips. Carried. The following resolution was then adopted:

RESOLUTION NO. 659-1294

RESOLUTION MOVING MONEY FROM BUILDINGS AND GROUNDS BUDGET TO BUILDINGS AND GROUNDS RESERVE ACCOUNT

WHEREAS, various projects have been approved to be undertaken by the Buildings and Grounds Department during 1994, and

WHEREAS, the Buildings and Grounds Department has not been able to complete these projects during 1994, be it

RESOLVED, that this Legislature authorizes the County Treasurer to move the amount of \$1,800 from account 1620.250 Buildings and Grounds Other Equipment, \$19,300 from account 1620.403, Buildings and Grounds Maintenance Projects, \$11,800.00 from account 1620.405 Buildings and Grounds Building Projects, to the Buildings and Grounds Reserve Account, to cover the following projects to be completed during 1995:

Purchase truck at Army Reserve	\$ 1,800.00
Repair stone sidewalk on Main St	2,000.00
Blacktop east side-Court House	1,800.00
Replace radiators-Court House	4,500.00
Fire Alarm-Court House	1,000.00
Repairs to Court House	10,000.00
ADA Projects	<u>11,800.00</u>
 TOTAL	 32,900.00

Moved, Bennett; second, Phillips.
Adopted. 7 ayes; 0 nays; 0 absent.

Stanley Dudek reported that the recycling bins will probably not be delivered to Albion residents until the middle of next week.

Legislator Bennett moved to adjourn; seconded by Legislator Bower. Adjourned at 5:00 p.m.



1995 Orleans County Adopted Budget

Adopted by the Legislature December 2, 1994 Resolution 572-1294



County Clerk Building

Finance Committee Members

David B. Callard
Finance Committee Chairman

Marcia B. Tuohey
Vice Chairwoman

Lyndon D. Billings
Legislature Chairman

Stanley J. Dudek
Budget Officer

Susan M. Heard
Deputy Budget Officer

Orleans County Legislature

Richard V. Bennett - Member at Large

George R. Bower - Member at Large

David B. Callard - Member at Large

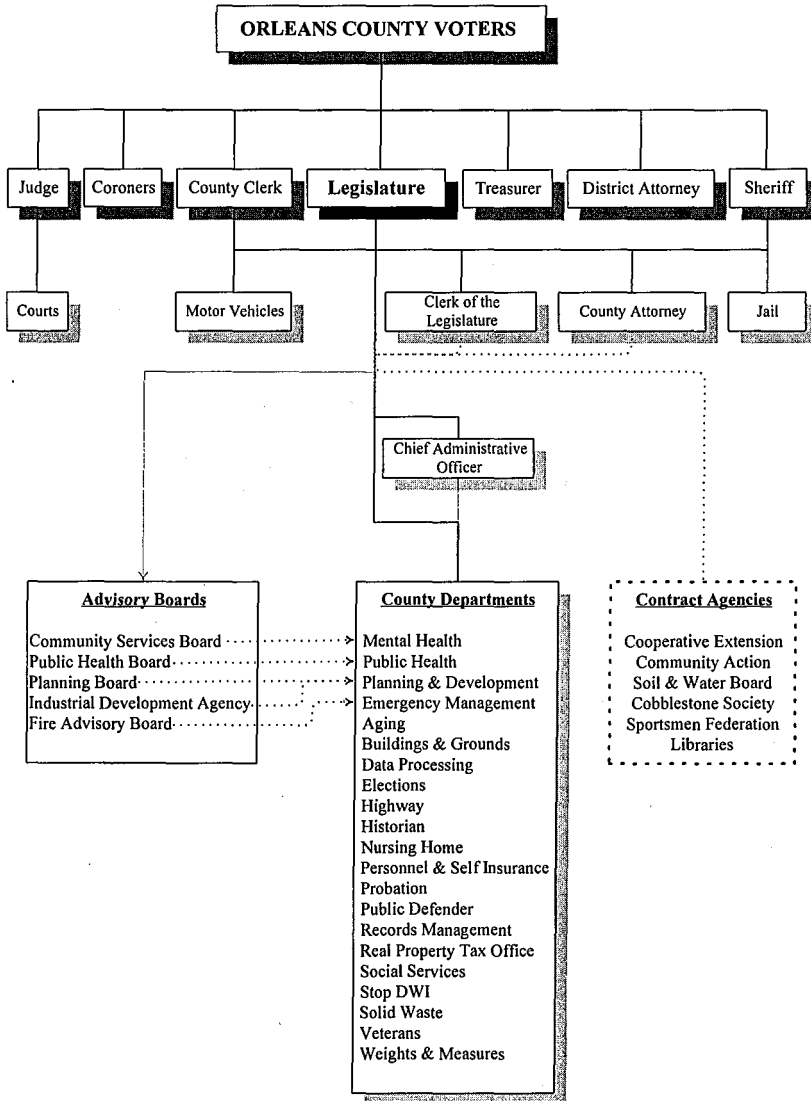
Marcia B. Tuohey - District No. 1

Homer H. Phillips - District No. 2

Ronald R. Radzinski - District No. 3

Lyndon D. Billings - District No. 4

ORLEANS COUNTY GOVERNMENT ORGANIZATIONAL CHART



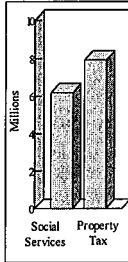
Budget Message

Overview

The enclosed 1995 budget has been carefully developed to maintain desirable services at acceptable levels. Unfortunately, many of the allocations do not reflect a deliberate plan for implementing local priorities, but are rather state required contributions for mandated programs. As in recent years, these mandates continue to have a significant, negative impact on the county budget.

Spending for social services programs in 1995 will increase by \$428,401 to \$6,114,734. This equates to 78.18% of the property tax levy.

Overall, expenditures in the 1995 budget will increase by \$2,188,386, while revenues will increase \$1,872,959. As a result, the county cost of operations will grow by 3.97%. Countywide, assessed property values have risen \$13,705,938 or 1.41%. The result is an increase in the average countywide property tax rate of 2.50%.



Appropriations

The 1995 budget includes eight positions that were not budgeted in 1994, however, all were created during 1994 and all are fully reimbursed by state aid or special grants. Additionally, personal services lines have been increased 3% to provide for a general salary increase in 1995. This is an estimate since bargaining agreements expire at the end of 1994 and negotiations for successor agreements have not been completed.

Employee benefits will increase in 1995 because retirement costs, which have been minimal for several years, have risen to 1.5% of payroll. Medical insurance is expected to increase by 10%.

Allocations for equipment have increased by \$225,801. Much of the expenditure is for required replacement of outdated equipment. In addition, a significant effort will be made to automate labor intensive operations in the Sheriff's Department and the Treasurer's Office. The acquisition of a paver will also upgrade the capabilities of the Highway Department.

Contractual expenses include numerous categories which are listed in the attached line item summary. Of significance, the cost of the solid waste program has decreased \$664,699 as a result of a contract recently awarded to a new vendor. This will have no impact on the property tax levy itself. However, since revenues are raised by fees levied against eligible properties, it

will translate into a substantial saving for the average home owner.

Revenues

The 1995 Budget projects that sales tax revenue will be 5% greater than that budgeted for 1994. This increase of \$323,407 is based on the assumption that the County Legislature will request an extension of the additional 1% sales tax which expires in September of 1995. State aid for the education of handicapped children will increase by \$288,000 in 1995 as a result of state legislation passed in 1994. State aid for probation services will increase by \$41,638. State and Federal aid for most other services will generally remain static, with increases being caused by added spending.

Capital Projects

There are several major capital projects of note budgeted for 1995. Two of these are for the County Clerk Building. The Americans with Disabilities Act requires all county services and programs be accessible by the handicapped in 1995. Renovations will cost \$218,000. The county has obtained a \$75,000 state grant to offset part of the cost. The other project involves the replacement of the slate roof and is expected to cost \$210,000.

The budget includes a \$23,000 allocation towards the cost of these projects. The balance is proposed to be financed with short term borrowings until 1998, when debt on the County Office Building is retired. Long term bonding will then be obtained.

Another proposed project is the conversion of the inefficient heating system in the County Office Building from electricity to natural gas, which is more economical. The estimated payback period for the \$192,000 project is five years.

Enterprise Fund

The County Nursing Home operates as an "enterprise fund" and does not rely on property tax dollars for support. Because of this, Nursing Home expenditures and revenues are not included in the budget totals. This budget however, does include a comprehensive countywide view of all appropriations by category of expenditure (i.e., telephone, office supplies, insurance, etc.). To insure that this view is complete, all county operations, including the Nursing Home, have been included in both the appropriation and revenue report.

Respectfully submitted,

Stanley J. Dudek
Budget Officer

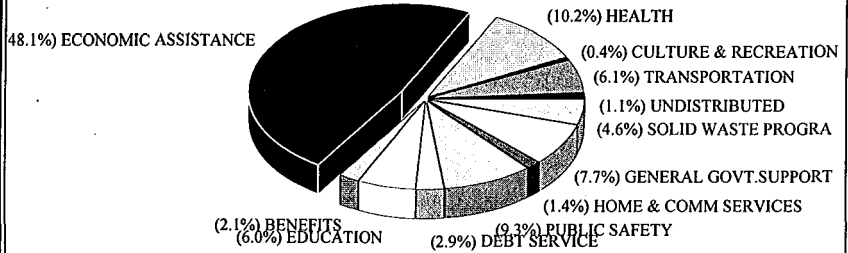
David B. Callard
Finance Committee Chairman

DISTRIBUTION OF EACH 100 DOLLARS OF COUNTY COST

County Treasurer	\$0.00	Central Data Processing	\$0.20
Youth Programs	\$0.00	Tourism Agency	\$0.21
Machine Fund Fuel Farm	\$0.00	Burials	\$0.22
Self-Insurance Fund	\$0.00	Medical Examiners	\$0.22
Solid Waste Fund	\$0.00	Service for Recipients	\$0.24
Road Fund Park Administration	\$0.00	Soil & Water	\$0.27
Central Typewriter Repair	\$0.00	Road Fund Bridges	\$0.28
Oak Orchard Small Watershed	\$0.00	Control of Animals	\$0.29
Friends of Mental Health	\$0.00	Assigned Counsel Family Court	\$0.31
Nursing Home	\$0.00	ARC Program - Private Sector	\$0.32
Fuel Aid Program	\$0.00	Programs for the Aging	\$0.35
Special Investigations	\$0.00	Park Ridge - Alcohol Treatment	\$0.36
Tax Advertising and Expense	\$0.00	Real Property Tax Service	\$0.37
Debt Service Fiscal & Agent Fees	\$0.00	Machinery Fund Maintenance	\$0.44
Debt Service (Nursing Home)	\$0.00	Clerk of the Legislative Board	\$0.48
Stop DWI Program	\$0.00	Road Fund Maintenance	\$0.50
Interest on Radio System Bond	\$0.00	County Attorney	\$0.50
Job Development Agency	\$0.00	Chief Administrative Officer	\$0.52
Indigent Court Services	\$0.00	Juvenile Delinquent	\$0.57
Tuberculosis Care & Treatment	\$0.00	Road Fund - Traffic Safety	\$0.63
Crime Victims Assistance Program	\$0.00	Personnel	\$0.64
Health System Agency	\$0.01	Board of Elections	\$0.67
Council of the Arts	\$0.01	Emergency Management	\$0.67
Sportsmen Federation	\$0.01	Mental Health	\$0.70
Cobblestone Museum	\$0.01	Legislative Board	\$0.72
Justices & Constables	\$0.01	State Training School	\$0.79
Medical Scholarship	\$0.02	Road Fund Administration	\$0.79
Fiscal Agent Fees	\$0.03	Child Care	\$0.91
Engineer Expense	\$0.03	Public Defender	\$0.93
Joint Planning Board	\$0.04	Planning & Development	\$0.96
Records Management	\$0.04	District Attorney	\$1.06
Public Safety Communication System	\$0.04	Highway Road Fund	\$1.10
Historian	\$0.04	Public Health	\$1.40
Emergency Aid to Adults	\$0.05	Cooperative Extension of Orleans	\$1.44
Budget Officer	\$0.05	Buildings & Grounds	\$1.65
Mental Health - Law Expense	\$0.06	Home Relief	\$2.11
Physically Handicapped Children	\$0.06	Probation	\$2.37
JOBS Program	\$0.09	Undistributed Expenses	\$2.84
Interest on Rev. Anticipation Note	\$0.09	Social Services Administration	\$3.04
Park Ridge - Drug Abuse	\$0.11	Road Fund Snow Removal	\$3.07
Machine Fund Employee Benefit	\$0.11	Road Fund Road Construction	\$3.48
Veterans Service Agency	\$0.15	Education - Handicapped Children	\$4.00
Community Action	\$0.15	Community Colleges	\$4.40
Youth Bureau	\$0.16	Debt Service (Long Term Debt)	\$4.58
Weights & Measures	\$0.16	Jail	\$5.90
Industrial Development Agency	\$0.19	Aid to Dependent Children	\$7.11
Libraries	\$0.19	Sheriff	\$9.18
County Clerk	\$0.20	Medical Management Info System M	\$24.11

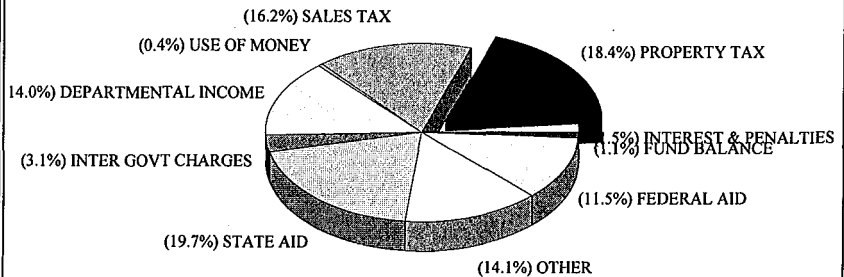
County Of Orleans

1995 Appropriations



County of Orleans

1995 Revenue



1995 - 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	40,478,053	30,191,998	665,566		2,368,611	686,579	583,355	928,074	5,053,870
SOLID WASTE FUND	1,962,649			1,962,649					
INTERFUND TRANSFERS	56,664			13,000	11,765	31,899			
TOTAL APPROPRIATIONS	42,497,366	30,191,998	665,566	1,975,649	2,380,376	718,478	583,355	928,074	5,053,870
REVENUES									
EXCLUDING INTERFUND	34,170,777	24,284,581	665,566	1,975,649	809,500	631,100	583,355	167,156	5,053,870
INTERFUND TRANSFERS	56,664	24,765						31,899	
TOTAL REVENUES	34,227,441	24,309,346	665,566	1,975,649	809,500	631,100	583,355	199,055	5,053,870
AMOUNT FUNDED BY TAX LEVY	8,269,925	5,882,652	0	0	1,570,876	87,378	0	729,019	0
LESS CASH SURPLUS	448,000	385,000	0	0	0	0	0	63,000	0
LEVY FOR BUDGETARY PURPOSES	7,821,925	5,497,652	0	0	1,570,876	87,378	0	666,019	0
ALLOWANCE FOR UNCOLLECTABLE TAXES									
DEFERRED TAX REVENUE		0							
TOTAL LEVY	7,821,925								

1995 - 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	3,264,284	2,914,822			228,009		123,453		
EDUCATION	2,554,500	2,554,500							
PUBLIC SAFETY	3,936,512	3,936,512							
HEALTH	4,339,693	4,339,693							
TRANSPORTATION	2,592,648	0			1,924,216	668,432			
ECON. ASSISTANCE & OPPORTUNITY	20,416,153	15,700,081	665,566						4,050,506
CULTURE & RECREATION	182,385	139,150			43,235				
HOME & COMMUNITY SERVICES	592,450	592,450							
BENEFITS	898,264	0			175,151	18,147	9,902		695,064
DEBT SERVICE	1,251,164	14,790						928,074	308,300
OTHER TRANSFERS	0	0				0			
OTHER	450,000	0					450,000		
SOLID WASTE	1,962,649	0		1,962,649					
APPROPRIATIONS	42,440,702	30,191,998	665,566	1,962,649	2,368,611	686,579	583,355	928,074	5,053,870
Plus Interfund Transfers	56,664			13,000	11,765	31,899			
TOTAL ALL APPROPRIATIONS	42,497,366	30,191,998	665,566	1,975,649	2,380,376	718,478	583,355	928,074	5,053,870

1995 - 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 TAXES	637,031	637,031							
NON-PROPERTY TAXES	6,860,465	6,860,465							
DEPARTMENTAL INCOME	5,949,914	3,526,965		1,975,649	55,000	388,500			3,800
INTERGOVERNMENTAL CHARGES	1,317,396	354,430	665,566			235,000		62,400	
USE OF MONEY & PROPERTY	188,900	155,900			10,000	5,000		16,000	2,000
PERMITS/FINES & FORFEITURES	102,152	102,152							
SALE OF PROPERTY & OTHER COMP	525	525							
OTHER	5,882,081	153,800			5,500	2,600	583,355	88,756	5,048,070
STATE AID	8,351,213	7,612,213			739,000				
FEDERAL AID	4,881,100	4,881,100							
REVENUES	34,170,777	24,284,581	665,566	1,975,649	809,500	631,100	583,355	167,156	5,053,870
Plus Interfund Transfers	56,664	24,765						31,899	
TOTAL ALL REVENUES	34,227,441	24,309,346	665,566	1,975,649	809,500	631,100	583,355	199,055	5,053,870

1995 ADOPTED BUDGET

GENERAL GOVERNMENT SUPPORT

A1010 Legislative Board

Personal Services	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.100 Personal Services	62,966	63,000	63,000	64,890	64,890	64,890
Subtotal Personal Services	62,966	63,000	63,000	64,890	64,890	64,890
Equipment						
.220 Office Equipment	7,689		76			
Subtotal Equipment	7,689		76			
Contractual						
.418 Other Contractual	3,316	350	350	300	300	300
.421 Telephone	3,238	2,874	2,874	3,000	3,000	3,000
.431 Insurance	439	612	377	395	395	395
.433 Advertising & Legal Notices		200	178			
.441 Printing	2,335	4,500	6,258	3,500	3,500	3,500
.443 Repair to Office Equipment		760	760	905	905	905
.447 Contracted Service & Equipment		550	550	1,200	1,200	1,200
.458 Books, Publications & Subscriptions		1,225	1,225	1,225	1,225	1,225
.461 Postage	2,595	2,000	2,000	3,000	3,000	3,000
.462 Travel - in County	3,066	3,500	3,500	3,500	3,500	3,500
.463 Travel - out County	2,930	4,500	4,500	4,500	4,500	4,500
.481 Professional Dues		75	75	75	75	75
Subtotal Contractual	17,919	21,146	22,647	21,600	21,600	21,600
Employee Benefits						
A9010.810 State Retirement		226	226	519	649	649
A9020.820 Medicare		946	946	941	941	941
A9030.830 Social Security		4,046	4,046	4,023	4,023	4,023
A9040.840 Workers' Comp.		1,694	1,694	1,445	1,445	1,445
A9060.860 Health Insurance		14,828	14,828	15,914	15,914	15,914
A9070.870 Blue Menu		3,750	3,750	4,916	4,916	4,916
Subtotal Employee Benefits		25,490	25,490	27,758	27,888	27,888
Total Appropriations Excluding Benefits						86,490
Total Appropriations	88,574	109,636	111,213	114,248	114,378	114,378
Total Revenues						
County Cost	88,574	109,636	111,213	114,248	114,378	114,378

A1020 Chief Administrative Officer

Personal Services						
.100 Personal Services	53,799	55,685	55,685	70,085	70,085	70,085
Subtotal Personal Services	53,799	55,685	55,685	70,085	70,085	70,085
Contractual						
.418 Other Contractual	181	100	100	100	100	100
.431 Insurance	237	325	229	240	240	240
.441 Printing	435	500	500	500	500	500
.462 Travel - in County		200	200	100	100	100
.463 Travel - out County	910	1,200	1,200	1,300	1,300	1,300
.481 Professional Dues	150	600	600	600	600	600
Subtotal Contractual	1,913	2,925	2,829	2,840	2,840	2,840

A1020 Chief Administrative Officer

Employee Benefits	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
A9010.810 State Retirement	215	215	1,051	1,051	1,051
A9020.820 Medicare	807	807	1,016	1,016	1,016
A9030.830 Social Security	3,452	3,452	4,345	4,345	4,345
A9040.840 Workers' Comp.	678	678	661	661	661
A9050.850 Unemployment Insurance	89	89	148	74	74
A9060.860 Health Insurance	1,683	1,683	4,497	4,497	4,497
A9070.870 Blue Menu	1,562	1,562	1,306	1,306	1,306
A9080.880 Disability	31	31	156	156	156
Subtotal Employee Benefits	8,517	8,517	13,180	13,106	13,106
Revenue					
A2770 Other Miscellaneous	4,000	4,000	4,000	4,000	4,000
Subtotal Revenue	4,000	4,000	4,000	4,000	4,000
Total Appropriations Excluding Benefits					72,925
Total Appropriations	55,712	67,127	67,031	86,031	86,031
Total Revenues	4,000	4,000	4,000	4,000	4,000
County Cost	55,712	63,127	63,031	82,031	82,031

A1040 Clerk of the Legislative Board

Personal Services					
.100 Personal Services	62,187	66,129	66,129	56,941	56,941
Subtotal Personal Services	62,187	66,129	66,129	56,941	56,941

Equipment					
.220 Office Equipment			1,700	1,700	1,700
Subtotal Equipment			1,700	1,700	1,700

Contractual					
.411 Office Supplies	2,042	2,000	2,011	2,000	2,000
.418 Other Contractual	51				
.431 Insurance	395	557	293	308	308
.433 Advertising & Legal Notices	1,741	2,000	2,000	1,500	1,500
.462 Travel - in County	33	50	50	50	50
.463 Travel - out County	458	450	450	600	600
.481 Professional Dues			20	20	20
Subtotal Contractual	4,720	5,057	4,804	4,478	4,478

Employee Benefits					
A9010.810 State Retirement	221	221	854	854	854
A9020.820 Medicare	959	959	826	826	826
A9030.830 Social Security	4,100	4,100	3,530	3,530	3,530
A9040.840 Workers' Comp.	1,452	1,452	1,239	1,239	1,239
A9050.850 Unemployment Insurance	222	222	178	178	178
A9060.860 Health Insurance	6,117	6,117	4,790	4,790	4,790
A9070.870 Blue Menu	670	670	1,682	1,682	1,682
A9080.880 Disability	468	468	218	218	218
Subtotal Employee Benefits	14,209	14,209	13,317	13,317	13,317
Total Appropriations Excluding Benefits					63,119
Total Appropriations	66,907	85,395	85,142	76,436	76,436
Total Revenues					
County Cost	66,907	85,395	85,142	76,436	76,436

A1141 Assigned Counsel Family Court

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.459 Legal Services	38,931	32,000	32,000	50,000	50,000	50,000
Subtotal Contractual	38,931	32,000	32,000	50,000	50,000	50,000
Total Appropriations Excluding Benefits						50,000
Total Appropriations	38,931	32,000	32,000	50,000	50,000	50,000
Total Revenues						
County Cost	38,931	32,000	32,000	50,000	50,000	50,000

A1163 Indigent Court Services

Contractual						
.459 Legal Services		500	500	500	500	500
Subtotal Contractual		500	500	500	500	500
Total Appropriations Excluding Benefits						500
Total Appropriations		500	500	500	500	500
Total Revenues						
County Cost		500	500	500	500	500

A1165 District Attorney

Personal Services						
.100 Personal Services	121,240	123,891	117,574	118,878	118,878	118,878
.101 Overtime						
Subtotal Personal Services	121,240	123,891	117,574	118,878	118,878	118,878

Equipment

.220 Office Equipment	1,148	1,200	1,200	1,200	1,200	1,200
Subtotal Equipment	1,148	1,200	1,200	1,200	1,200	1,200

Contractual

.411 Office Supplies	1,454	1,500	1,500	2,000	2,000	2,000
.418 Other Contractual	6,749			2,000	1,000	1,000
.420 Rent		6,600	6,600	6,000	6,000	6,000
.421 Telephone	4,317	2,700	2,700	3,500	3,500	3,500
.431 Insurance	682	888	634	665	665	665
.441 Printing	161	200	200	400	400	400
.442 Rental of Equipment	93	600	600	600	600	600
.447 Contracted Service & Equipment		470	1,670	1,670	1,670	1,670
.452 Personal Service Contracts	15,419	14,000	14,000	16,000	16,000	16,000
.455 Fees For Services	646	4,200	4,200	4,200	4,200	4,200
.458 Books, Publications & Subscriptions	653	425	425	1,200	1,200	1,200
.459 Legal Services	8,415	3,000	3,000	5,000	5,000	5,000
.460 Training & Education		750	750	1,200	1,200	1,200
.461 Postage	812	800	800	800	800	800
.462 Travel - in County	1,476	1,200	1,200	1,500	1,500	1,500
.481 Professional Dues		200	200	500	500	500
Subtotal Contractual	40,877	37,533	38,479	47,235	46,235	46,235

Employee Benefits

A9010.810 State Retirement		374	374	1,466	1,466	1,466
A9020.820 Medicare		1,808	1,808	1,724	1,724	1,724
A9030.830 Social Security		7,733	7,733	7,370	7,370	7,370
A9040.840 Workers' Comp.		1,452	1,452	1,445	1,445	1,445
A9050.850 Unemployment Insurance		296	296	296	296	296
A9060.860 Health Insurance		9,623	9,623	10,341	10,341	10,341
A9080.880 Disability		624	624	624	624	624
Subtotal Employee Benefits		21,910	21,910	23,266	23,266	23,266

A1165 District Attorney

Revenue	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
A2615 Stop DWI Program		3,000	3,000	3,000	8,673
A3089 Assigned Counsel & Correctional	-163	13,000	13,000	13,000	13,000
Subtotal Revenue	-163	16,000	16,000	16,000	21,673
Total Appropriations Excluding Benefits					166,313
Total Appropriations	163,265	184,534	179,163	190,579	189,579
Total Revenues	-163	16,000	16,000	16,000	21,673
County Cost	163,428	168,534	163,163	174,579	167,906

A1170 Public Defender

Personal Services

.100 Personal Services	88,976	93,823	93,823	96,746	96,746
Subtotal Personal Services	88,976	93,823	93,823	96,746	96,746

Equipment

.220 Office Equipment	1,185	1,000	1,000	1,000	1,000
Subtotal Equipment	1,185	1,000	1,000	1,000	1,000

Contractual

.411 Office Supplies	346	415	415	415	415
.418 Other Contractual	749	3,955	3,955	3,955	3,955
.421 Telephone	2,280	2,376	2,376	2,376	2,376
.431 Insurance	604	843	516	542	542
.441 Printing	6	145	145	145	145
.452 Personal Service Contracts	1,437	745	745		
.458 Books, Publications & Subscriptions	1,067	1,500	1,500	1,750	1,750
.459 Legal Services	49,785	30,000	30,000	30,000	30,000
.461 Postage	387	523	523	575	575
.462 Travel - in County	608	900	900	1,100	1,100
.463 Travel - out County	121				
.481 Professional Dues	40	40	40	40	40
Subtotal Contractual	57,430	41,442	41,115	40,898	40,898

Employee Benefits

A9010.810 State Retirement	281	281	1,189	1,189	1,189
A9020.820 Medicare	1,360	1,360	1,403	1,403	1,403
A9030.830 Social Security	5,817	5,817	5,998	5,998	5,998
A9040.840 Workers' Comp.	1,210	1,210	1,032	1,032	1,032
A9050.850 Unemployment Insurance	296	296	296	296	296
A9060.860 Health Insurance	4,345	4,345	6,949	6,949	6,949
A9080.880 Disability	624	624	156	156	156
Subtotal Employee Benefits	13,933	13,933	17,023	17,023	17,023

Revenue

A2615 Stop DWI Program				5,673	5,673
A3089 Assigned Counsel & Correctional	1,500	1,500	1,500	1,500	1,500
Subtotal Revenue	1,500	1,500	1,500	7,173	7,173
Total Appropriations Excluding Benefits					138,644
Total Appropriations	147,591	150,198	149,871	155,667	155,667
Total Revenues		1,500	1,500	7,173	7,173
County Cost	147,591	148,698	148,371	154,167	148,494

A1180 Justices & Constables

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.455 Fees For Services	1,910	2,200	2,200	2,100	2,100	2,100
Subtotal Contractual	1,910	2,200	2,200	2,100	2,100	2,100
Total Appropriations Excluding Benefits						2,100
Total Appropriations	1,910	2,200	2,200	2,100	2,100	2,100
Total Revenues						
County Cost	1,910	2,200	2,200	2,100	2,100	2,100

A1185 Medical Examiners

Contractual						
.432 Contracts & Agreements						
.455 Fees For Services	57,264	45,000	45,000	35,000	35,000	35,000
Subtotal Contractual	57,264	45,000	45,000	35,000	35,000	35,000
Total Appropriations Excluding Benefits						35,000
Total Appropriations	57,264	45,000	45,000	35,000	35,000	35,000
Total Revenues						
County Cost	57,264	45,000	45,000	35,000	35,000	35,000

A1325 County Treasurer**Personal Services**

.100 Personal Services	150,497	152,273	141,568	145,467	145,467	145,467
Subtotal Personal Services	150,497	152,273	141,568	145,467	145,467	145,467

Equipment

.220 Office Equipment	4,120	250	250			
.250 Other Equipment		50	1,545	4,715	4,715	4,715
Subtotal Equipment	4,120	300	1,795	4,715	4,715	4,715

Contractual

.411 Office Supplies	566	1,150	1,260	1,000	1,000	1,000
.418 Other Contractual	14,022	1,000	1,570	1,000	1,000	1,000
.421 Telephone	2,067	2,700	2,700	2,600	2,600	2,600
.431 Insurance	1,440	1,440	3,587	3,766	3,766	3,766
.440 Auditors		12,852	12,852	11,820	11,820	11,820
.441 Printing	362	500	500	500	500	500
.443 Repair to Office Equipment		450	450	450	450	450
.447 Contracted Service & Equipment		4,866	4,866	4,306	4,306	4,306
.451 Title Searches		2,400	2,400	1,680	1,680	1,680
.456 Data Processing / Central Computer	8,809	7,500	8,095	8,500	8,500	8,500
.461 Postage	1,444	1,600	1,600	1,600	1,600	1,600
.462 Travel - in County	10	50	50	50	50	50
.463 Travel - out County	910	1,150	1,150	1,150	1,150	1,150
.465 Education Programs	880					
.466 Consultant Fees				8,000	8,000	8,000
.481 Professional Dues		125	125	125	125	125
Subtotal Contractual	30,510	37,783	41,205	46,547	46,547	46,547

Employee Benefits

A9010.810 State Retirement		457	457	2,157	2,157	2,157
A9020.820 Medicare		2,208	2,208	2,109	2,109	2,109
A9030.830 Social Security		9,441	9,441	9,020	9,020	9,020
A9040.840 Workers' Comp.		3,146	3,146	2,890	2,890	2,890
A9050.850 Unemployment Insurance		370	370	400	400	400
A9060.860 Health Insurance		23,955	23,955	23,828	23,828	23,828
A9080.880 Disability		780	780	780	780	780
Subtotal Employee Benefits		40,357	40,357	41,184	41,184	41,184

A1325 County Treasurer

Revenue	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A1090 Interest & Penalties Property Tax	627,737	515,000	515,000	530,000	530,000	530,000
A1230 Treasurer's Fees	30,984	20,000	20,000	25,000	25,000	25,000
Subtotal Revenue	658,721	535,000	535,000	555,000	555,000	555,000
Total Appropriations Excluding Benefits						196,729
Total Appropriations	185,127	230,713	224,925	237,913	237,913	237,913
Total Revenues	658,721	535,000	535,000	555,000	555,000	555,000
County Cost	-473,594	-304,287	-310,075	-317,087	-317,087	-317,087

A1340 Budget Officer**Personal Services**

.100 Personal Services	7,413	5,000	5,000	5,150	5,150	5,150
Subtotal Personal Services	7,413	5,000	5,000	5,150	5,150	5,150

Equipment

.220 Office Equipment	200					
Subtotal Equipment	200					

Contractual

.411 Office Supplies		125	125	200	200	200
.418 Other Contractual		100	100	100	100	100
.421 Telephone	225	200	200			
.431 Insurance	75	75	30	32	32	32
.441 Printing	1,203	1,600	1,600	1,600	1,600	1,600
.456 Data Processing / Central Computer	1,000	1,000	1,000			
.461 Postage	50	50	50	50	50	50
.463 Travel - out County	300	300	300	500	500	500
Subtotal Contractual	2,853	3,450	3,405	2,482	2,482	2,482

Employee Benefits

A9010.810 State Retirement		15	15	77	77	77
A9020.820 Medicare		73	73	74	74	74
A9030.830 Social Security		310	310	319	319	319
Subtotal Employee Benefits		398	398	470	470	470
Total Appropriations Excluding Benefits						7,632
Total Appropriations	10,466	8,848	8,803	8,102	8,102	8,102
Total Revenues						
County Cost	10,466	8,848	8,803	8,102	8,102	8,102

A1355 Real Property Tax Service**Personal Services**

.100 Personal Services	49,902	46,555	46,555	49,264	49,264	49,264
Subtotal Personal Services	49,902	46,555	46,555	49,264	49,264	49,264

Equipment

.210 Furniture & Furnishings	1,063	500	500	600	500	500
.220 Office Equipment	1,064			300	200	200
Subtotal Equipment	2,127	500	500	900	700	700

A1355 Real Property Tax Service

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.411 Office Supplies	1,014	1,000	1,000	1,000	1,000
.418 Other Contractual	288	450	450	450	450
.421 Telephone	929	1,000	1,000	1,000	1,000
.431 Insurance	368	368	239	250	250
.441 Printing		100	100	100	100
.447 Contracted Service & Equipment	5,239				
.461 Postage	291	300	300	300	300
.462 Travel - in County	531	700	700	800	800
.463 Travel - out County	1,573	1,450	1,450	1,450	1,450
.466 Consultant Fees		5,500	5,500	5,500	5,500
.481 Professional Dues	110	110	110	110	110
.488 Auction Expense				100	100
Subtotal Contractual	10,343	10,978	10,849	11,060	11,060

Employee Benefits

A9010.810 State Retirement		139	139	868	868	868
A9020.820 Medicare		675	675	714	714	714
A9030.830 Social Security		2,886	2,886	3,054	3,054	3,054
A9040.840 Workers' Comp.		1,210	1,210	1,032	1,032	1,032
A9050.850 Unemployment Insurance		185	185	180	180	180
A9060.860 Health Insurance		4,207	4,207			
A9070.870 Blue Menu		1,765	1,765	1,588	1,588	1,588
A9080.880 Disability		390	390	156	156	156
Subtotal Employee Benefits		11,457	11,457	7,592	7,592	7,592

Revenue

A1250 Tax Map Fees	13,939	8,000	8,000	9,300	9,300	9,300
A3040 Real Property - Adm. Training	335	600	600	600	600	600
Subtotal Revenue	14,274	8,600	8,600	9,900	9,900	9,900
Total Appropriations Excluding Benefits						61,024
Total Appropriations	62,372	69,490	69,361	68,816	68,616	68,616
Total Revenues	14,274	8,600	8,600	9,900	9,900	9,900
County Cost	48,098	60,890	60,761	58,916	58,716	58,716

A1362 Tax Advertising and Expense

Contractual

.451 Title Searches	7,985	6,000	6,000	8,000	8,000	8,000
Subtotal Contractual	7,985	6,000	6,000	8,000	8,000	8,000

Revenue

A1235 Charges for Tax Advertising Expense	5,727	6,000	6,000	8,000	8,000	8,000
Subtotal Revenue	5,727	6,000	6,000	8,000	8,000	8,000
Total Appropriations Excluding Benefits						8,000
Total Appropriations	7,985	6,000	6,000	8,000	8,000	8,000
Total Revenues	5,727	6,000	6,000	8,000	8,000	8,000
County Cost	2,258					

A1380 Fiscal Agent Fees

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.A18 Other Contractual	1,370	4,500	4,500	4,500	4,500	4,500
Subtotal Contractual	1,370	4,500	4,500	4,500	4,500	4,500
Total Appropriations Excluding Benefits						4,500
Total Appropriations	1,370	4,500	4,500	4,500	4,500	4,500
Total Revenues						
County Cost	1,370	4,500	4,500	4,500	4,500	4,500

A1410 County Clerk

Personal Services						
.100 Personal Services	237,738	248,592	248,592	258,763	258,763	258,763
Subtotal Personal Services	237,738	248,592	248,592	258,763	258,763	258,763

Equipment

.210 Furniture & Furnishings			2,225	550	550	550
.220 Office Equipment		1,350	7,350		820	820
.250 Other Equipment		5,700	5,005	2,020		
Subtotal Equipment		7,050	14,580	2,570	1,370	1,370

Contractual

.411 Office Supplies	1,562	2,000	2,314	2,000	2,000	2,000
.418 Other Contractual	2,760	2,840	800	250	250	250
.421 Telephone	4,736	5,550	5,550	5,600	5,600	5,600
.431 Insurance	1,379	1,882	2,437	2,558	2,558	2,558
.433 Advertising & Legal Notices			40	40	40	40
.441 Printing	4,424	3,000	1,160	4,120	3,370	3,370
.443 Repair to Office Equipment			830	1,160	1,160	1,160
.447 Contracted Service & Equipment			1,125	1,285	1,285	1,285
.454 Microfilming	9,330	8,000	8,000	8,400	8,400	8,400
.458 Books, Publications & Subscriptions			740	830	830	830
.461 Postage	6,278	6,500	6,500	7,000	7,000	7,000
.462 Travel - in County	225	350	350	350	350	350
.463 Travel - out County	1,404	850	850	1,025	1,025	1,025
.481 Professional Dues	206	178	178	180	180	180
Subtotal Contractual	32,304	31,150	30,874	34,798	34,048	34,048

Employee Benefits

A9010.810 State Retirement		759	759	3,803	3,803	3,803
A9020.820 Medicare		3,605	3,605	3,752	3,752	3,752
A9030.830 Social Security		15,412	15,412	16,043	16,043	16,043
A9040.840 Workers' Comp.		6,050	6,050	5,367	5,367	5,367
A9050.850 Unemployment Insurance		962	962	832	832	832
A9060.860 Health Insurance		31,318	31,318	33,510	33,510	33,510
A9080.880 Disability		1,716	1,716	1,716	1,716	1,716
Subtotal Employee Benefits		59,822	59,822	65,023	65,023	65,023

Revenue

A1255 County Clerk Fees	316,742	316,000	322,000	323,000	323,000	323,000
A2410 Rental of Real Property	4,500	4,800	4,800	4,800	4,800	4,800
Subtotal Revenue	321,242	320,800	326,800	327,800	327,800	327,800
Total Appropriations Excluding Benefits						294,181
Total Appropriations	270,042	346,614	353,868	361,154	359,204	359,204
Total Revenues	321,242	320,800	326,800	327,800	327,800	327,800
County Cost	-51,200	25,814	27,068	33,354	31,404	31,404

A1420 County Attorney**Personal Services**

	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.100 Personal Services	95,253	101,339	101,339	106,334	106,334
Subtotal Personal Services	95,253	101,339	101,339	106,334	106,334

Equipment

.220 Office Equipment				2,000	2,000	2,000
Subtotal Equipment				2,000	2,000	2,000

Contractual

.411 Office Supplies	270	270	270	270	270	270
.418 Other Contractual	12,450					
.421 Telephone	369	369	369	369	369	369
.431 Insurance	632	900	542	569	569	569
.441 Printing		19	19	19	19	19
.452 Personal Service Contracts		12,105	12,105	12,550	12,550	12,550
.458 Books, Publications & Subscriptions		580	580	600	600	600
.459 Legal Services	37,887	32,200	32,200	32,200	31,600	31,600
.461 Postage	119	119	119	130	130	130
.463 Travel - out County					600	600
.481 Professional Dues		375	375	375	375	375
Subtotal Contractual	51,727	46,937	46,579	47,082	47,082	47,082

Employee Benefits

A9010.810 State Retirement		338	338	1,595	1,595	1,595
A9020.820 Medicare		1,469	1,469	1,542	1,542	1,542
A9030.830 Social Security		6,283	6,283	6,593	6,593	6,593
A9040.840 Workers' Comp.		726	726	619	619	619
A9050.850 Unemployment Insurance		222	222	222	222	222
A9080.880 Disability		468	468			
Subtotal Employee Benefits		9,506	9,506	10,571	10,571	10,571

Revenue

A1265 County Attorney Fees	85,807	85,807	85,807	86,807	86,807	86,807
Subtotal Revenue	85,807	85,807	85,807	86,807	86,807	86,807
Total Appropriations Excluding Benefits						155,416
Total Appropriations	146,980	157,782	157,424	165,987	165,987	165,987
Total Revenues	85,807	85,807	85,807	86,807	86,807	86,807
County Cost	61,173	71,975	71,617	79,180	79,180	79,180

A1430 Personnel**Personal Services**

.100 Personal Services	65,154	69,295	69,295	73,448	73,448	73,448
Subtotal Personal Services	65,154	69,295	69,295	73,448	73,448	73,448

Equipment

.220 Office Equipment	587	198	1,148	250	250	250
Subtotal Equipment	587	198	1,148	250	250	250

A1430 Personnel

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.411 Office Supplies	1,030	1,050	1,050	1,250	1,250
.418 Other Contractual	3,967	3,165	3,165	3,865	3,865
.420 Rent		400	400	400	400
.421 Telephone	1,037	1,422	1,422	1,422	1,422
.431 Insurance	380	531	315	331	331
.432 Contracts & Agreements	1,000	1,225	1,225	1,225	1,225
.433 Advertising & Legal Notices		50	50	50	50
.441 Printing	995	1,125	1,851	2,000	2,000
.443 Repair to Office Equipment		420	420	420	420
.447 Contracted Service & Equipment		225	225	225	225
.458 Books, Publications & Subscriptions		145	145	232	232
.461 Postage	1,192	1,300	1,300	1,600	1,600
.462 Travel - in County	20	60	60	60	60
.463 Travel - out County	832	940	940	940	940
.481 Professional Dues	25	170	170	170	170
Subtotal Contractual	10,478	12,228	12,738	14,190	14,190

Employee Benefits

A9010.810 State Retirement		206	206	1,101	1,101	1,101
A9020.820 Medicare		1,005	1,005	1,065	1,065	1,065
A9030.830 Social Security		4,296	4,296	4,554	4,554	4,554
A9040.840 Workers' Comp.		2,178	2,178	1,651	1,651	1,651
A9050.850 Unemployment Insurance		204	204	352	352	352
A9060.860 Health Insurance		3,503	3,503	5,473	5,473	5,473
A9070.870 Blue Menu		1,176	1,176	1,408	1,408	1,408
A9080.880 Disability		312	312	312	312	312
Subtotal Employee Benefits		12,880	12,880	15,916	15,916	15,916

Revenue

A1260 Civil Service Exam Fees	1,000	1,500	1,500	2,000	2,000	2,000
Subtotal Revenue	1,000	1,500	1,500	2,000	2,000	2,000
Total Appropriations Excluding Benefits						87,888
Total Appropriations	76,219	94,601	96,061	103,804	103,804	103,804
Total Revenues	1,000	1,500	1,500	2,000	2,000	2,000
County Cost	75,219	93,101	94,561	101,804	101,804	101,804

A1450 Board of Elections**Personal Services**

.100 Personal Services	53,438	57,828	57,828	59,456	59,456	59,456
.101 Overtime	319					
Subtotal Personal Services	53,757	57,828	57,828	59,456	59,456	59,456

Equipment

.210 Furniture & Furnishings		500	500	500	500	500
.220 Office Equipment	400	1,000	1,600	1,000	1,000	1,000
.251 Safety Equipment				500	500	500
Subtotal Equipment	400	1,500	2,100	2,000	2,000	2,000

A1450 Board of Elections

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.411 Office Supplies	404	500	500	500	500
.418 Other Contractual	2,148	1,500	1,500	1,500	1,500
.421 Telephone	500	1,000	1,000	1,000	1,000
.431 Insurance	448	624	391	410	410
.433 Advertising & Legal Notices		750	750	750	750
.441 Printing	10,561	13,000	13,000	15,000	15,000
.447 Contracted Service & Equipment		750	750	750	750
.452 Personal Service Contracts		3,000	3,000	3,000	3,000
.461 Postage	4,645	5,500	5,500	6,000	6,000
.462 Travel - in County	17	50	50	50	50
.463 Travel - out County	1,194	1,350	1,350	1,600	1,600
.481 Professional Dues	70	100	100	100	100
Subtotal Contractual	19,987	28,124	27,891	30,660	30,660
Employee Benefits					
A9010.810 State Retirement		165	165	838	838
A9020.820 Medicare		851	851	811	811
A9030.830 Social Security		3,640	3,640	3,469	3,469
A9040.840 Workers' Comp.		2,904	2,904	2,477	2,477
A9050.850 Unemployment Insurance		148	148	363	363
A9060.860 Health Insurance		14,435	14,435	10,341	10,341
A9070.870 Blue Menu		3,849	3,849	584	584
A9080.880 Disability		312	312	312	312
Subtotal Employee Benefits		26,304	26,304	19,195	19,195
Revenue					
A2215 Election Services	4,329	100	100	5,000	5,000
Subtotal Revenue	4,329	100	100	5,000	5,000
Total Appropriations Excluding Benefits					92,116
Total Appropriations	74,144	113,756	114,123	111,311	111,311
Total Revenues	4,329	100	100	5,000	5,000
County Cost	69,815	113,656	114,023	106,311	106,311

A1460 Records Management

Personal Services					
.100 Personal Services	4,632	4,120	7,320	3,592	3,592
Subtotal Personal Services	4,632	4,120	7,320	3,592	3,592
Equipment					
.220 Office Equipment			3,100		
.250 Other Equipment					
Subtotal Equipment			3,100		
Contractual					
.411 Office Supplies	71	150	408	150	150
.418 Other Contractual	480		9,857		
.421 Telephone					
.431 Insurance	47	66	21	23	23
.441 Printing	142	150	150	150	150
.462 Travel - in County	35	150	150	150	150
.463 Travel - out County	154	200	200	200	200
.481 Professional Dues	15	50	50	50	50
Subtotal Contractual	944	766	10,836	723	723

A1460 Records Management

Employee Benefits	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
A9010.810 State Retirement		12	12	54	54
A9020.820 Medicare		60	60	52	52
A9030.830 Social Security		256	256	223	223
A9040.840 Workers' Comp.		97	97	165	165
A9050.850 Unemployment Insurance		15	15	15	15
A9060.860 Health Insurance		841	841	888	888
A9080.880 Disability		31	31	31	31
Subtotal Employee Benefits		1,312	1,312	1,428	1,428

Revenue					
A3060 Records Management	1,186		16,058		
Subtotal Revenue	1,186		16,058		
Total Appropriations Excluding Benefits					4,315
Total Appropriations	5,576	6,198	22,568	5,743	5,743
Total Revenues	1,186		16,058		
County Cost	4,390	6,198	6,510	5,743	5,743

A1615 Central Typewriter Repair

Contractual					
.443 Repair to Office Equipment	3,846		11,938		
Subtotal Contractual	3,846		11,938		

Revenue					
A1271 Shared Services (Equipment Repair)	12,020				
Subtotal Revenue	12,020				
Total Appropriations Excluding Benefits					
Total Appropriations	3,846		11,938		
Total Revenues	12,020				
County Cost	-8,174		11,938		

A1620 Buildings & Grounds

Personal Services

.100 Personal Services	196,474	212,253	211,163	196,705	196,705	196,705
.101 Overtime	652	600	600	1,200	1,200	1,200
Subtotal Personal Services	197,126	212,853	211,763	197,905	197,905	197,905

Equipment

.220 Office Equipment	800			100	100	100
.250 Other Equipment	35,230	5,000	13,000	25,500	26,900	26,900
.251 Safety Equipment	222	1,000	1,000	1,000	1,000	1,000
Subtotal Equipment	36,252	6,000	14,000	26,600	28,000	28,000

Contractual

.403 Maintenance Projects		60,500	73,700	30,000	30,000	30,000
.405 Building & Maintenance Projects		20,000	19,000	74,500	74,500	74,500
.411 Office Supplies	111	200	200	300	300	300
.413 Gasoline	1,548	1,700	1,700	1,700	1,700	1,700
.414 Automotive Parts		300	300	300	300	300
.415 Uniform & Cleaning Allowance		1,400	1,400	1,400	1,400	1,400
.417 Court House Renovations		500	500			
.418 Other Contractual	75,079		11,856			
.421 Telephone	3,013	2,800	2,800	3,400	2,000	2,000
.422 Electricity	104,794	88,000	88,000	110,000	110,000	110,000
.423 Water & Sewer	2,944	3,200	3,200	4,000	4,000	4,000
.427 Natural Gas & Heating Fuels	17,377	24,200	24,200	25,000	25,000	25,000

A1620 Buildings & Grounds

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.429 Cleaning Supplies	13,308	12,500	13,100	13,500	13,500
.431 Insurance	10,127	10,127	9,263	9,726	9,726
.433 Advertising & Legal Notices		50	50	50	50
.441 Printing		50	50	50	50
.442 Rental of Equipment		800	800	800	800
.444 Repairs to Equipment & Property		1,000	1,000	1,200	1,200
.446 Vehicle Maintenance		300	300	500	500
.447 Contracted Service & Equipment		11,000	14,000	47,237	47,237
.449 Fuel Oil	446				
.458 Books, Publications & Subscriptions		100	100	100	100
.460 Training & Education		300	300	500	500
.461 Postage		25	25	25	25
.462 Travel - in County	160	300	300	300	300
.463 Travel - out County	233	300	300	300	300
.481 Professional Dues	30		30	50	50
.482 Engineering Services		500	1,470	8,000	1,000
Subtotal Contractual	229,170	240,132	267,944	332,938	324,538

Employee Benefits

A9010.810 State Retirement		525	525	2,808	2,808	2,808
A9020.820 Medicare		3,108	3,108	2,891	2,891	2,891
A9030.830 Social Security		13,290	13,290	12,356	12,356	12,356
A9040.840 Workers' Comp.		5,760	5,760	3,922	3,922	3,922
A9050.850 Unemployment Insurance		888	888	733	733	733
A9060.860 Health Insurance		24,060	24,060	26,324	26,324	26,324
A9070.870 Blue Menu		591	591	267	267	267
A9080.880 Disability		1,716	1,716	1,310	1,310	1,310
Subtotal Employee Benefits		49,938	49,938	50,611	50,611	50,611

Revenue

A1270 Shared Services (Bldgs & Grounds)	294,355	288,712	288,712	335,713	335,713	318,713
A3021 NYS Court House Maintenance	15,061	16,773	16,773	19,892	19,892	19,892
A4090 ADA Grant		27,750	27,750			
Subtotal Revenue	309,416	333,235	333,235	355,605	355,605	338,605
Total Appropriations Excluding Benefits						550,443
Total Appropriations	462,548	508,943	543,645	608,054	601,054	601,054
Total Revenues	309,416	333,235	333,235	355,605	355,605	338,605
County Cost	153,132	175,708	210,410	252,449	245,449	262,449

A1680 Central Data Processing

Personal Services

.100 Personal Services	33,484	34,632	34,632	35,651	35,651	35,651
Subtotal Personal Services	33,484	34,632	34,632	35,651	35,651	35,651

Equipment

.220 Office Equipment				1,000	1,000	1,000
.250 Other Equipment	630	300	300			
Subtotal Equipment	630	300	300	1,000	1,000	1,000

A1680 Central Data Processing

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.411 Office Supplies	355	300	300	600	600
.418 Other Contractual	135	300	300	300	300
.421 Telephone	483	500	500	500	500
.431 Insurance	170	250	152	160	160
.452 Personal Service Contracts				25,000	25,000
.461 Postage	4	50	50	50	50
.463 Travel - out County		250	250	250	250
Subtotal Contractual	1,147	1,650	1,552	1,860	26,860

Employee Benefits

A9010.810 State Retirement		138	138	525	525	525
A9020.820 Medicare		502	502	517	517	517
A9030.830 Social Security		2,147	2,147	2,210	2,210	2,210
A9040.840 Workers' Comp.		484	484	413	413	413
A9050.850 Unemployment Insurance		74	74	74	74	74
A9060.860 Health Insurance		4,207	4,207	4,497	4,497	4,497
A9080.880 Disability		156	156			
Subtotal Employee Benefits		7,708	7,708	8,236	8,236	8,236

Revenue

A1275 Shared Services (Data Processing)	23,900	31,750	31,750	33,250	40,000	40,000
Subtotal Revenue	23,900	31,750	31,750	33,250	40,000	40,000
Total Appropriations Excluding Benefits						63,511
Total Appropriations	35,261	44,290	44,192	46,747	71,747	71,747
Total Revenues	23,900	31,750	31,750	33,250	40,000	40,000
County Cost	11,361	12,540	12,442	13,497	31,747	31,747

A1910 Undistributed Expenses

Contractual

A1990 .431 Insurance	816	1,000	1,000	1,000	1,000	1,000
.435 Contingency Fund		200,000	183,819	300,000	300,000	300,000
.481 Professional Dues	2,900	2,950	2,950	2,950	2,950	2,950
.487 State Contribution for Retirement		40,000	40,000			
.488 Auction Expense	7,431	7,500	7,500	7,500	7,500	7,500
.495 Judgements & Claims	34,654	48,000	48,000	50,000	50,000	50,000
.497 Property Tax Service Items for Town	26,612					
.498 Taxes & Ins. on Foreclosed Property	18,760	20,000	20,000	20,000	20,000	20,000
Subtotal Contractual	91,173	319,450	303,269	381,450	381,450	381,450

Employee Benefits

A9060.860 Health Insurance		66,326	66,326	77,700	77,700	77,700
Subtotal Employee Benefits		66,326	66,326	77,700	77,700	77,700

Revenue

A1262 Auction Revenue	9,028	7,500	7,500	7,500	7,500	7,500
Subtotal Revenue	9,028	7,500	7,500	7,500	7,500	7,500
Total Appropriations Excluding Benefits						381,450
Total Appropriations	91,173	385,776	369,595	459,150	459,150	459,150
Total Revenues	9,028	7,500	7,500	7,500	7,500	7,500
County Cost	82,145	378,276	362,095	451,650	451,650	451,650

TOTAL GENERAL GOVERNMENT SUPPORT

Total Appropriations	2,053,263	2,654,101	2,699,123	2,899,916	2,914,822	2,914,822
Total Revenue	1,446,487	1,351,792	1,373,850	1,412,362	1,430,458	1,413,458
County Cost	606,776	1,302,309	1,325,273	1,487,554	1,484,364	1,501,364

EDUCATION

A2490 Community Colleges

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.465 Education Programs	632,880	725,000	725,000	700,000	700,000	700,000
Subtotal Contractual	632,880	725,000	725,000	700,000	700,000	700,000
Total Appropriations Excluding Benefits						700,000
Total Appropriations	632,880	725,000	725,000	700,000	700,000	700,000
Total Revenues						
County Cost	632,880	725,000	725,000	700,000	700,000	700,000

A2960 Education - Handicapped Children

Contractual						
.465 Education Programs	1,592,049	1,850,000	1,850,000	1,850,000	1,850,000	1,850,000
Subtotal Contractual	1,592,049	1,850,000	1,850,000	1,850,000	1,850,000	1,850,000
Revenue						
A3277 Education-Handicapped Children	701,896	925,000	925,000	1,213,600	1,213,600	1,213,600
Subtotal Revenue	701,896	925,000	925,000	1,213,600	1,213,600	1,213,600
Total Appropriations Excluding Benefits						1,850,000
Total Appropriations	1,592,049	1,850,000	1,850,000	1,850,000	1,850,000	1,850,000
Total Revenues	701,896	925,000	925,000	1,213,600	1,213,600	1,213,600
County Cost	890,153	925,000	925,000	636,400	636,400	636,400

A2980 Medical Scholarship

Contractual						
.465 Education Programs	4,500	4,500	4,500	4,500	4,500	4,500
Subtotal Contractual	4,500	4,500	4,500	4,500	4,500	4,500
Revenue						
A2701 Refund Prior Years		1,800	1,800	1,800	1,800	1,800
Subtotal Revenue		1,800	1,800	1,800	1,800	1,800
Total Appropriations Excluding Benefits						4,500
Total Appropriations	4,500	4,500	4,500	4,500	4,500	4,500
Total Revenues		1,800	1,800	1,800	1,800	1,800
County Cost	4,500	2,700	2,700	2,700	2,700	2,700

TOTAL EDUCATION

Total Appropriations	2,229,429	2,579,500	2,579,500	2,554,500	2,554,500	2,554,500
Total Revenue	701,896	926,800	926,800	1,215,400	1,215,400	1,215,400
County Cost	1,527,533	1,652,700	1,652,700	1,339,100	1,339,100	1,339,100

PUBLIC SAFETY

A3020 Public Safety Communication System

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.418 Other Contractual	1,084	5,000	4,444	5,000	5,000	5,000
.421 Telephone			2,656	5,000	5,000	5,000
.496 E-911 Telephone	70,134	64,800	64,800	68,900	68,900	68,900
Subtotal Contractual	71,218	69,800	71,900	78,900	78,900	78,900
Revenue						
A1140 Emergency Telephone System Surcharge	65,916	64,800	64,800	66,000	68,900	68,900
A2410 Rental of Real Property			2,100	3,600	3,600	3,600
Subtotal Revenue	65,916	64,800	66,900	69,600	72,500	72,500
Total Appropriations Excluding Benefits						78,900
Total Appropriations	71,218	69,800	71,900	78,900	78,900	78,900
Total Revenues	65,916	64,800	66,900	69,600	72,500	72,500
County Cost	5,302	5,000	5,000	9,300	6,400	6,400

A3110 Sheriff

Personal Services

.100 Personal Services	895,486	1,017,899	1,029,961	1,051,822	1,051,822	1,051,822
.101 Overtime	98,052	60,000	60,000	80,000	80,000	80,000
.102 Holiday Pay				34,000	34,000	34,000
Subtotal Personal Services	993,538	1,077,899	1,089,961	1,165,822	1,165,822	1,165,822

Equipment

.210 Furniture & Furnishings	558	1,200	1,200	1,290	1,290	1,290
.220 Office Equipment	187		82	25,000	25,000	25,000
.250 Other Equipment	54,184	50,800	50,800	63,700	57,700	57,700
Subtotal Equipment	54,929	52,000	52,082	89,990	83,990	83,990

Contractual

.404 Communications Maintenance		10,500	10,500	10,000	10,000	10,000
.411 Office Supplies	3,015	3,500	3,500	3,500	3,500	3,500
.413 Gasoline	29,765	37,000	37,000	37,000	37,000	37,000
.414 Automotive Parts		3,500	3,500	3,500	3,500	3,500
.415 Uniform & Cleaning Allowance		27,200	27,200	27,200	27,200	27,200
.418 Other Contractual	61,795	6,200	6,848	6,500	6,500	6,500
.420 Rent		500	500	500	500	500
.421 Telephone	18,656	17,500	17,500	19,500	19,500	19,500
.422 Electricity	909	1,100	1,100	1,200	1,200	1,200
.423 Water & Sewer	45	100	100	100	100	100
.427 Natural Gas & Heating Fuels	183	1,100	1,100	1,100	1,100	1,100
.430 Navigation Expenses		8,600	8,600	9,500	9,500	9,500
.431 Insurance	57,174	57,175	44,210	46,420	46,420	46,420
.441 Printing	1,295	2,000	2,000	2,000	2,000	2,000
.442 Rental of Equipment		3,000	3,000	3,000	3,000	3,000
.443 Repair to Office Equipment		350	350	810	810	810
.444 Repairs to Equipment & Property		2,000	2,000	2,000	2,000	2,000
.446 Vehicle Maintenance	21,554	13,500	16,235	13,500	13,500	13,500
.447 Contracted Service & Equipment		1,350	1,350	1,350	1,350	1,350
.452 Personal Service Contracts		4,760	4,760	4,100	4,100	4,100
.458 Books, Publications & Subscriptions		500	500	1,000	1,000	1,000
.460 Training & Education		900	900	900	900	900
.461 Postage	4,802	5,000	5,000	5,500	5,500	5,500
.462 Travel - in County	386	500	500	600	600	600
.463 Travel - out County	1,375	4,080	4,080	4,100	4,100	4,100
.481 Professional Dues	230	200	200	300	300	300
.486 Special Grants			1,250			
.490 NYS Radio Grant	32,760		8,938			

A3110 Sheriff

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.490 NYS Radio Grant	32,760		8,938			
.499 DARE Program			1,575			
Subtotal Contractual	233,944	212,115	214,296	205,180	205,180	205,180

Employee Benefits

A9010.810 State Retirement		3,715	3,715	16,867	16,867	16,867
A9020.820 Medicare		16,409	16,409	16,904	16,904	16,904
A9030.830 Social Security		49,218	49,218	72,281	72,281	72,281
A9040.840 Workers' Comp.		19,119	19,119	17,548	17,548	17,548
A9050.850 Unemployment Insurance		3,712	3,712	4,292	4,292	4,292
A9060.860 Health Insurance		144,496	144,496	131,155	131,155	131,155
A9080.880 Disability		7,823	7,823	8,580	8,580	8,580
A9080.890 Dental Insurance	1,680	1,800	1,800	1,712	1,712	1,712
Subtotal Employee Benefits	1,680	246,292	246,292	269,339	269,339	269,339

Revenue

A1510 Sheriff Fees	33,077	40,000	40,000	30,000	30,000	30,000
A1515 Alternative to Incarceration 1% Fee				800	800	800
A2260 Police Services	77,838	90,682	90,682	68,430	68,430	68,430
A2414 Equipment Rental - Private	2,400	2,400	2,400	2,400	2,400	2,400
A2590 Permits (Pistol)	2,765	1,800	1,800	1,800	1,800	1,800
A2615 Stop DWI Program		4,260	4,260	4,260	19,260	19,260
A2706 DARE Donations			1,575			
A2707 Boating Safety Grant			1,250			
A3311 Alternative to Incarceration	25,736	21,466	21,466	22,353	22,353	22,353
A3315 Navigation Law Enforcement	26,543	33,125	33,125	25,309	22,583	22,583
A3326 Crime Victims						
A3330 Security Costs - Court Reform	44,608	59,653	59,653	86,880	86,880	86,880
A3350 Sheriff Grant - Radio Project	45,000					
A3820 Youth Programs YDDP	9,300	9,300	9,300	9,189	9,189	9,189
Subtotal Revenue	267,267	262,686	265,511	251,421	263,695	263,695
Total Appropriations Excluding Benefits						1,454,992
Total Appropriations	1,284,091	1,588,306	1,602,631	1,730,331	1,724,331	1,724,331
Total Revenues	267,267	262,686	265,511	251,421	263,695	263,695
County Cost	1,016,824	1,325,620	1,337,120	1,478,910	1,460,636	1,460,636

A3111 Public Safety Communication System**Contractual**

.490 NYS Radio Grant		3,302				
Subtotal Contractual		3,302				
Total Appropriations Excluding Benefits						
Total Appropriations		3,302				
Total Revenues						
County Cost		3,302				

A3140 Probation**Personal Services**

.100 Personal Services	392,034	425,575	425,575	442,249	442,249	447,249
.101 Overtime		3,000	3,000	3,000	3,000	3,000
Subtotal Personal Services	392,034	428,575	428,575	445,249	445,249	450,249

A3140 Probation

Equipment	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.210 Furniture & Furnishings	374	600	600	1,160	760	760
.220 Office Equipment	4,159	7,384	17,656	5,840	5,400	5,400
.251 Safety Equipment				1,490	240	240
Subtotal Equipment	4,533	7,984	18,256	8,490	6,400	6,400
Contractual						
.411 Office Supplies	2,833	4,250	4,250	4,500	4,500	4,500
.418 Other Contractual	14,374	1,900	2,124	2,250	2,250	2,250
.420 Rent		6,000	6,000	5,700	5,700	5,700
.421 Telephone	7,262	8,500	8,500	9,500	10,340	10,340
.431 Insurance	3,351	3,351	3,351	2,153	2,153	2,153
.432 Contracts & Agreements		1,200	1,200	1,820	1,820	1,820
.441 Printing	242	482	482	482	482	482
.442 Rental of Equipment		1,536	1,536	1,536	1,536	1,536
.443 Repair to Office Equipment		565	565	565	565	565
.447 Contracted Service & Equipment		1,930	1,930	21,930	21,930	21,930
.452 Personal Service Contracts		3,000	3,000	4,500	4,500	2,000
.456 Data Processing / Central Computer		2,000	2,000	2,000	2,000	2,000
.458 Books, Publications & Subscriptions		983	983	1,283	1,283	1,283
.460 Training & Education	1,689	4,000	4,000	4,000	4,000	4,000
.461 Postage	2,343	2,520	2,520	2,772	2,772	2,772
.462 Travel - in County	3,263	7,500	7,500	3,000	3,000	3,000
.463 Travel - out County	4,871	3,000	3,000	7,500	7,500	7,500
.481 Professional Dues		100	100	100	100	100
Subtotal Contractual	40,228	52,817	53,041	75,591	76,431	73,931
Employee Benefits						
A9010.810 State Retirement		1,338	1,338	6,352	6,352	6,352
A9020.820 Medicare		6,214	6,214	6,412	6,412	6,412
A9030.830 Social Security		26,570	26,570	27,418	27,418	27,418
A9040.840 Workers' Comp.		8,715	8,715	7,844	7,844	7,844
A9050.850 Unemployment Insurance		1,335	1,335	1,332	1,332	1,332
A9060.860 Health Insurance		60,603	60,603	67,796	67,796	67,796
A9080.880 Disability		2,805	2,805	2,652	2,652	2,652
Subtotal Employee Benefits		107,580	107,580	119,806	119,806	119,806
Revenue						
A1210 Probation Fees	2,123	2,000	2,000	2,500	2,500	2,500
A1211 Probation Supervision Fees	11,181	11,500	11,500	13,000	13,000	13,000
A1515 Alternative to Incarceration 1% Fee	1,030					
A1580 Restitution						
A2615 Stop DWI Program		25,113	25,113	26,346		
A3310 Probation Services	149,564	162,644	162,644	204,282	214,557	214,557
A3312 Probation - Domestic Violence						
A3313 Operation 360 (State Diversion)					30,000	30,000
A3820 Youth Programs YDDP	11,316	13,116	13,116	13,182	13,182	13,182
Subtotal Revenue	175,214	214,373	214,373	259,310	273,239	273,239
Total Appropriations Excluding Benefits						530,580
Total Appropriations	436,795	596,956	607,452	649,136	647,886	650,386
Total Revenues	175,214	214,373	214,373	259,310	273,239	273,239
County Cost	261,581	382,583	393,079	389,826	374,647	377,147

A3150 Jail

Personal Services	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.100 Personal Services	605,346	649,630	637,568	625,891	625,891	625,891
.101 Overtime	89,193	80,000	80,000	95,000	95,000	95,000
.102 Holiday Pay				23,000	23,000	23,000
Subtotal Personal Services	694,539	729,630	717,568	743,891	743,891	743,891
Equipment						
.210 Furniture & Furnishings		300	300			
.220 Office Equipment	1,698			1,300	1,300	1,300
.250 Other Equipment	9,694	9,100	9,100	6,000	6,000	6,000
Subtotal Equipment	11,392	9,400	9,400	7,300	7,300	7,300
Contractual						
.405 Building & Maintenance Projects		2,500	2,500	2,500	2,500	2,500
.411 Office Supplies	1,388	1,670	1,670	1,600	1,600	1,600
.415 Uniform & Cleaning Allowance		14,600	14,600	16,000	16,000	16,000
.418 Other Contractual	125,588	8,000	9,479	7,500	7,500	7,500
.420 Rent		500	500	500	500	500
.422 Electricity	29,745	30,000	30,000	30,900	30,900	30,900
.423 Water & Sewer	5,654	6,000	6,000	6,200	6,200	6,200
.424 Food	79,639	100,000	106,300	106,300	106,300	106,300
.427 Natural Gas & Heating Fuels	19,828	24,000	24,000	25,000	25,000	25,000
.429 Cleaning Supplies		7,000	7,000	7,000	7,000	7,000
.431 Insurance	3,699	3,699	5,161	5,419	5,419	5,419
.432 Contracts & Agreements		6,550	6,550	6,550	6,550	6,550
.441 Printing	377	500	500	500	500	500
.444 Repairs to Equipment & Property		12,500	12,500	12,500	12,500	12,500
.447 Contracted Service & Equipment		3,000	3,000	3,000	3,000	3,000
.452 Personal Service Contracts		16,320	16,320	16,700	16,700	16,700
.460 Training & Education		1,000	1,000	1,000	1,000	1,000
.462 Travel - in County		200	200	200	200	200
.463 Travel - out County		600	600	600	600	600
.481 Professional Dues		20	20	20	20	20
.489 Hospital Supplies & Medicine		50,000	50,000	52,000	52,000	52,000
Subtotal Contractual	265,918	288,659	297,900	301,989	301,989	301,989
Employee Benefits						
A9010.810 State Retirement		2,229	2,229	11,014	11,014	11,014
A9020.820 Medicare		10,580	10,580	10,648	10,648	10,648
A9030.830 Social Security		45,237	45,237	45,529	45,529	45,529
A9040.840 Workers' Comp.		13,795	13,795	12,592	12,592	12,592
A9050.850 Unemployment Insurance		2,516	2,516	2,738	2,738	2,738
A9060.860 Health Insurance		78,198	78,198	76,742	76,742	76,742
A9080.880 Disability		5,304	5,304	3,744	3,744	3,744
A9080.890 Dental Insurance	1,263	1,232	1,232	1,232	1,232	1,232
Subtotal Employee Benefits	1,263	159,091	159,091	164,239	164,239	164,239
Revenue						
A2264 Jail Facilities	204,982	250,000	250,000	250,000	250,000	250,000
A2450 Commissions	17,550	15,000	15,000	15,000	15,000	15,000
A3264 NYS Lunch Program	954	1,000	1,000	1,000	1,000	1,000
A4264 Federal Lunch Program	15,238	13,000	13,000	13,000	13,000	13,000
Subtotal Revenue	238,724	279,000	279,000	279,000	279,000	279,000
Total Appropriations Excluding Benefits						1,053,180
Total Appropriations	973,112	1,186,780	1,183,959	1,217,419	1,217,419	1,217,419
Total Revenues	238,724	279,000	279,000	279,000	279,000	279,000
County Cost	734,388	907,780	904,959	938,419	938,419	938,419

A3151 Crime Victims Assistance Program

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted	
.421 Telephone			600	735	600	600
Subtotal Contractual			600	735	600	600
Total Appropriations Excluding Benefits						600
Total Appropriations			600	735	600	600
Total Revenues						
County Cost			600	735	600	600

A3189 Special Investigations

Contractual						
.418 Other Contractual	1,211		4,260			
Subtotal Contractual	1,211		4,260			

Revenue

A2625 Forfeiture of Crime Proceeds	1,868		1,140			
Subtotal Revenue	1,868		1,140			
Total Appropriations Excluding Benefits						
Total Appropriations	1,211		4,260			
Total Revenues	1,868		1,140			
County Cost	-657		3,120			

A3315 Stop DWI Program**Personal Services**

.100 Personal Services	16,555	17,504	17,504	18,099	18,099	18,099
Subtotal Personal Services	16,555	17,504	17,504	18,099	18,099	18,099

Equipment

.220 Office Equipment	2,368		4,325			
.250 Other Equipment	2,436		4,279			
Subtotal Equipment	4,804		8,604			

Contractual

.411 Office Supplies	516	544	544	500	500	500
.416 Hospital / Medical Supplies		1,000	1,000	1,000	1,000	1,000
.418 Other Contractual	26,081	1,130	1,130	1,130	1,130	1,130
.421 Telephone	1,558	800	800	1,650	1,650	1,650
.422 Electricity		400	400			
.423 Water & Sewer		50	50			
.427 Natural Gas & Heating Fuels		400	400			
.431 Insurance	542	542	542	206	206	206
.432 Contracts & Agreements		21,882	21,882	21,880	21,880	21,880
.441 Printing	500	600	600	400	400	400
.443 Repair to Office Equipment		300	300	300	300	300
.444 Repairs to Equipment & Property		1,000	1,000	1,200	1,200	1,200
.452 Personal Service Contracts		2,240	2,240	1,900	1,900	1,900
.460 Training & Education		2,250	2,250	2,250	2,250	2,250
.461 Postage	472	350	350	350	350	350
.462 Travel - in County		200	200	200	200	200
.463 Travel - out County		400	400	200	200	200
.481 Professional Dues	300	50	50	50	50	50
Subtotal Contractual	29,969	34,138	34,138	33,216	33,216	33,216

A3315 Stop DWI Program

Employee Benefits	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A9010.810 State Retirement		59	59	271	271	271
A9020.820 Medicare		254	254	262	262	262
A9030.830 Social Security		1,085	1,085	1,122	1,122	1,122
A9040.840 Workers' Comp.				159	159	159
A9050.850 Unemployment Insurance		63	63	63	63	63
A9060.860 Health Insurance		3,705	3,705	3,736	3,736	3,736
A9080.880 Disability		133	133	468	468	468
Subtotal Employee Benefits		5,299	5,299	6,081	6,081	6,081

Revenue

A2615 Stop DWI Program	82,440	56,941	56,941	57,396	57,396	57,396
Subtotal Revenue	82,440	56,941	56,941	57,396	57,396	57,396
Total Appropriations Excluding Benefits						51,315
Total Appropriations	51,328	56,941	65,545	57,396	57,396	57,396
Total Revenues	82,440	56,941	56,941	57,396	57,396	57,396
County Cost	-31,112		8,604			

A3510 Control of Animals

Personal Services

.100 Personal Services	27,238	28,817	28,817	29,654	29,654	29,654
.101 Overtime	3,528	3,651	3,651	3,764	3,764	3,764
Subtotal Personal Services	30,766	32,468	32,468	33,418	33,418	33,418

Equipment

.250 Other Equipment	340	500	12,200	15,500	15,500	15,500
Subtotal Equipment	340	500	12,200	15,500	15,500	15,500

Contractual

.405 Building & Maintenance Projects						2,000
.411 Office Supplies	58	50	50	50	50	50
.413 Gasoline	781	2,700	2,700	2,700	2,700	2,700
.414 Automotive Parts		500	500	500	250	250
.415 Uniform & Cleaning Allowance		150	150	200	200	200
.418 Other Contractual	8,414	1,925	1,925	1,425	1,425	1,425
.420 Rent		5,400	5,400	5,664	5,664	5,664
.421 Telephone	782	800	800	900	900	900
.422 Electricity	592	750	750	900	900	900
.431 Insurance	941	941	941	980	980	980
.441 Printing		100	100	100	100	100
.444 Repairs to Equipment & Property		1,000	1,000	1,000	1,000	1,000
.446 Vehicle Maintenance	597	1,500	1,500	1,500	250	250
.449 Fuel Oil	5,020	10,000	10,000	8,000	8,000	8,000
.452 Personal Service Contracts		3,000	3,000	3,500	3,500	3,500
.461 Postage	50	50	50	50	50	50
.462 Travel - in County		25	25	25	25	25
.463 Travel - out County		25	25	25	25	25
Subtotal Contractual	17,235	28,916	28,916	27,519	26,019	28,019

A3510 Control of Animals

Employee Benefits	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A9010.810 State Retirement		97	97	501	501	501
A9020.820 Medicare		471	471	485	485	485
A9030.830 Social Security		2,013	2,013	2,072	2,072	2,072
A9040.840 Workers' Comp.		726	726	619	619	619
A9050.850 Unemployment Insurance		222	222	222	222	222
A9060.860 Health Insurance		4,812	4,812	5,170	5,170	5,170
A9080.880 Disability		468	468	468	468	468
Subtotal Employee Benefits		8,809	8,809	9,537	9,537	9,537
Revenue						
A1550 Dog Control Fees	10,763	8,900	8,900	8,900	8,900	8,900
A2268 Dog Control Services	24,313	31,000	31,000	31,000	31,000	31,000
Subtotal Revenue	35,076	39,900	39,900	39,900	39,900	39,900
Total Appropriations Excluding Benefits						76,937
Total Appropriations	48,341	70,693	82,393	85,974	84,474	86,474
Total Revenues	35,076	39,900	39,900	39,900	39,900	39,900
County Cost	13,265	30,793	42,493	46,074	44,574	46,574

A3640 Emergency Management

Personal Services						
.100 Personal Services	54,174	57,727	55,817	57,948	57,948	57,948
Subtotal Personal Services	54,174	57,727	55,817	57,948	57,948	57,948

Equipment						
.210 Furniture & Furnishings	107			200	200	200
.220 Office Equipment		200	200			
.250 Other Equipment	10,086	1,380	1,380		1,520	1,520
.251 Safety Equipment		800	800	280	280	280
Subtotal Equipment	10,193	2,380	2,380	480	2,000	2,000

Contractual						
.403 Maintenance Projects		6,600	6,600	3,800		
.404 Communications Maintenance		4,300	4,300	4,300	4,300	4,300
.405 Building & Maintenance Projects		4,000	4,000	1,000		
.411 Office Supplies	426	600	600	600	600	600
.412 Board Meeting Expense	187	360	680	360	360	360
.413 Gasoline	1,246	2,100	2,100	2,100	2,100	2,100
.414 Automotive Parts		600	600	600	600	600
.418 Other Contractual	14,689	7,500	14,934	8,500	8,500	8,500
.421 Telephone	4,098	4,000	4,000	4,200	4,200	4,200
.422 Electricity	8,008	6,200	6,200	8,200	8,200	8,200
.423 Water & Sewer				1,100	1,100	1,100
.429 Cleaning Supplies		250	250	400	400	400
.431 Insurance	1,381	1,381	1,381	1,460	1,460	1,460
.433 Advertising & Legal Notices		150	150	150	150	150
.441 Printing	223	250	250	250	250	250
.443 Repair to Office Equipment		400	400	400	400	400
.445 Repairs to Bldgs & Grounds					3,000	3,000
.446 Vehicle Maintenance	1,383	3,100	3,100	3,100	3,100	3,100
.447 Contracted Service & Equipment					1,800	1,800
.449 Fuel Oil		700	700	700	700	700
.460 Training & Education		3,000	3,000	1,800	1,800	1,800
.461 Postage	1,545	1,200	1,200	1,200	1,200	1,200
.463 Travel - out County	332	750	750	750	750	750
.481 Professional Dues	75	85	85	85	85	85
.486 Special Grants	5,502					
Subtotal Contractual	39,095	47,526	55,280	45,055	45,055	45,055

A3640 Emergency Management

Employee Benefits	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A9010.810 State Retirement		186	186	790	790	790
A9020.820 Medicare		842	842	840	840	840
A9030.830 Social Security		3,598	3,598	3,593	3,593	3,593
A9040.840 Workers' Comp.		2,904	2,904	2,477	2,477	2,477
A9050.850 Unemployment Insurance		148	148	526	526	526
A9060.860 Health Insurance		6,658	6,658	7,465	7,465	7,465
A9080.880 Disability		312	312	312	312	312
Subtotal Employee Benefits		14,648	14,648	16,003	16,003	16,003
Revenue						
A3389 Civil Defense - Kodak Settlement						
A4305 Emergency Management	-874	14,000	14,000	14,000	14,000	14,000
A4325 DCJS-Drug Enforcement Assistance	347					
Subtotal Revenue	-527	14,000	14,000	14,000	14,000	14,000
Total Appropriations Excluding Benefits						105,003
Total Appropriations	103,462	122,281	128,125	119,486	121,006	121,006
Total Revenues	-527	14,000	14,000	14,000	14,000	14,000
County Cost	103,989	108,281	114,125	105,486	107,006	107,006

TOTAL PUBLIC SAFETY

Total Appropriations	2,969,558	3,691,757	3,750,167	3,939,377	3,932,012	3,936,512
Total Revenue	865,978	931,700	937,765	970,627	999,730	999,730
County Cost	2,103,580	2,760,057	2,812,402	2,968,750	2,932,282	2,936,782

HEALTH

A4010 Public Health

Personal Services	Budget 94 Modified Requested			Recomm.	
.100 Personal Services	625,200	674,960	683,002	818,527	818,527
.101 Overtime	22,336	15,000	15,000	30,000	30,000
Subtotal Personal Services	647,536	689,960	698,002	848,527	848,527

Equipment

.210 Furniture & Furnishings	4,230		2,543	12,385	12,385	12,385
.220 Office Equipment	2,109		11,939	1,500	1,500	1,500
.250 Other Equipment	9,404			10,000	10,000	10,000
.251 Safety Equipment	298	600	600	450	450	450
Subtotal Equipment	16,041	600	15,082	24,335	24,335	24,335

Contractual

.402 Laboratory	16,334	15,000	15,000	15,000	15,000	15,000
.407 Tuberculosis Outpatient Services	3,857	10,000	10,000	10,000	10,000	10,000
.408 Therapy Services	66,006	60,000	60,000	80,000	80,000	80,000
.409 Vaccines and Medications	12,942	20,000	20,000	10,000	10,000	10,000
.410 Rabies Control	14,178	20,000	27,800	65,000	65,000	65,000
.411 Office Supplies	6,009	7,000	7,000	8,500	8,500	8,500
.412 Board Meeting Expense	839	1,000	1,000	1,000	1,000	1,000
.415 Uniform & Cleaning Allowance		1,600	1,600	1,700	1,700	1,700
.418 Other Contractual	51,169	4,800	4,800	25,000	5,000	5,000
.419 Maintenance in Lieu of Rent	35,038	35,284	35,284	54,988	54,988	54,988
.421 Telephone	8,631	10,000	10,000	10,000	10,000	10,000
.431 Insurance	10,390	10,400	10,400	10,533	10,533	10,533
.433 Advertising & Legal Notices		1,000	1,000	5,000	5,000	5,000

A4010 Public Health

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.441 Printing	685	1,500	1,500	1,000	1,000
.442 Rental of Equipment		3,500	7,000	5,000	5,000
.443 Repair to Office Equipment		2,000	2,000	2,000	2,000
.445 Repairs to Bldgs & Grounds		2,000	2,000	2,000	2,000
.452 Personal Service Contracts		8,200	43,515	81,000	81,000
.456 Data Processing / Central Computer	15,872	15,000	15,000	20,000	20,000
.457 Handicapped Access - West Seneca				20,000	20,000
.458 Books, Publications & Subscriptions		1,500	1,500	2,000	2,000
.459 Legal Services	7,000	7,000	7,000	7,000	7,000
.460 Training & Education		5,000	5,000	5,000	5,000
.461 Postage	6,489	7,500	7,500	8,250	8,250
.462 Travel - in County	30,411	27,000	29,780	30,000	30,000
.463 Travel - out County	8,935	8,000	8,496	8,000	8,000
.466 Consultant Fees	15,000	8,000	8,000	10,000	10,000
.474 Homemakers	141,249	152,000	149,000	180,000	180,000
.478 Health Promotion Supplies		10,000	28,000	25,000	25,000
.481 Professional Dues	888	1,000	1,000	1,000	1,000
.482 Engineering Services	23,758	40,000	40,000	35,000	35,000
.486 Special Grants		30,000	30,720	30,000	30,000
.489 Hospital Supplies & Medicine		6,000	6,000	6,000	6,000
Subtotal Contractual	475,680	531,284	596,895	759,971	754,971
Employee Benefits					
A9010.810 State Retirement		2,204	2,204	12,728	12,728
A9020.820 Medicare		10,004	10,004	12,304	12,304
A9030.830 Social Security		42,778	42,778	52,609	52,609
A9040.840 Workers' Comp.		14,037	14,037	14,459	14,459
A9050.850 Unemployment Insurance		2,368	2,368	2,886	2,886
A9060.860 Health Insurance		91,438	91,438	108,512	108,512
A9080.880 Disability		4,719	4,719	4,836	4,836
Subtotal Employee Benefits		167,548	167,548	208,334	208,334
Revenue					
A1601 Public Health - Miscellaneous	1,309	1,000	1,000	2,000	2,000
A1602 Public Health - Medicare	453,575	400,000	400,000	600,000	625,000
A1603 Public Health - Medicaid	89,344	90,000	90,000	50,000	50,000
A1604 Public Health - Self Pay	590	1,000	1,000	1,000	1,000
A1605 Public Health - Other Insurance	100,993	100,000	100,000	175,000	200,000
A1606 Public Health - PHC Program	2,118	3,000	3,000	1,000	1,000
A1607 Public Health - Environmental	50,240	45,000	45,000	50,000	50,000
A3401 Public Health	361,474	350,500	350,500	370,000	368,000
A3425 Laboratories					
A3442 Rabies	1,989	23,000	30,800		
A3472 Special Health Program - LEAD	22,241	40,000	109,141	230,000	230,000
A3910 Environmental Control					
A4401 Public Health - IHAP/Case Managemnt	77,436	77,800	84,012	85,800	85,800
Subtotal Revenue	1,161,309	1,131,300	1,214,453	1,564,800	1,612,800
Total Appropriations Excluding Benefits					1,627,833
Total Appropriations	1,139,257	1,389,392	1,477,527	1,841,167	1,836,167
Total Revenues	1,161,309	1,131,300	1,214,453	1,564,800	1,612,800
County Cost	-22,052	258,092	263,074	276,367	223,367

A4046 Physically Handicapped Children

Contractual		Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.467 Programs		31,194	30,000	30,000	20,000	20,000	20,000
	Subtotal Contractual	31,194	30,000	30,000	20,000	20,000	20,000
Revenue							
A3446 Handicapped Children		-13,258	15,000	15,000	10,000	10,000	10,000
	Subtotal Revenue	-13,258	15,000	15,000	10,000	10,000	10,000
	Total Appropriations Excluding Benefits						20,000
	Total Appropriations	31,194	30,000	30,000	20,000	20,000	20,000
	Total Revenues	-13,258	15,000	15,000	10,000	10,000	10,000
	County Cost	44,452	15,000	15,000	10,000	10,000	10,000

A4070 Tuberculosis Care & Treatment

Contractual						
.467 Programs			1,000	1,000	1,000	1,000
	Subtotal Contractual		1,000	1,000	1,000	1,000
Revenue						
A3482 Adult Polio & TB Inpatient Services			400	400	400	400
	Subtotal Revenue		400	400	400	400
	Total Appropriations Excluding Benefits					1,000
	Total Appropriations		1,000	1,000	1,000	1,000
	Total Revenues		400	400	400	400
	County Cost		600	600	600	600

A4310 Mental Health

Personal Services						
.100 Personal Services		529,512	635,596	631,128	674,616	674,616
.101 Overtime		139				
	Subtotal Personal Services	529,651	635,596	631,128	674,616	674,616
Equipment						
.220 Office Equipment		10,339	2,700	6,065	4,600	4,600
.250 Other Equipment		4,721	5,825	37,053	2,700	2,700
	Subtotal Equipment	15,060	8,525	43,118	7,300	7,300
Contractual						
.411 Office Supplies		4,993	8,500	9,583	6,000	6,000
.412 Board Meeting Expense		645	1,100	1,100	1,100	1,100
.413 Gasoline		82	2,000	2,000	1,500	1,500
.414 Automotive Parts					500	500
.416 Hospital / Medical Supplies					1,000	1,000
.418 Other Contractual		241,296	10,900	12,500	15,000	15,000
.419 Maintenance in Lieu of Rent		135,140	143,000	143,000	196,701	157,726
.421 Telephone		9,847	14,000	14,325	12,000	14,000
.424 Food		8	9,000	9,000	11,000	11,000
.431 Insurance		15,445	14,737	14,737	16,986	16,986
.433 Advertising & Legal Notices			1,300	1,300	1,500	1,500
.440 Auditors			7,000	7,000	5,000	5,000
.441 Printing		1,143	2,000	2,112	1,600	1,600
.443 Repair to Office Equipment			1,400	1,400	1,000	1,000
.446 Vehicle Maintenance			1,000	1,000	1,000	1,000
.447 Contracted Service & Equipment			1,950	1,950	2,000	2,000
.452 Personal Service Contracts			178,120	205,000	225,500	225,500
.456 Data Processing / Central Computer			8,000	8,000	7,000	7,000
.458 Books, Publications & Subscriptions			1,900	1,900	2,500	2,500

A4310 Mental Health

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.459 Legal Services		2,000	2,000	3,000	3,000
.460 Training & Education		1,025	1,025	1,300	1,300
.461 Postage	3,890	4,200	4,200	5,000	5,000
.462 Travel - in County	7,229	8,000	8,000	9,500	9,500
.463 Travel - out County	6,427	6,000	6,000	6,500	6,500
.466 Consultant Fees		11,200	11,200	20,500	20,500
.469 ICM General		13,000	13,000	15,000	15,000
.481 Professional Dues	1,084	1,300	1,300	1,500	1,500
.486 Special Grants			60,855	60,855	60,855
.492 Transportation Services		5,000	5,000	6,000	6,000
Subtotal Contractual	427,229	457,632	487,632	618,067	601,067

Employee Benefits

A9010.810 State Retirement		2,079	2,079	8,796	8,796
A9020.820 Medicare		9,216	9,216	9,789	9,789
A9030.830 Social Security		39,407	39,407	41,859	41,859
A9040.840 Workers' Comp.		10,891	10,891	10,114	10,114
A9050.850 Unemployment Insurance		1,998	1,998	1,757	1,757
A9060.860 Health Insurance		73,428	73,428	77,354	77,354
A9080.880 Disability		4,212	4,212	3,588	3,588
Subtotal Employee Benefits		141,231	141,231	153,257	153,257

Revenue

A1620 Mental Health & CSS Fees	698,498	790,633	790,633	851,258	851,258
A1625 Mental Health Grant	3,600				
A3490 Mental Health	974,881	94,095	107,535	147,001	147,001
A3490 Mental Health					
A3491 Continuing Treatment - CSS		216,302	216,302	245,816	245,816
A3492 Mental Health - ICM		80,000	80,000	80,106	80,106
A3820 Youth Programs YDDP	10,210	9,000	9,000		
Subtotal Revenue	1,687,189	1,190,030	1,203,470	1,324,181	1,324,181
Total Appropriations Excluding Benefits					1,282,983
Total Appropriations	971,940	1,242,984	1,303,109	1,453,240	1,436,240
Total Revenues	1,687,189	1,190,030	1,203,470	1,324,181	1,324,181
County Cost	-715,249	52,954	99,639	129,059	112,059

A4320 Friends of Mental Health

Contractual

.467 Programs		8,500	17,000	20,500	20,500
Subtotal Contractual		8,500	17,000	20,500	20,500

Revenue

A3490 Mental Health		8,500	17,000	20,500	20,500
Subtotal Revenue		8,500	17,000	20,500	20,500
Total Appropriations Excluding Benefits					20,500
Total Appropriations		8,500	17,000	20,500	20,500
Total Revenues		8,500	17,000	20,500	20,500
County Cost					

A4321 ARC Program - Private Sector

Contractual		Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.467 Programs		487,245	562,637	562,637	505,805	505,805
	Subtotal Contractual	487,245	562,637	562,637	505,805	505,805
Revenue						
A3493 ARC-Non-620			356,663	356,663	325,800	325,800
A3494 ARC-620			157,337	157,337	129,841	129,841
	Subtotal Revenue		514,000	514,000	455,641	455,641
Total Appropriations Excluding Benefits						505,805
	Total Appropriations	487,245	562,637	562,637	505,805	505,805
	Total Revenues		514,000	514,000	455,641	455,641
	County Cost	487,245	48,637	48,637	50,164	50,164

A4322 Park Ridge - Drug Abuse

Contractual						
.467 Programs			291,654	291,654	267,100	267,100
	Subtotal Contractual		291,654	291,654	267,100	267,100
Revenue						
A3484 Drug Abuse		180,881	273,654	273,654	249,100	249,100
	Subtotal Revenue	180,881	273,654	273,654	249,100	249,100
Total Appropriations Excluding Benefits						267,100
	Total Appropriations		291,654	291,654	267,100	267,100
	Total Revenues	180,881	273,654	273,654	249,100	249,100
	County Cost	-180,881	18,000	18,000	18,000	18,000

A4323 Park Ridge - Alcohol Treatment

Contractual						
.467 Programs			181,611	181,611	241,881	241,881
	Subtotal Contractual		181,611	181,611	241,881	241,881
Revenue						
A2615 Stop DWI Program		8,000	8,000	8,000	8,000	8,000
A3486 Alcohol Abuse		117,974	118,500	118,500	176,015	176,015
	Subtotal Revenue	125,974	126,500	126,500	184,015	184,015
Total Appropriations Excluding Benefits						241,881
	Total Appropriations		181,611	181,611	241,881	241,881
	Total Revenues	125,974	126,500	126,500	184,015	184,015
	County Cost	-125,974	55,111	55,111	57,866	57,866

A4390 Mental Health - Law Expense

Contractual						
.447 Contracted Service & Equipment		12,388	10,000	10,000	10,000	10,000
	Subtotal Contractual	12,388	10,000	10,000	10,000	10,000
Total Appropriations Excluding Benefits						10,000
	Total Appropriations	12,388	10,000	10,000	10,000	10,000
	Total Revenues					
	County Cost	12,388	10,000	10,000	10,000	10,000

A4527 Health System Agency

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.418 Other Contractual		1,000	1,000	2,000	1,000
Subtotal Contractual		1,000	1,000	2,000	1,000
Total Appropriations Excluding Benefits					1,000
Total Appropriations		1,000	1,000	2,000	1,000
Total Revenues					
County Cost		1,000	1,000	2,000	1,000

TOTAL HEALTH

Total Appropriations	2,642,024	3,718,778	3,875,538	4,412,063	4,356,693	4,339,693
Total Revenue	3,142,095	3,259,384	3,364,477	3,808,637	3,856,637	3,856,637
County Cost	-500,071	459,394	511,061	603,426	500,056	483,056

ECONOMIC ASSISTANCE & OPPORTUNITY

A6010 Social Services Administration

Personal Services		Budget 94	Modified Requested	Recomm.	
.100 Personal Services	1,568,015	1,681,612	1,742,102	1,880,000	1,880,000
.101 Overtime	5,039	6,500	6,500	10,000	10,000
Subtotal Personal Services	1,573,054	1,688,112	1,748,602	1,890,000	1,890,000

Equipment

.210 Furniture & Furnishings		1,882	1,882	7,722	7,722	7,722
.220 Office Equipment	3,094			1,290	1,290	1,290
.250 Other Equipment	9,149	20,000	33,861	36,088	36,088	36,088
Subtotal Equipment	12,243	21,882	35,743	45,100	45,100	45,100

Contractual

.402 Laboratory		7,000	7,000	6,000	6,000	6,000
.411 Office Supplies	16,659	15,000	16,686	16,000	14,000	14,000
.412 Board Meeting Expense	12	100	1,100	100	100	100
.413 Gasoline	5,236	6,400	6,400	6,500	6,500	6,500
.418 Other Contractual	279,549	6,825	7,325	5,750	5,750	5,750
.419 Maintenance in Lieu of Rent	161,888	154,559	154,559	159,797	159,797	159,797
.421 Telephone	22,615	27,000	28,000	24,000	30,475	30,475
.431 Insurance	55,119	33,074	49,440	51,426	51,426	51,426
.432 Contracts & Agreements				5,000	5,000	5,000
.433 Advertising & Legal Notices		1,000	1,500	1,000	1,000	1,000
.438 HIRE Contract		171,775	171,775	193,196	193,196	193,196
.440 Auditors		8,880	8,880	8,880	8,880	8,880
.441 Printing	1,921	3,500	4,943	3,350	3,350	3,350
.442 Rental of Equipment	1,563	1,760	1,760	1,750	1,750	1,750
.443 Repair to Office Equipment		500	500	500	500	500
.446 Vehicle Maintenance	5,253	1,500	1,500	2,500	2,500	2,500
.447 Contracted Service & Equipment	96	12,690	12,690	13,680	13,680	13,680
.455 Fees For Services		1,500	1,500	1,500	1,500	1,500
.456 Data Processing / Central Computer		15,500	15,500	15,500	15,500	15,500
.458 Books, Publications & Subscriptions				3,000	3,000	3,000
.459 Legal Services	-944	83,307	83,307	80,800	80,800	80,800
.460 Training & Education		49,000	49,000	78,630	78,630	78,630
.461 Postage	25,944	25,000	25,000	22,750	22,750	22,750
.462 Travel - in County	27,680	27,830	30,330	29,250	29,250	29,250
.463 Travel - out County	16,667	12,075	12,075	15,750	15,750	15,750
.466 Consultant Fees		3,450	94,282	10,106	10,106	10,106
.481 Professional Dues	35	2,860	2,860	2,860	2,860	2,860

A6010 Social Services Administration

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.491 NYS Assessments		20,000	20,000	36,929	36,929	36,929
.492 Transportation Services		2,250	2,250	10,000	5,400	5,400
.494 Security Services		31,356	31,356	37,635	37,635	37,635
Subtotal Contractual	619,293	725,691	841,318	844,139	844,014	844,014

Employee Benefits

A9010.810 State Retirement		5,609	5,609	27,624	27,624	27,624
A9020.820 Medicare		24,768	24,768	27,584	27,584	27,584
A9030.830 Social Security		105,903	105,903	117,954	117,954	117,954
A9040.840 Workers' Comp.		38,480	38,480	35,301	35,301	35,301
A9050.850 Unemployment Insurance		6,290	6,290	6,533	6,533	6,533
A9060.860 Health Insurance		239,671	239,671	268,154	268,154	268,154
A9080.880 Disability		13,260	13,260	13,772	13,772	13,772
Subtotal Employee Benefits		433,981	433,981	496,922	496,922	496,922

Revenue

A1811 Child Support - Incentive Earnings	54,716	53,750	53,750	65,964	65,964	65,964
A2070 Contributions - Private Agencies	1,447	10,000	16,520	25,000	25,000	25,000
A3610 Social Services Administration	953,219	984,909	1,142,239	1,134,328	1,116,890	1,116,890
A3611 Food Stamps	124,482	127,463	127,463	145,237	145,237	145,237
A4610 Social Services Administration	855,525	1,120,222	1,144,028	1,333,211	1,298,334	1,298,334
A4611 Food Stamp Program	129,260	139,641	139,641	141,250	141,250	141,250
Subtotal Revenue	2,118,649	2,435,985	2,623,641	2,844,990	2,792,675	2,792,675
Total Appropriations Excluding Benefits						2,779,114
Total Appropriations	2,204,590	2,869,666	3,059,844	3,276,161	3,276,036	3,276,036
Total Revenues	2,118,649	2,435,985	2,623,641	2,844,990	2,792,675	2,792,675
County Cost	85,941	433,681	436,203	431,171	483,361	483,361

A6070 Service for Recipients**Contractual**

.455 Fees For Services		250,000	250,000	300,000	300,000	300,000
Subtotal Contractual		250,000	250,000	300,000	300,000	300,000

Revenue

A3610 Social Services Administration	129,318	146,625	146,625	175,950	175,950	175,950
A4610 Social Services Administration	52,893	72,125	72,125	86,550	86,550	86,550
Subtotal Revenue	182,211	218,750	218,750	262,500	262,500	262,500
Total Appropriations Excluding Benefits						300,000
Total Appropriations		250,000	250,000	300,000	300,000	300,000
Total Revenues	182,211	218,750	218,750	262,500	262,500	262,500
County Cost	-182,211	31,250	31,250	37,500	37,500	37,500

A6101 Medical Assistance**Contractual**

.485 Medical Management		462,920	462,920	500,000	500,000	500,000
Subtotal Contractual		462,920	462,920	500,000	500,000	500,000

A6101 Medical Assistance

Revenue	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A1801 Medical Assistance	167,884	90,000	90,000	150,000	150,000	150,000
A3601 Medical Assistance	140,258	69,438	69,438	108,000	108,000	108,000
A4601 Medical Assistance	302,163	400,000	400,000	366,000	366,000	366,000
Subtotal Revenue	610,305	559,438	559,438	624,000	624,000	624,000
Total Appropriations Excluding Benefits						500,000
Total Appropriations		462,920	462,920	500,000	500,000	500,000
Total Revenues	610,305	559,438	559,438	624,000	624,000	624,000
County Cost	-610,305	-96,518	-96,518	-124,000	-124,000	-124,000

A6102 Medical Management Info System MMIS

Contractual						
.485 Medical Management		3,800,000	3,800,000	3,864,000	4,000,000	3,935,000
Subtotal Contractual		3,800,000	3,800,000	3,864,000	4,000,000	3,935,000
Revenue						
A3602 Long Term Care	84,310	75,000	75,000	75,000	100,000	100,000
Subtotal Revenue	84,310	75,000	75,000	75,000	100,000	100,000
Total Appropriations Excluding Benefits						3,935,000
Total Appropriations		3,800,000	3,800,000	3,864,000	4,000,000	3,935,000
Total Revenues	84,310	75,000	75,000	75,000	100,000	100,000
County Cost	-84,310	3,725,000	3,725,000	3,789,000	3,900,000	3,835,000

A6109 Aid to Dependent Children

Contractual						
.467 Programs		4,050,200	4,050,200	4,374,000	4,374,000	4,374,000
Subtotal Contractual		4,050,200	4,050,200	4,374,000	4,374,000	4,374,000
Revenue						
A1809 Aid to Dependent Children	396,015	410,000	410,000	400,000	400,000	400,000
A3609 Aid to Dependent Children	1,007,100	1,025,106	1,025,106	1,093,500	1,093,500	1,093,500
A4609 Aid to Dependent Children	1,573,195	1,660,582	1,660,582	1,749,600	1,749,600	1,749,600
Subtotal Revenue	2,976,310	3,095,688	3,095,688	3,243,100	3,243,100	3,243,100
Total Appropriations Excluding Benefits						4,374,000
Total Appropriations		4,050,200	4,050,200	4,374,000	4,374,000	4,374,000
Total Revenues	2,976,310	3,095,688	3,095,688	3,243,100	3,243,100	3,243,100
County Cost	-2,976,310	954,512	954,512	1,130,900	1,130,900	1,130,900

A6119 Child Care

Contractual						
.467 Programs		525,000	525,000	600,000	600,000	600,000
Subtotal Contractual		525,000	525,000	600,000	600,000	600,000
Revenue						
A1819 Child Care	47,042	40,000	40,000	40,000	40,000	40,000
A3619 Child Care	174,987	213,833	213,833	240,660	240,660	240,660
A4619 Child Care	323,777	157,500	157,500	174,480	174,480	174,480
Subtotal Revenue	545,806	411,333	411,333	455,140	455,140	455,140
Total Appropriations Excluding Benefits						600,000
Total Appropriations		525,000	525,000	600,000	600,000	600,000
Total Revenues	545,806	411,333	411,333	455,140	455,140	455,140
County Cost	-545,806	113,667	113,667	144,860	144,860	144,860

A6123 Juvenile Delinquent

Contractual		Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.467 Programs			160,000	160,000	200,000	200,000
	Subtotal Contractual		160,000	160,000	200,000	200,000
Revenue						
A1823 Juvenile Delinquent		15,887	10,000	10,000	10,000	10,000
A3623 Juvenile Delinquent		56,166	80,000	80,000	100,000	100,000
	Subtotal Revenue	72,053	90,000	90,000	110,000	110,000
	Total Appropriations Excluding Benefits					200,000
	Total Appropriations		160,000	160,000	200,000	200,000
	Total Revenues	72,053	90,000	90,000	110,000	110,000
	County Cost	-72,053	70,000	70,000	90,000	90,000

A6129 State Training School

Contractual						
.467 Programs			100,000	100,000	150,000	125,000
	Subtotal Contractual		100,000	100,000	150,000	125,000
	Total Appropriations Excluding Benefits					125,000
	Total Appropriations		100,000	100,000	150,000	125,000
	Total Revenues					
	County Cost		100,000	100,000	150,000	125,000

A6135 JOBS Program

Contractual						
.467 Programs			85,000	85,000	55,000	55,000
	Subtotal Contractual		85,000	85,000	55,000	55,000
Revenue						
A3635 JOBS		13,574	21,701	21,701	14,625	14,625
A4635 JOBS		23,915	41,608	41,608	25,762	25,762
	Subtotal Revenue	37,489	63,309	63,309	40,387	40,387
	Total Appropriations Excluding Benefits					55,000
	Total Appropriations		85,000	85,000	55,000	55,000
	Total Revenues	37,489	63,309	63,309	40,387	40,387
	County Cost	-37,489	21,691	21,691	14,613	14,613

A6140 Home Relief

Contractual						
.467 Programs			800,000	791,816	870,000	870,000
	Subtotal Contractual		800,000	791,816	870,000	870,000
Revenue						
A1840 Home Relief		91,178	100,000	100,000	100,000	100,000
A3640 Home Relief		351,537	400,000	395,908	435,000	435,000
	Subtotal Revenue	442,715	500,000	495,908	535,000	535,000
	Total Appropriations Excluding Benefits					870,000
	Total Appropriations		800,000	791,816	870,000	870,000
	Total Revenues	442,715	500,000	495,908	535,000	535,000
	County Cost	-442,715	300,000	295,908	335,000	335,000

A6141 Fuel Aid Program

Contractual		Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.A67 Programs			400,000	511,765	500,000	500,000
	Subtotal Contractual		400,000	511,765	500,000	500,000
Revenue						
A4641 HEAP - Fuel Aid Program		446,715	400,000	511,765	500,000	500,000
	Subtotal Revenue	446,715	400,000	511,765	500,000	500,000
Total Appropriations Excluding Benefits						500,000
Total Appropriations			400,000	511,765	500,000	500,000
Total Revenues		446,715	400,000	511,765	500,000	500,000
County Cost		-446,715				

A6142 Emergency Aid to Adults

Contractual						
.A67 Programs			7,300	7,300	15,000	15,000
	Subtotal Contractual		7,300	7,300	15,000	15,000
Revenue						
A1842 Recovery-Emergency Aid for Adults		342				
A3642 Emergency Aid - Adults		3,529	3,650	3,650	7,500	7,500
	Subtotal Revenue	3,871	3,650	3,650	7,500	7,500
Total Appropriations Excluding Benefits						15,000
Total Appropriations			7,300	7,300	15,000	15,000
Total Revenues		3,871	3,650	3,650	7,500	7,500
County Cost		-3,871	3,650	3,650	7,500	7,500

A6148 Burials

Contractual						
.A06 Burials			42,000	42,000	50,000	50,000
	Subtotal Contractual		42,000	42,000	50,000	50,000
Revenue						
A3648 Burials		11,851	12,600	12,600	15,000	15,000
	Subtotal Revenue	11,851	12,600	12,600	15,000	15,000
Total Appropriations Excluding Benefits						50,000
Total Appropriations			42,000	42,000	50,000	50,000
Total Revenues		11,851	12,600	12,600	15,000	15,000
County Cost		-11,851	29,400	29,400	35,000	35,000

Total Social Services

Total Appropriations	2,204,590	13,552,086	13,845,845	14,754,161	14,865,036	14,800,036
Total Revenue	7,532,285	7,865,753	8,161,082	8,712,617	8,685,302	8,685,302
County Cost	-5,327,695	5,686,333	5,684,763	6,041,544	6,179,734	6,114,734

A6326 Community Action

Contractual		Budget 94		Modified Requested	Recomm.	
.439 Authorized Agencies		26,562	23,906	23,906	24,623	23,906
	Subtotal Contractual	26,562	23,906	23,906	24,623	23,906
Total Appropriations Excluding Benefits						23,906
Total Appropriations		26,562	23,906	23,906	24,623	23,906
Total Revenues						
County Cost		26,562	23,906	23,906	24,623	23,906

A6410 Tourism Agency

Equipment	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.220 Office Equipment				720		
Subtotal Equipment				720		
Contractual						
.411 Office Supplies	393	500	500	500	500	500
.412 Board Meeting Expense	62	200	200	200	200	200
.418 Other Contractual	1,457	1,800	1,800	1,800	1,800	1,800
.421 Telephone	340	500	500	500	500	500
.431 Insurance	610	848	848	209	209	209
.441 Printing	28	500	1,550	500	500	500
.458 Books, Publications & Subscriptions				200	200	200
.461 Postage	401	500	1,180	600	600	600
.462 Travel - in County	101	300	300	100	100	100
.463 Travel - out County	1,341	1,000	1,500	2,000	2,000	2,000
.468 I LOVE NY	58,156	51,428	51,859	92,528	92,528	92,528
.481 Professional Dues	258	200	200	250	250	250
Subtotal Contractual	63,147	57,776	60,437	99,387	99,387	99,387
Revenue						
A2000 Tourism	6,111			6,000	6,000	6,000
A3715 Tourism - I LOVE NY	26,315	25,714	25,714	59,814	59,814	59,814
A3720 Other			2,500			
Subtotal Revenue	32,426	25,714	28,214	65,814	65,814	65,814
Total Appropriations Excluding Benefits						99,387
Total Appropriations	63,147	57,776	61,157	99,387	99,387	99,387
Total Revenues	32,426	25,714	28,214	65,814	65,814	65,814
County Cost	30,721	32,062	32,943	33,573	33,573	33,573

A6510 Veterans Service Agency

Personal Services						
.100 Personal Services	43,325	45,475	45,475	47,518	47,518	47,518
Subtotal Personal Services	43,325	45,475	45,475	47,518	47,518	47,518
Equipment						
.220 Office Equipment		690				
Subtotal Equipment		690				
Contractual						
.406 Burials	3,425	6,000	6,000	6,000	6,000	6,000
.411 Office Supplies	279	500	500	500	500	500
.418 Other Contractual	664	610	610	610	610	610
.419 Maintenance in Lieu of Rent	5,127	4,941	4,941	5,152	5,152	5,152
.421 Telephone	398	600	600	600	600	600
.431 Insurance	361	502	502	265	265	265
.432 Contracts & Agreements				500	500	500
.441 Printing	255	300	300	300	300	300
.461 Postage	538	600	600	600	600	600
.462 Travel - in County	91	100	100	100	100	100
.463 Travel - out County	2,206	2,000	2,000	2,500	2,500	2,500
.481 Professional Dues	40	40	40	40	40	40
Subtotal Contractual	13,384	16,193	16,193	17,167	17,167	17,167

A6510 Veterans Service Agency

Employee Benefits	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
A9010.810 State Retirement		158	158	698	698
A9020.820 Medicare		659	659	689	689
A9030.830 Social Security		2,819	2,819	2,946	2,946
A9040.840 Workers' Comp.		968	968	826	826
A9050.850 Unemployment Insurance		148	148	148	148
A9060.860 Health Insurance		6,984	6,984	7,465	7,465
A9080.880 Disability		156	156	156	156
Subtotal Employee Benefits		11,892	11,892	12,928	12,928
Revenue					
A3610 Social Services Administration		12,254	12,254	17,438	17,438
A3710 Veteran's Aid	930	3,250	3,250	1,860	1,860
A4610 Social Services Administration		24,509	24,509	34,877	34,877
Subtotal Revenue	930	40,013	40,013	54,175	54,175
Total Appropriations Excluding Benefits					64,685
Total Appropriations	57,399	73,560	73,560	77,613	77,613
Total Revenues	930	40,013	40,013	54,175	54,175
County Cost	56,469	33,547	33,547	23,438	23,438

A6610 Weights & Measures

Personal Services					
.100 Personal Services	15,697	16,446	16,446	17,408	17,408
Subtotal Personal Services	15,697	16,446	16,446	17,408	17,408
Equipment					
.220 Office Equipment					
.250 Other Equipment	50	50	50	750	750
.251 Safety Equipment		100	100	100	100
Subtotal Equipment	50	150	150	850	850
Contractual					
.411 Office Supplies	50	75	75	75	75
.413 Gasoline	776	850	850	900	900
.414 Automotive Parts		2,182	3,245	3,600	250
.418 Other Contractual	613	820	820	120	120
.421 Telephone	108	100	100	100	100
.431 Insurance	784	785	785	830	830
.441 Printing		150	150	150	150
.443 Repair to Office Equipment				160	160
.446 Vehicle Maintenance	328	1,100	1,100	1,100	1,100
.461 Postage	33	60	60	120	170
.463 Travel - out County	213	225	225	300	550
.481 Professional Dues	57	57	57	57	57
Subtotal Contractual	2,962	6,404	7,467	7,512	4,462
Employee Benefits					
A9010.810 State Retirement		69	69	366	366
A9020.820 Medicare		239	239	252	252
A9030.830 Social Security		1,020	1,020	1,079	1,079
A9040.840 Workers' Comp.		484	484	413	413
A9050.850 Unemployment Insurance		74	74	74	74
A9060.860 Health Insurance		4,206	4,206	4,497	4,497
A9080.880 Disability				111	111
Subtotal Employee Benefits		6,092	6,092	6,792	6,792

A6610 Weights & Measures

Revenue	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A1962 Sealer of Weights & Measures		7,500	7,500	7,500	5,000	
A3989 Weights & Measures	1,013	2,182	3,245	3,600	3,600	3,600
Subtotal Revenue	1,013	9,682	10,745	11,100	8,600	3,600
Total Appropriations Excluding Benefits						22,720
Total Appropriations	18,709	29,092	30,155	32,562	29,512	29,512
Total Revenues	1,013	9,682	10,745	11,100	8,600	3,600
County Cost	17,696	19,410	19,410	21,462	20,912	25,912

A6772 Programs for the Aging**Personal Services**

.100 Personal Services	145,562	157,441	165,842	186,783	186,783	186,783
Subtotal Personal Services	145,562	157,441	165,842	186,783	186,783	186,783

Equipment

.250 Other Equipment	13,037	2,060	7,785			
Subtotal Equipment	13,037	2,060	7,785			

Contractual

.411 Office Supplies	3,388	3,700	5,419	4,729	4,729	4,954
.418 Other Contractual	29,893	180	180	180	180	180
.419 Maintenance in Lieu of Rent	14,326	13,806	13,806	14,395	14,395	14,395
.421 Telephone	2,557	3,945	4,095	4,169	4,169	4,180
.431 Insurance	2,826	3,935	3,935	2,235	2,235	2,235
.433 Advertising & Legal Notices		1,300	1,770	1,725	1,725	1,725
.441 Printing	809	1,000	1,397	1,000	1,000	1,000
.443 Repair to Office Equipment		300	300	585	585	585
.452 Personal Service Contracts		17,047	20,089	17,633	17,633	17,633
.456 Data Processing / Central Computer		1,000	1,000	1,000	1,000	1,000
.459 Legal Services		4,725	4,725	4,725	4,725	4,725
.461 Postage	5,950	5,500	5,850	6,150	6,150	6,150
.462 Travel - in County	4,246	7,000	7,869	7,200	7,200	7,200
.463 Travel - out County	1,114	1,300	1,600	1,862	1,862	1,862
.473 Nutrition Program	218,779	217,827	217,827	225,121	225,121	223,791
.474 Homemakers	75,966	93,369	93,369	93,409	93,409	93,643
.476 Lifeline	2,970	14,210	14,210	8,944	8,944	8,944
.478 Health Promotion Supplies		2,647	2,647	1,030	1,030	
.481 Professional Dues	383	447	447	447	447	447
.486 Special Grants			5,571			12,000
.492 Transportation Services	32,496	32,500	32,500	32,500	32,500	32,500
Subtotal Contractual	395,703	425,738	438,606	429,039	429,039	439,149

Employee Benefits

A9010.810 State Retirement		414	414	2,191	2,191	2,191
A9020.820 Medicare		2,283	2,283	2,721	2,721	2,721
A9030.830 Social Security		9,762	9,762	11,580	11,580	11,580
A9040.840 Workers' Comp.		4,840	4,840	4,335	4,335	4,335
A9050.850 Unemployment Insurance		703	703	807	807	807
A9060.860 Health Insurance		15,218	15,218	21,125	21,125	21,125
A9080.880 Disability		858	858	936	936	936
Subtotal Employee Benefits		34,078	34,078	43,695	43,695	43,695

A6772 Programs for the Aging

Revenue	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A1972 Programs for the Aging	24,696	31,714	31,714	36,599	36,599	36,599
A1973 Lifeline - Office for the Aging	20,670	40,549	40,549	37,624	37,624	37,624
A3772 Programs for the Aging	270,763	256,744	256,744	260,841	260,841	264,214
A4772 Programs for the Aging	247,547	246,612	262,340	267,467	267,467	274,947
Subtotal Revenue	563,676	575,619	591,347	602,531	602,531	613,384
Total Appropriations Excluding Benefits						625,932
Total Appropriations	554,302	619,317	646,311	659,517	659,517	669,627
Total Revenues	563,676	575,619	591,347	602,531	602,531	613,384
County Cost	-9,374	43,698	54,964	56,986	56,986	56,243

TOTAL ECONOMIC ASSISTANCE & OPPORTUNITY

Total Appropriations	2,924,709	14,355,737	14,680,934	15,647,863	15,754,971	15,700,081
Total Revenue	8,130,330	8,516,781	8,831,401	9,446,237	9,416,422	9,422,275
County Cost	-5,205,621	5,838,956	5,849,533	6,201,626	6,338,549	6,277,806

CULTURE & RECREATION**A7310 Youth Programs**

Contractual	Budget 94			Modified	Requested	Recomm.
.418 Other Contractual	56,839	56,418	59,378	51,742	51,742	51,742
Subtotal Contractual	56,839	56,418	59,378	51,742	51,742	51,742
Revenue						
A3820 Youth Programs YDDP	48,214	35,381	38,341	30,511	30,511	30,511
A3830 Youth Board SDDP	8,295	21,037	21,037	21,231	21,231	21,231
Subtotal Revenue	56,509	56,418	59,378	51,742	51,742	51,742
Total Appropriations Excluding Benefits						51,742
Total Appropriations	56,839	56,418	59,378	51,742	51,742	51,742
Total Revenues	56,509	56,418	59,378	51,742	51,742	51,742
County Cost	330					

A7312 Youth Bureau

Contractual						
.418 Other Contractual	39,742	44,989	44,989	1,000	1,000	1,000
.431 Insurance	535	535	535	368	368	368
.432 Contracts & Agreements				48,828	48,828	48,828
Subtotal Contractual	40,277	45,524	45,524	50,196	50,196	50,196
Revenue						
A3820 Youth Programs YDDP	19,654	22,762	22,762	25,098	25,098	25,098
Subtotal Revenue	19,654	22,762	22,762	25,098	25,098	25,098
Total Appropriations Excluding Benefits						50,196
Total Appropriations	40,277	45,524	45,524	50,196	50,196	50,196
Total Revenues	19,654	22,762	22,762	25,098	25,098	25,098
County Cost	20,623	22,762	22,762	25,098	25,098	25,098

A7415 Libraries

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.439 Authorized Agencies	29,070	30,270	30,270	34,176	30,270	30,270
Subtotal Contractual	29,070	30,270	30,270	34,176	30,270	30,270
Total Appropriations Excluding Benefits						30,270
Total Appropriations	29,070	30,270	30,270	34,176	30,270	30,270
Total Revenues						
County Cost	29,070	30,270	30,270	34,176	30,270	30,270

A7450 Cobblestone Museum

Contractual						
.439 Authorized Agencies				2,500	1,000	1,000
Subtotal Contractual				2,500	1,000	1,000
Total Appropriations Excluding Benefits						1,000
Total Appropriations				2,500	1,000	1,000
Total Revenues						
County Cost				2,500	1,000	1,000

A7510 Historian

Personal Services

.100 Personal Services	4,320	4,860	4,860	5,006	5,006	5,006
Subtotal Personal Services	4,320	4,860	4,860	5,006	5,006	5,006

Contractual

.411 Office Supplies	152	150	150	100	100	100
.418 Other Contractual	158					
.421 Telephone	394	500	500	500	500	500
.431 Insurance	36	36	36	25	25	25
.441 Printing		300	700	500	500	500
.461 Postage	50	50	50	60	60	60
Subtotal Contractual	790	1,036	1,436	1,185	1,185	1,185

Employee Benefits

A9010.810 State Retirement		19	19	75	75	75
A9020.820 Medicare		70	70	73	73	73
A9030.830 Social Security		301	301	323	323	323
A9040.840 Workers' Comp.		242	242	206	206	206
A9050.850 Unemployment Insurance		74	74	74	74	74
Subtotal Employee Benefits		706	706	751	751	751
Total Appropriations Excluding Benefits						6,191
Total Appropriations	5,110	6,602	7,002	6,942	6,942	6,942
Total Revenues						
County Cost	5,110	6,602	7,002	6,942	6,942	6,942

TOTAL CULTURE & RECREATION

Total Appropriations	131,296	138,814	142,174	145,556	140,150	140,150
Total Revenue	76,163	79,180	82,140	76,840	76,840	76,840
County Cost	55,133	59,634	60,034	68,716	63,310	63,310

HOME & COMMUNITY SERVICES

A8020 Planning & Development

Personal Services	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.100 Personal Services	159,758	178,801	178,801	186,761	186,761	186,761
.101 Overtime	1,184	2,000	2,000	2,000	2,000	2,000
Subtotal Personal Services	160,942	180,801	180,801	188,761	188,761	188,761

Equipment

.210 Furniture & Furnishings			649			
.220 Office Equipment	3,392	600	1,212	400	400	400
Subtotal Equipment	3,392	600	1,861	400	400	400

Contractual

.405 Building & Maintenance Projects			4,300			
.411 Office Supplies	1,287	1,600	1,680	1,750	1,750	1,750
.412 Board Meeting Expense	136	200	200	200	200	200
.418 Other Contractual	5,568	4,200	4,300	4,400	4,400	4,400
.419 Maintenance in Lieu of Rent	4,391	5,674	5,674	4,412	4,412	4,412
.421 Telephone	6,009	5,519	5,519	6,000	6,000	6,000
.431 Insurance	940	1,441	1,441	952	952	952
.433 Advertising & Legal Notices		250	250	200	200	200
.441 Printing	197	200	254	200	200	200
.443 Repair to Office Equipment		1,500	1,500	1,500	1,500	1,500
.456 Data Processing / Central Computer					1,500	1,500
.458 Books, Publications & Subscriptions		800	800	800	800	800
.461 Postage	3,694	3,000	3,000	3,500	3,500	3,500
.462 Travel - in County	1,493	1,877	1,877	1,900	1,900	1,900
.463 Travel - out County	2,409	800	800	1,200	1,200	1,200
.481 Professional Dues	102	280	280	300	300	300
Subtotal Contractual	26,226	27,341	31,875	27,314	28,814	28,814

Employee Benefits

A9010.810 State Retirement		577	577	2,831	2,831	2,831
A9020.820 Medicare		2,622	2,622	2,708	2,708	2,708
A9030.830 Social Security		11,210	11,210	11,579	11,579	11,579
A9040.840 Workers' Comp.		3,388	3,388	3,303	3,303	3,303
A9050.850 Unemployment Insurance		592	592	592	592	592
A9060.860 Health Insurance		29,630	29,630	28,892	28,892	28,892
A9080.880 Disability		1,248	1,248	1,092	1,092	1,092
Subtotal Employee Benefits		49,267	49,267	50,997	50,997	50,997

Revenue

A2189 Other - Home & Comm. Services Plan						
A4089 Administration of Rent Subsidy	102,020	110,132	110,132	115,000	116,500	116,500
Subtotal Revenue	102,020	110,132	110,132	115,000	116,500	116,500
Total Appropriations Excluding Benefits						217,975
Total Appropriations	190,560	258,009	263,804	267,472	268,972	268,972
Total Revenues	102,020	110,132	110,132	115,000	116,500	116,500
County Cost	88,540	147,877	153,672	152,472	152,472	152,472

A8021 Industrial Development Agency

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.439 Authorized Agencies	28,666	28,666	28,666	30,000	30,000
Subtotal Contractual	28,666	28,666	28,666	30,000	30,000
Total Appropriations Excluding Benefits					30,000
Total Appropriations	28,666	28,666	28,666	30,000	30,000
Total Revenues					
County Cost	28,666	28,666	28,666	30,000	30,000

A8025 Joint Planning Board

Contractual					
.432 Contracts & Agreements	5,633	5,633	5,633	5,633	5,633
Subtotal Contractual	5,633	5,633	5,633	5,633	5,633
Total Appropriations Excluding Benefits					5,633
Total Appropriations	5,633	5,633	5,633	5,633	5,633
Total Revenues					
County Cost	5,633	5,633	5,633	5,633	5,633

A8720 Sportsmen Federation

Contractual					
.439 Authorized Agencies	1,000	1,000	1,000	1,000	1,000
Subtotal Contractual	1,000	1,000	1,000	1,000	1,000
Total Appropriations Excluding Benefits					1,000
Total Appropriations	1,000	1,000	1,000	1,000	1,000
Total Revenues					
County Cost	1,000	1,000	1,000	1,000	1,000

A8740 Oak Orchard Small Watershed

Contractual					
.439 Authorized Agencies	17,167	13,425	13,425	13,031	13,031
Subtotal Contractual	17,167	13,425	13,425	13,031	13,031

Revenue

A1002 Watershed Protection District	17,167	13,425	13,425	13,031	13,031
Subtotal Revenue	17,167	13,425	13,425	13,031	13,031
Total Appropriations Excluding Benefits					13,031
Total Appropriations	17,167	13,425	13,425	13,031	13,031
Total Revenues	17,167	13,425	13,425	13,031	13,031
County Cost					

A8745 Soil & Water

Contractual					
.439 Authorized Agencies	25,157	42,441	42,441	44,563	43,441
Subtotal Contractual	25,157	42,441	42,441	44,563	43,441
Total Appropriations Excluding Benefits					43,441
Total Appropriations	25,157	42,441	42,441	44,563	43,441
Total Revenues					
County Cost	25,157	42,441	42,441	44,563	43,441

A8750 Cooperative Extension of Orleans

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.439 Authorized Agencies	185,723	221,723	221,723	249,456	228,373
Subtotal Contractual	185,723	221,723	221,723	249,456	228,373
Total Appropriations Excluding Benefits					228,373
Total Appropriations	185,723	221,723	221,723	249,456	228,373
Total Revenues					
County Cost	185,723	221,723	221,723	249,456	228,373

A8751 Council of the Arts

Contractual					
.439 Authorized Agencies		1,000	1,000	1,000	1,000
Subtotal Contractual		1,000	1,000	1,000	1,000
Total Appropriations Excluding Benefits					1,000
Total Appropriations		1,000	1,000	1,000	1,000
Total Revenues					
County Cost		1,000	1,000	1,000	1,000

TOTAL HOME & COMMUNITY SERVICES

Total Appropriations	453,906	571,897	577,692	612,155	591,450	591,450
Total Revenue	119,187	123,557	123,557	128,031	129,531	129,531
County Cost	334,719	448,340	454,135	484,124	461,919	461,919

SHORT TERM DEBT**A9730 Interest on Radio System Bond**

Debt Service Principal		Budget 94	Modified Requested	Recomm.	
.601 Serial Bond Principal		200,000	200,000		
Subtotal Debt Service Principal		200,000	200,000		
Debt Service Interest					
.701 Serial Bond Interest		27,840	27,840		
Subtotal Debt Service Interest		27,840	27,840		
Total Appropriations Excluding Benefits					
Total Appropriations		227,840	227,840		
Total Revenues					
County Cost		227,840	227,840		

A9770 Interest on Rev. Anticipation Note

Debt Service Interest					
.701 Serial Bond Interest		24,742	24,742	14,790	14,790
Subtotal Debt Service Interest		24,742	24,742	14,790	14,790
Total Appropriations Excluding Benefits					14,790
Total Appropriations		24,742	24,742	14,790	14,790
Total Revenues					
County Cost		24,742	24,742	14,790	14,790

TOTAL SHORT TERM DEBT

Total Appropriations	252,582	252,582	14,790	14,790	14,790
Total Revenue					
County Cost	252,582	252,582	14,790	14,790	14,790

1995 ADOPTED BUDGET

UNASSIGNED REVENUES

Unassigned Revenue

	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
A1001 Real Property Taxes & Tax Items	5,268,936					
A1051 Gain From Sale of Foreclosed Prop.	64,739	40,000	40,000	40,000	40,000	40,000
A1081 Payment in Lieu of Taxes	56,446	54,000	54,000	54,000	54,000	54,000
A1110 Sales Tax - County Share	5,886,387	6,468,158	6,468,158	6,791,565	6,791,565	6,791,565
A1115 Sales Tax To Reduce Towns Tax Levy	177,891		177,889			
A2210 Tax & Assessment Services	20,981					
A2401 Interest & Earnings	201,052	130,000	130,000	100,000	130,000	130,000
A2402 Interest Reserve	131			100	100	100
A2610 Fines & Forfeited Bail	3,250	3,100	3,100	1,350	1,350	1,350
A2620 Forfeiture of Deposit						
A2655 Minor Sales		60	60	500	500	500
A2660 Sales of Real Property						
A2665 Sale of Equipment		1,500	1,500			
A2680 Insurance Recoveries	2,673	10,000	12,735			
A2690 Other Compensation for Loss	3,215	25	25	25	25	25
A2701 Refund Prior Years	166,309	73,200	73,200	85,000	85,000	85,000
A2705 Gifts & Donations	300					
A2720 OTB Distribution of Earnings	54,043	65,000	65,000	54,000	54,000	54,000
A2770 Other Miscellaneous	294	18,000	18,000	9,000	9,000	9,000
A3090 Insurance Reimb.-Court Employees	4,480	4,000	4,000	5,170	5,170	5,170
A3594 Mass Transportation						
A4446 MA Reimbursement - PHC	-53,239					
A5031.A Transfer from Road Fund (Park)		18,005	18,005	11,365	11,765	11,765
A5031.B Transfer from Solid Waste		12,000	12,000	13,000	13,000	13,000
A5031.C Transfer from Capital Reserve	30,723					
A5060 Other Financing Sources-Retirement	27,736					
Subtotal Revenue	11,916,347	6,897,048	7,077,672	7,165,075	7,195,475	7,195,475

1995 General Fund Benefits

	Budget 94	Modified	Requested	Recomm.	Adopted
A9010.810 State Retirement	22,824	2,079	110,009	110,139	110,139
A9020.820 Medicare	104,067	9,216	111,108	111,108	111,108
A9030.830 Social Security	424,030	39,407	475,051	475,051	475,051
A9040.840 Workers' Comp.	147,630	10,891	134,554	134,554	134,554
A9050.850 Unemployment	24,214	1,998	26,133	26,059	26,059
A9060.860 Health Insurance	968,495	73,428	1,033,115	1,033,115	1,033,115
A9070.870 Blue Menu	13,363	591	11,751	11,751	11,751
A9080.880 Disability	48,926	4,212	46,486	46,486	46,486
A9080.890 Dental Insurance	3,032	1,232	2,944	2,944	2,944
Total Appropriations	1,756,581	1,756,581	1,951,151	1,951,207	1,951,207

Grand Total General Fund

Total Appropriations	27,963,166	28,557,710	30,226,220	30,259,388	30,191,998
Total Revenue	22,086,242	22,717,662	24,223,209	24,320,493	24,309,346
County Cost	5,876,924	5,840,048	6,003,011	5,938,895	5,882,652

1995 ADOPTED BUDGET

SPECIAL GRANT FUND CD6290 Job Development Agency

Personal Services	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.100 Personal Services	362,219	362,219	392,917	392,917	392,917
Subtotal Personal Services	362,219	362,219	392,917	392,917	392,917
Equipment					
.220 Office Equipment	2,500	2,500	2,000	2,000	2,000
Subtotal Equipment	2,500	2,500	2,000	2,000	2,000
Contractual					
.411 Office Supplies	5,000	5,000	4,500	4,500	4,500
.416 Hospital / Medical Supplies	300	300	200	200	200
.418 Other Contractual	183,372	183,372	136,479	133,479	133,479
.419 Maintenance in Lieu of Rent	16,713	16,713	17,427	17,427	17,427
.421 Telephone	3,700	3,700	3,000	3,000	3,000
.431 Insurance	4,300	4,300	2,403	2,403	2,403
.440 Auditors	3,000	3,000	1,960	1,960	1,960
.441 Printing	1,000	1,000	1,500	1,500	1,500
.456 Data Processing / Central Computer				3,000	3,000
.461 Postage	1,650	1,650	1,200	1,200	1,200
.462 Travel - in County	2,500	2,500	2,500	2,500	2,500
.463 Travel - out County	600	600	600	600	600
Subtotal Contractual	222,135	222,135	171,769	171,769	171,769
Employee Benefits					
CD9010.810 State Retirement	853	853	4,365	4,365	4,365
CD9020.820 Medicare	5,252	5,252	5,707	5,707	5,707
CD9030.830 Social Security	22,458	22,458	24,401	24,401	24,401
CD9040.840 Workers' Comp.	6,292	6,292	10,895	10,895	10,895
CD9050.850 Unemployment Insurance	888	888	1,036	1,036	1,036
CD9060.860 Health Insurance	48,921	48,921	50,448	50,448	50,448
CD9080.880 Disability	1,872	1,872	2,028	2,028	2,028
Subtotal Employee Benefits	86,536	86,536	98,880	98,880	98,880
CD2070 JTPA - County Programs					
CD2401 Interest Earned	56,024	117,470	117,470	129,217	129,217
CD2701 Refund Prior Year Expense	2,360			360	360
CD3790 NYS Monies	352				
CD4790 Federal Aid	16,563	13,377	13,377	11,060	11,060
CD5060 Other Financing Sources-Retirement	580,064	542,543	542,543	524,929	524,929
Subtotal	661				
Total Appropriations Excluding Benefits	656,024	673,390	673,390	665,566	665,566
Total Appropriations		673,390	673,390	665,566	665,566
Total Revenues	656,024	673,390	673,390	665,566	665,566
County Cost	-656,024				

TOTAL SPECIAL GRANT FUND

Total Appropriations	673,390	673,390	665,566	665,566	665,566
Total Revenue	656,024	673,390	673,390	665,566	665,566
County Cost	-656,024				

SOLID WASTE FUND

CL8160 Solid Waste Fund

Equipment	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.210 Furniture & Furnishings		350	350		
.220 Office Equipment	6,771	100	759	2,000	2,000
Subtotal Equipment	6,771	450	1,109	2,000	2,000
Contractual					
.411 Office Supplies	785	500	500	600	600
.418 Other Contractual	2,159,444	4,200	4,200	5,039	5,686
.432 Contracts & Agreements		22,980	22,321	22,321	22,968
.433 Advertising & Legal Notices		1,100	1,100	1,100	1,100
CL1990 .435 Contingency Fund		42,564	42,564	28,496	28,496
.441 Printing		750	750	750	750
.456 Data Processing / Central Computer				2,000	2,000
.461 Postage	5,628	3,500	3,500	5,711	5,711
.462 Travel - in County		50	50	50	50
.463 Travel - out County	568	750	750	750	750
.484 Solid Waste Contracts		2,321,010	2,321,010	1,805,332	1,892,538
Subtotal Contractual	2,166,425	2,397,404	2,396,745	2,506,352	1,872,149
Transfers					
CL9901.555 Transfer to General Fund				13,000	13,000
Subtotal Transfers				13,000	13,000
CL1090 Interest & Penalties	18,969	17,147	17,147	17,141	17,141
CL1289 Administration Fees	22,830	25,960	25,960	25,960	27,270
CL2130 Solid Waste/Recycling Fees	2,093,726	2,320,280	2,320,280	2,439,551	1,805,332
CL2376 Waste Service Fee	126,664				1,892,538
CL2401 Interest Earned	29,421	33,767	33,767	38,000	38,000
CL2590 Permits	800	700	700	700	700
CL2701 Refund Prior Years	89				
Subtotal	2,292,499	2,397,854	2,397,854	2,521,352	1,887,149
Total Appropriations Excluding Benefits					1,975,649
Total Appropriations	2,173,196	2,397,854	2,397,854	2,521,352	1,887,149
Total Revenues	2,292,499	2,397,854	2,397,854	2,521,352	1,887,149
County Cost	-119,303				

TOTAL SOLID WASTE FUND

Total Appropriations	2,173,196	2,397,854	2,397,854	2,521,352	1,887,149	1,975,649
Total Revenue	2,292,499	2,397,854	2,397,854	2,521,352	1,887,149	1,975,649
County Cost	-119,303					

HIGHWAY FUND

D3310 Road Fund - Traffic Safety

Personal Services	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.100 Personal Services	36,579	30,933	30,933	36,553	36,553	36,553
.101 Overtime	579	400	400	1,000	1,000	1,000
Subtotal Personal Services	37,158	31,333	31,333	37,553	37,553	37,553
Equipment						
.250 Other Equipment	273	500	500	2,000	2,000	2,000
.251 Safety Equipment	755	1,500	1,500	1,000	1,000	1,000
Subtotal Equipment	1,028	2,000	2,000	3,000	3,000	3,000
Contractual						
.418 Other Contractual	33,288	1,000	2,675	500	500	500
.436 Road Materials		44,000	44,000	44,000	44,000	44,000
.442 Rental of Equipment	13,578	15,000	15,000	15,000	15,000	15,000
Subtotal Contractual	46,866	60,000	61,675	59,500	59,500	59,500
Total Appropriations Excluding Benefits						100,053
Total Appropriations	85,052	93,333	95,008	100,053	100,053	100,053
Total Revenues						
County Cost	85,052	93,333	95,008	100,053	100,053	100,053

D5010 Road Fund Administration

Personal Services						
.100 Personal Services	114,374	118,238	118,238	120,066	120,066	120,066
.101 Overtime	97	100	100	100	100	100
Subtotal Personal Services	114,471	118,338	118,338	120,166	120,166	120,166
Equipment						
.210 Furniture & Furnishings				1,500		
Subtotal Equipment				1,500		
Contractual						
.411 Office Supplies	1,069	1,000	1,000	1,000	1,000	1,000
.418 Other Contractual	1,036	250	167	100	100	100
.441 Printing	112			2,200	2,200	2,200
.443 Repair to Office Equipment		400	400	400	400	400
.447 Contracted Service & Equipment		350	350	350	350	350
.458 Books, Publications & Subscriptions			83	90	90	90
.461 Postage	825	500	500	700	700	700
.462 Travel - in County	136	150	150	150	150	150
.463 Travel - out County	304	800	800	550	550	550
.481 Professional Dues	180	150	150	250	250	250
Subtotal Contractual	3,662	3,600	3,600	5,790	5,790	5,790
Total Appropriations Excluding Benefits						125,956
Total Appropriations	118,133	121,938	121,938	127,456	125,956	125,956
Total Revenues						
County Cost	118,133	121,938	121,938	127,456	125,956	125,956

D5020 Engineer Expense

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.418 Other Contractual	4,618	5,000	5,000	55,000	5,000	5,000
Subtotal Contractual	4,618	5,000	5,000	55,000	5,000	5,000
Total Appropriations Excluding Benefits						5,000
Total Appropriations	4,618	5,000	5,000	55,000	5,000	5,000
Total Revenues						
County Cost	4,618	5,000	5,000	55,000	5,000	5,000

D5110 Road Fund Maintenance

Personal Services						
.100 Personal Services	311,500	300,500	300,500	325,000	325,000	325,000
.101 Overtime	1,941	3,000	3,000	4,500	4,500	4,500
Subtotal Personal Services	313,441	303,500	303,500	329,500	329,500	329,500

Contractual						
.418 Other Contractual	373,830	1,000	2,000	1,000	1,000	1,000
.431 Insurance	38,690	37,100	37,100	33,905	33,905	33,905
.432 Contracts & Agreements		45,000	45,000	50,218	50,218	50,218
.433 Advertising & Legal Notices		150	150			
.436 Road Materials		249,000	249,000	249,000	244,000	244,000
.441 Printing	99					
.442 Rental of Equipment	155,528	150,000	150,000	170,000	175,000	175,000
Subtotal Contractual	568,147	482,250	483,250	504,123	504,123	504,123

Revenue						
D2300 Services to Other Governments	2,348					
D2401 Interest Earned	19,069	15,000	15,000	7,500	10,000	10,000
D2650 Sale of Scrap	624	500	500	500	500	500
D2655 Minor Sales	8,959	10,000	10,000	5,000	5,000	5,000
D2680 Insurance Recoveries	3,732					
D2701 Refund Prior Years	1,068					
D2770 Miscellaneous Other	15					
D3501 Consolidated Highway Aid	724,479	700,000	700,000	725,000	725,000	739,000
D5060 Other Financing Sources-Retirement	2,004					
Subtotal Revenue	762,298	725,500	725,500	738,000	740,500	754,500
Total Appropriations Excluding Benefits						833,623
Total Appropriations	881,588	785,750	786,750	833,623	833,623	833,623
Total Revenues	762,298	725,500	725,500	738,000	740,500	754,500
County Cost	119,290	60,250	61,250	95,623	93,123	79,123

D5112 Road Fund Road Construction

Personal Services						
.100 Personal Services	46,887	60,000	60,000	65,000	65,000	65,000
.101 Overtime	5,858	3,000	3,000	3,000	3,000	3,000
Subtotal Personal Services	52,745	63,000	63,000	68,000	68,000	68,000

Contractual						
.418 Other Contractual	350,212	500	500	500	500	500
.436 Road Materials		363,000	363,000	399,500	384,500	384,500
.442 Rental of Equipment	62,958	85,000	85,000	85,000	100,000	100,000
Subtotal Contractual	413,170	448,500	448,500	485,000	485,000	485,000
Total Appropriations Excluding Benefits						553,000
Total Appropriations	465,915	511,500	511,500	553,000	553,000	553,000
Total Revenues						
County Cost	465,915	511,500	511,500	553,000	553,000	553,000

D5120 Road Fund Bridges

Personal Services	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.100 Personal Services	24,924	55,000	55,000	30,000	30,000	30,000
.101 Overtime	223	500	500	400	400	400
Subtotal Personal Services	25,147	55,500	55,500	30,400	30,400	30,400
Contractual						
.418 Other Contractual	4,784	250	250	150	150	150
.436 Road Materials		3,750	3,750	3,750	3,750	3,750
.442 Rental of Equipment	3,723	10,000	10,000	10,000	10,000	10,000
Subtotal Contractual	8,507	14,000	14,000	13,900	13,900	13,900
Total Appropriations Excluding Benefits						44,300
Total Appropriations	33,654	69,500	69,500	44,300	44,300	44,300
Total Revenues						
County Cost	33,654	69,500	69,500	44,300	44,300	44,300

D5142 Road Fund Snow Removal

Personal Services						
.100 Personal Services	6,109	5,039	5,039	15,200	15,200	15,200
.101 Overtime	5,224	5,500	5,500	3,500	3,500	3,500
Subtotal Personal Services	11,333	10,539	10,539	18,700	18,700	18,700
Contractual						
.418 Other Contractual	407,275					
.432 Contracts & Agreements		423,400	423,400	443,093	443,093	443,093
.436 Road Materials		3,500	3,500	4,500	4,500	4,500
.442 Rental of Equipment	16,568	15,000	15,000	22,000	22,000	22,000
Subtotal Contractual	423,843	441,900	441,900	469,593	469,593	469,593
Total Appropriations Excluding Benefits						488,293
Total Appropriations	435,176	452,439	452,439	488,293	488,293	488,293
Total Revenues						
County Cost	435,176	452,439	452,439	488,293	488,293	488,293

D7180 Road Fund Park Administration

Personal Services						
.100 Personal Services	5,834	10,000	10,000	7,500	7,500	7,500
Subtotal Personal Services	5,834	10,000	10,000	7,500	7,500	7,500
Equipment						
.250 Other Equipment		500	500			
.251 Safety Equipment	1,524			500	500	500
Subtotal Equipment	1,524	500	500	500	500	500
Contractual						
.411 Office Supplies		50	50	50	50	50
.414 Automotive Parts	278			650	650	650
.418 Other Contractual	23,526	2,200	2,200	2,200	2,200	2,200
.421 Telephone	1,635	400	400	1,200	1,200	1,200
.422 Electricity	7,252	6,000	6,000	7,500	7,500	7,500
.423 Water & Sewer	402	250	250	250	250	250
.429 Cleaning Supplies				1,000	1,000	1,000
.431 Insurance	968	970	970	610	610	610
.432 Contracts & Agreements		19,500	19,500	20,500	20,100	20,100
.433 Advertising & Legal Notices		25	25	25	25	25
.441 Printing						
.442 Rental of Equipment	170	1,500	1,500	500	500	500
.445 Repairs to Bldgs & Grounds		1,000	1,000	1,000	1,000	1,000

D7180 Road Fund Park Administration

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.446 Vehicle Maintenance		650	650			
.461 Postage	145	150	150	150	150	150
Subtotal Contractual	34,376	32,695	32,695	35,635	35,235	35,235
Transfers						
D9901.555 Transfer to General Fund		18,005	18,005	11,365	11,765	11,765
D9901.556 Transfer to Debt Service	24,126					
Subtotal Transfers	24,126	18,005	18,005	11,365	11,765	11,765
Revenue						
D2025 Recreational Facility Charge	59,300	61,200	61,200	55,000	55,000	55,000
Subtotal Revenue	59,300	61,200	61,200	55,000	55,000	55,000
Total Appropriations Excluding Benefits						55,000
Total Appropriations	65,860	61,200	61,200	55,000	55,000	55,000
Total Revenues	59,300	61,200	61,200	55,000	55,000	55,000
County Cost	6,560					

D9010 Highway Road Fund

Employee Benefits						
D9010.810 State Retirement	938	1,862	1,862	8,709	8,709	8,709
D9020.820 Medicare	8,127	8,542	8,542	9,028	9,028	9,028
D9030.830 Social Security	34,749	36,524	36,524	38,597	38,597	38,597
D9040.840 Workers' Comp.	10,284	11,375	11,375	10,528	10,528	10,528
D9050.850 Unemployment Insurance		1,702	1,702	1,702	1,702	1,702
D9060.860 Health Insurance	90,110	96,923	96,923	103,155	103,155	103,155
D9080.880 Disability	3,025	3,588	3,588	3,432	3,432	3,432
Subtotal Employee Benefits	147,233	160,516	160,516	175,151	175,151	175,151
Total Appropriations Excluding Benefits						
Total Appropriations	147,233	160,516	160,516	175,151	175,151	175,151
Total Revenues						
County Cost	147,233	160,516	160,516	175,151	175,151	175,151

DM5130 Machinery Fund Maintenance

Personal Services						
.100 Personal Services	64,475	68,910	68,910	70,977	70,977	70,977
.101 Overtime	570	300	300	300	300	300
Subtotal Personal Services	65,045	69,210	69,210	71,277	71,277	71,277
Equipment						
.240 Highway Equipment	198,945	99,900	115,391	219,000	154,000	154,000
.250 Other Equipment	1,980		17,970			
.251 Safety Equipment	2,084	4,500	4,500	4,500	4,500	4,500
Subtotal Equipment	203,009	104,400	137,861	223,500	158,500	158,500
Contractual						
.404 Communications Maintenance				2,000	2,000	2,000
.413 Gasoline	8,330	10,000	10,000	10,000	10,000	10,000
.414 Automotive Parts	73,187	16,000	16,050	55,500	55,500	55,500
.415 Uniform & Cleaning Allowance		5,225	5,225	6,060	6,060	6,060
.418 Other Contractual	56,410	8,500	8,450	8,000	8,000	8,000
.421 Telephone	5,896	5,000	5,000	5,500	5,500	5,500
.422 Electricity	11,180	12,000	12,000	12,000	12,000	12,000
.423 Water & Sewer	403	400	400	450	450	450
.427 Natural Gas & Heating Fuels	8,201	12,000	12,000	12,000	12,000	12,000
.429 Cleaning Supplies		7,700	7,700	1,500	1,500	1,500

DM5130 Machinery Fund Maintenance

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.431 Insurance	1,977	1,980	1,980	3,894	3,894	3,894
.432 Contracts & Agreements		1,400	1,400	1,600	1,600	1,600
.433 Advertising & Legal Notices		250	250	100	100	100
.441 Printing	214					
.442 Rental of Equipment		1,000	1,000			
.444 Repairs to Equipment & Property		13,500	13,500	12,500	12,500	12,500
.445 Repairs to Bldgs & Grounds		5,000	5,000	6,000	6,000	6,000
.446 Vehicle Maintenance	10,448	54,500	54,500	15,000	15,000	15,000
.449 Fuel Oil	24,272	27,000	27,000	27,000	27,000	27,000
.458 Books, Publications & Subscriptions			100	100	100	100
.463 Travel - out County	55	25	25	25	25	25
.489 Hospital Supplies & Medicine		325	325	325	325	325
Subtotal Contractual	200,573	181,805	181,905	179,554	179,554	179,554
Revenue						
DM2300 Service to Other Governments	9,616	10,000	10,000	10,000	10,000	10,000
DM2401 Interest Earned	7,934	15,000	15,000	5,000	5,000	5,000
DM2650 Sale of Scrap	154	500	500	500	500	500
DM2655 Minor Sales	155	4,000	4,000	100	100	100
DM2665 Sale of Equipment	715	5,000	5,000	2,000	2,000	2,000
DM2680 Insurance Recoveries						
DM2701 Refund Prior Years Expense	362					
DM2770 Miscellaneous Revenues			7,970			
DM2822 Revenue from County Roads	257,987	266,500	266,500	302,500	322,500	322,500
DM3501 Consolidated Highway Aid			15,491			
DM5031 Transfer from Road Fund	37,789					
DM5060 Other Financing Sources-Retirement	265					
Subtotal Revenue	314,977	301,000	324,461	320,100	340,100	340,100
Total Appropriations Excluding Benefits						409,331
Total Appropriations	468,627	355,415	388,976	474,331	409,331	409,331
Total Revenues	314,977	301,000	324,461	320,100	340,100	340,100
County Cost	153,650	54,415	64,515	154,231	69,231	69,231

DM5140 Machine Fund Fuel Farm

Personal Services						
.100 Personal Services	23,383	14,500	14,500	14,500	14,500	14,500
.101 Overtime	502	200	200	200	200	200
Subtotal Personal Services	23,885	14,700	14,700	14,700	14,700	14,700
Equipment						
.210 Furniture & Furnishings		1,400	1,400			
.220 Office Equipment	13,044				1,000	1,000
.250 Other Equipment	14,019		600			
.251 Safety Equipment						
Subtotal Equipment	27,063	1,400	2,000		1,000	1,000
Contractual						
.411 Office Supplies	721	500	500	500	500	500
.413 Gasoline	100,988	125,000	125,000	125,000	125,000	125,000
.414 Automotive Parts	13					
.418 Other Contractual	11,678	600	800	300	300	300
.422 Electricity			650	2,500	2,500	2,500
.429 Cleaning Supplies		150	150	250	250	250
.431 Insurance	1,463	1,465	1,465	1,050	1,050	1,050
DM1990.435 Contingency Fund		8,349	7,149	10,701	8,701	8,701
.442 Rental of Equipment			1,000	100	100	100
.443 Repair to Office Equipment		350	350	350	350	350

DM5140 Machine Fund Fuel Farm

Contractual	Actual 93	Budget 94	Modified Requested	Recomm.	Adopted
.444 Repairs to Equipment & Property		1,500	850	500	500
.447 Contracted Service & Equipment		2,650	2,650	3,000	3,000
.449 Fuel Oil	91,894	100,000	100,000	100,000	100,000
.456 Data Processing / Central Computer				1,000	1,000
.461 Postage	130	150	150	150	150
.482 Engineering Services		1,500	1,500		
Subtotal Contractual	206,887	242,214	242,214	244,401	243,401
Transfers					
DM9901.556 Transfer to Debt Service		32,686	32,686	31,899	31,899
Subtotal Transfers		32,686	32,686	31,899	31,899
Revenue					
DM1270 Shared Service Charge	86,022	66,000	66,000	66,000	66,000
DM2333 Other Governments - Fuel Farm	200,855	225,000	225,000	225,000	225,000
Subtotal Revenue	286,877	291,000	291,000	291,000	291,000
Total Appropriations Excluding Benefits					291,000
Total Appropriations	257,835	291,000	291,600	291,000	291,000
Total Revenues	286,877	291,000	291,000	291,000	291,000
County Cost	-29,042		600		

DM9010 Machine Fund Employee Benefit

Employee Benefits					
DM9010.810 State Retirement		249	249	1,140	1,140
DM9020.820 Medicare		1,078	1,078	1,105	1,105
DM9030.830 Social Security		4,611	4,611	4,730	4,730
DM9040.840 Workers' Comp.		1,452	1,452	1,239	1,239
DM9050.850 Unemployment Insurance		222	222	222	222
DM9060.860 Health Insurance		8,644	8,644	9,243	9,243
DM9080.880 Disability		468	468	468	468
Subtotal Employee Benefits		16,724	16,724	18,147	18,147
Total Appropriations Excluding Benefits					
Total Appropriations		16,724	16,724	18,147	18,147
Total Revenues					
County Cost		16,724	16,724	18,147	18,147

TOTAL HIGHWAY FUND

Total Appropriations	2,963,691	2,924,315	2,961,151	3,215,354	3,098,854	3,098,854
Total Revenue	1,423,452	1,378,700	1,402,161	1,404,100	1,426,600	1,440,600
County Cost	1,540,239	1,545,615	1,558,990	1,811,254	1,672,254	1,658,254

SELF INSURANCE FUND**S1710 Self-Insurance Fund**

Personal Services	Budget 94 Modified Requested Recomm.				
.100 Personal Services	35,406	38,205	38,205	40,469	40,469
Subtotal Personal Services	35,406	38,205	38,205	40,469	40,469

S1710 Self-Insurance Fund

Contractual	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.411 Office Supplies	592	775	775	775	775	775
.416 Hospital / Medical Supplies		5,000	5,000			
.418 Other Contractual	79,632	175	175	175	175	175
.419 Maintenance in Lieu of Rent	3,434	3,310	3,310	3,451	3,451	3,451
.421 Telephone	485	550	550	650	650	650
.431 Insurance	2,020	2,815	2,815	2,028	2,028	2,028
.441 Printing	593	450	450	450	450	450
.443 Repair to Office Equipment		150	150	175	175	175
.447 Contracted Service & Equipment		369	369	450	450	450
.452 Personal Service Contracts		11,000	11,000	11,000	11,000	11,000
.456 Data Processing / Central Computer		4,500	4,500	4,500	4,500	4,500
.458 Books, Publications & Subscriptions		200	200	175	175	175
.460 Training & Education		1,500	1,500	1,000	1,000	1,000
.461 Postage	1,052	1,200	1,200	1,300	1,300	1,300
.462 Travel - in County	1,531	1,800	100	100	100	100
.463 Travel - out County			1,700	1,700	1,700	1,700
.481 Professional Dues	55	55	55	55	55	55
.491 NYS Assessments		68,000	68,000	55,000	55,000	55,000
Subtotal Contractual	89,394	101,849	101,849	82,984	82,984	82,984

Employee Benefits

S9010.810 State Retirement		64	64	943	943	943
S9020.820 Medicare	385	554	554	587	587	587
S9030.830 Social Security	2,324	2,369	2,369	2,508	2,508	2,508
S9040.840 Workers' Comp.	559	613	613	517	517	517
S9050.850 Unemployment Insurance	82	82	82	93	93	93
S9060.860 Health Insurance	3,955	4,232	4,232	4,598	4,598	4,598
S9070.870 Blue Menu	405	876	876	500	500	500
S9080.880 Disability	102	143	143	156	156	156
Subtotal Employee Benefits	7,812	8,933	8,933	9,902	9,902	9,902

Revenue

S2222 Assessments	93,175	148,987	148,987	133,355	133,355	133,355
S2402 Interest Reserve	14,489					
S2701 Refund Prior Years	24,948					
S2770 Other Unclassified Revenues						
Subtotal Revenue	132,612	148,987	148,987	133,355	133,355	133,355
Total Appropriations Excluding Benefits						123,453
Total Appropriations	132,612	148,987	148,987	133,355	133,355	133,355
Total Revenues	132,612	148,987	148,987	133,355	133,355	133,355
County Cost						

S1720 Recipient's Benefits**Contractual**

.416 Hospital / Medical Supplies	176,229	168,000	168,000	180,000	180,000	180,000
.428 Compensation Payments	291,282	245,000	245,000	270,000	270,000	270,000
Subtotal Contractual	467,511	413,000	413,000	450,000	450,000	450,000

S1720 Recipient's Benefits

Revenue	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
S2222 Assessments	418,796	413,000	413,000	450,000	450,000	450,000
Subtotal Revenue	418,796	413,000	413,000	450,000	450,000	450,000
Total Appropriations Excluding Benefits						450,000
Total Appropriations	467,511	413,000	413,000	450,000	450,000	450,000
Total Revenues	418,796	413,000	413,000	450,000	450,000	450,000
County Cost	48,715					

TOTAL SELF INSURANCE FUND

Total Appropriations	600,123	561,987	561,987	583,355	583,355	583,355
Total Revenue	551,408	561,987	561,987	583,355	583,355	583,355
County Cost	48,715					

LONG TERM DEBT**V9710 Debt Service (Long Term Debt)**

Contractual	Budget 94		Modified	Requested	Recomm.	
.418 Other Contractual		2,000	2,000		2,000	2,000
Subtotal Contractual		2,000	2,000		2,000	2,000
Debt Service Principal						
.601 Serial Bond Principal		365,000	365,000	500,000	500,000	500,000
Subtotal Debt Service Principal		365,000	365,000	500,000	500,000	500,000
Debt Service Interest						
.701 Serial Bond Interest		283,288	283,288	363,074	363,074	426,074
Subtotal Debt Service Interest		283,288	283,288	363,074	363,074	426,074
V2401 Interest Earned	25,602	31,000	31,000	31,000	31,000	16,000
V2770 Revenue from Municipalities /Radio				71,929	71,929	71,929
V2801 Revenue from Mental Health Dept.	62,400	62,400	62,400	62,400	62,400	62,400
V2802 Revenue from Depts./Telephone Sys.				16,827	16,827	16,827
V5050.A Transfer from Mach.Fund - Fuel Farm	17,565	32,686	32,686	31,899	31,899	31,899
Subtotal	105,567	126,086	126,086	214,055	214,055	199,055
Total Appropriations Excluding Benefits						928,074
Total Appropriations		650,288	650,288	863,074	865,074	928,074
Total Revenues	105,567	126,086	126,086	214,055	214,055	199,055
County Cost	-105,567	524,202	524,202	649,019	651,019	729,019

TOTAL LONG TERM DEBT

Total Appropriations		650,288	650,288	863,074	865,074	928,074
Total Revenue	105,567	126,086	126,086	214,055	214,055	199,055
County Cost	-105,567	524,202	524,202	649,019	651,019	729,019

NURSING HOME

EH6030 Nursing Home

Personal Services	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
.100 Personal Services	2,253,896	2,384,016	2,384,016	2,479,444	2,479,444	2,479,444
.101 Overtime	134,014	140,290	140,290	102,762	102,762	102,762
Subtotal Personal Services	2,387,910	2,524,306	2,524,306	2,582,206	2,582,206	2,582,206

Equipment

.200 Equipment	59,185	56,000	56,000	42,000	52,000	52,000
.251 Safety Equipment		2,000	2,000	1,000	1,000	1,000
Subtotal Equipment	59,185	58,000	58,000	43,000	53,000	53,000

Contractual

.405 Building & Maintenance Projects	14,705	15,500	15,500	25,000	25,000	25,000
.408 Therapy Services	43,940	43,500	43,500	36,300	36,300	36,300
.411 Office Supplies	8,493	8,100	8,100	7,150	7,150	7,150
.415 Uniform & Cleaning Allowance	17,036	17,100	17,100	17,100	17,100	17,100
.416 Hospital / Medical Supplies	13,794	14,000	14,000			
.418 Other Contractual	12,868	12,000	12,000	10,300	10,300	10,300
.421 Telephone	9,904	12,000	12,000	12,300	12,300	12,300
.422 Electricity	53,945	54,850	54,850	73,275	73,275	73,275
.423 Water & Sewer	23,354	24,000	24,000	32,289	32,289	32,289
.424 Food	162,004	175,207	175,207	169,868	169,868	169,868
.427 Natural Gas & Heating Fuels	44,619	47,000	47,000	76,965	76,965	76,965
.429 Cleaning Supplies	36,829	40,000	40,000			
.431 Insurance	20,785	22,210	22,210	27,950	27,950	27,950
.432 Contracts & Agreements	186,256	188,980	188,980	359,636	359,636	359,636
.433 Advertising & Legal Notices	1,099	1,500	1,500	1,000	1,000	1,000
.440 Auditors	14,000	12,000	12,000	17,000	17,000	17,000
.442 Rental of Equipment	4,989	5,400	5,400	5,600	5,600	5,600
.445 Repairs to Bldgs & Grounds	45,398	31,000	31,000	33,500	33,500	33,500
.452 Personal Service Contracts	50,340	54,000	54,000	38,100	38,100	38,100
.455 Fees For Services	465	520	520	520	520	520
.456 Data Processing / Central Computer	18,643	13,000	13,000	13,600	13,600	13,600
.458 Books, Publications & Subscriptions	1,083	1,000	1,000	1,250	1,250	1,250
.459 Legal Services	5,589	5,000	5,000	5,000	5,000	5,000
.461 Postage	1,917	2,200	2,200	2,400	2,400	2,400
.463 Travel - out County	8,836	8,100	8,100	8,100	8,100	8,100
.466 Consultant Fees	2,130	1,900	1,900	2,860	2,860	2,860
.481 Professional Dues	6,955	8,000	8,000	6,500	6,500	6,500
.484 Solid Waste Contracts	12,284	5,376	5,376	6,500	6,500	6,500
.489 Hospital Supplies & Medicine	265,879	262,465	262,465	325,124	325,124	325,124
.491 NYS Assessments	78,357	80,517	80,517	90,808	90,808	90,808
.492 Transportation Services	14,754	4,000	4,000	9,305	9,305	9,305
Subtotal Contractual	1,181,250	1,170,425	1,170,425	1,415,300	1,415,300	1,415,300

Employee Benefits

EH9010.810 State Retirement	3,470	57,318	57,318	30,800	30,800	30,800
EH9020.820 Medicare	34,721	36,602	36,602	37,442	37,442	37,442
EH9030.830 Social Security	148,503	156,507	156,507	160,097	160,097	160,097
EH9040.840 Workers' Comp.	42,992	102,564	102,564	149,137	149,137	149,137
EH9050.850 Unemployment Insurance	1,494	12,432	12,432	9,911	9,911	9,911
EH9060.860 Health Insurance	240,384	278,100	278,100	288,022	288,022	288,022
EH9080.880 Disability	12,131	20,904	20,904	19,655	19,655	19,655
Subtotal Employee Benefits	483,695	664,427	664,427	695,064	695,064	695,064

EH6030 Nursing Home

Revenue	Actual 93	Budget 94	Modified	Requested	Recomm.	Adopted
EH1801 Medicaid	3,612,388	3,733,402	3,733,402	3,875,517	3,915,117	3,933,117
EH1830 Private Pay	644,360	652,500	652,500	679,266	684,666	684,666
EH1870 Medicare	143,758	94,000	94,000	120,000	120,000	120,000
EH1880 Meal Sales	3,102	2,600	2,600	3,800	3,800	3,800
EH2401 Interest Earned	4,074	2,000	2,000	2,000	2,000	2,000
EH2410 M.L.R.	35,038	35,284	35,284	54,987	54,987	54,987
EH2701 Refund Prior Years						
EH2770 Other Revenue	13,992					
EH Recoupment		-40,000	-40,000		-35,000	-53,000
Subtotal Revenue	4,456,712	4,479,786	4,479,786	4,735,570	4,745,570	4,745,570
Total Appropriations Excluding Benefits						4,050,506
Total Appropriations	4,112,040	4,417,158	4,417,158	4,735,570	4,745,570	4,745,570
Total Revenues	4,456,712	4,479,786	4,479,786	4,735,570	4,745,570	4,745,570
County Cost	-344,672	-62,628	-62,628			

EH9710 Debt Service (Nursing Home)**Debt Service Principal**

.602 Serial Bond Principal - N. Home	40,000	40,000	40,000	150,000	150,000	150,000
Subtotal Debt Service Principal	40,000	40,000	40,000	150,000	150,000	150,000

Debt Service Interest

.702 Serial Bond Interest - N. Home	21,682	18,920	18,920	221,300	176,300	158,300
.702 Serial Bond Interest - N. Home	3,564	3,708	3,708			
Subtotal Debt Service Interest	25,246	22,628	22,628	221,300	176,300	158,300

Revenue

EH1801 Medicaid				330,457	290,857	272,857
EH1830 Private Pay				40,843	35,443	35,443
Subtotal Revenue				371,300	326,300	308,300
Total Appropriations Excluding Benefits						308,300
Total Appropriations	65,246	62,628	62,628	371,300	326,300	308,300
Total Revenues				371,300	326,300	308,300
County Cost	65,246	62,628	62,628			

TOTAL NURSING HOME

Total Appropriations	4,177,286	4,479,786	4,479,786	5,106,870	5,071,870	5,053,870
Total Revenue	4,456,712	4,479,786	4,479,786	5,106,870	5,071,870	5,053,870
County Cost	-279,426					

Grand Total All Funds

Total Appropriations	39,650,786	40,282,166	43,181,791	42,431,256	42,497,366	
Total Revenue	31,704,045	32,358,926	34,718,507	34,169,088	34,227,441	
County Cost	7,946,741	7,923,240	8,463,284	8,262,168	8,269,925	

December 22, 1994

ORLEANS COUNTY REVENUE REPORT

REAL PROPERTY TAX ITEMS

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A1001	Real Property Taxes & Tax Items	5,268,936					
A1002	Watershed Protection District	17,167	13,425	13,425	13,031	13,031	13,031
A1051	Gain From Sale of Foreclosed Prop.	64,739	40,000	40,000	40,000	40,000	40,000
A1081	Payment in Lieu of Taxes	56,446	54,000	54,000	54,000	54,000	54,000
A1090	Interest & Penalties Property Tax	627,737	515,000	515,000	530,000	530,000	530,000
		6,035,025	622,425	622,425	637,031	637,031	637,031

NON-PROPERTY TAXES

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A1110	Sales Tax - County Share	5,886,387	6,468,158	6,468,158	6,791,565	6,791,565	6,791,565
A1115	Sales Tax To Reduce Towns Tax Levy	177,891		177,889			
A1140	Emergency Telephone System Surcharge	65,916	64,800	64,800	66,000	68,900	68,900
		6,130,194	6,532,958	6,710,847	6,857,565	6,860,465	6,860,465

DEPARTMENTAL INCOME

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A1210	Probation Fees	2,123	2,000	2,000	2,500	2,500	2,500
A1211	Probation Supervision Fees	11,181	11,500	11,500	13,000	13,000	13,000
A1230	Treasurer's Fees	30,984	20,000	20,000	25,000	25,000	25,000
A1235	Charges for Tax Advertising Expense	5,727	6,000	6,000	8,000	8,000	8,000
A1250	Tax Map Fees	13,939	8,000	8,000	9,300	9,300	9,300
A1255	County Clerk Fees	316,742	316,000	322,000	323,000	323,000	323,000
A1260	Civil Service Exam Fees	1,000	1,500	1,500	2,000	2,000	2,000
A1262	Auction Revenue	9,028	7,500	7,500	7,500	7,500	7,500
A1265	County Attorney Fees	85,807	85,807	85,807	86,807	86,807	86,807
A1270	Shared Services (Bldgs & Grounds)	294,355	288,712	288,712	335,713	335,713	318,713
A1271	Shared Services (Equipment Repair)	12,020					
A1275	Shared Services (Data Processing)	23,900	31,750	31,750	33,250	40,000	40,000
A1510	Sheriff Fees	33,077	40,000	40,000	30,000	30,000	30,000
A1515	Alternative to Incarceration 1% Fee	1,030			800	800	800
A1550	Dog Control Fees	10,763	8,900	8,900	8,900	8,900	8,900
A1580	Restitution						
A1601	Public Health - Miscellaneous	1,309	1,000	1,000	2,000	2,000	2,000
A1602	Public Health - Medicare	453,575	400,000	400,000	600,000	625,000	625,000
A1603	Public Health - Medicaid	89,344	90,000	90,000	50,000	50,000	50,000
A1604	Public Health - Self Pay	590	1,000	1,000	1,000	1,000	1,000
A1605	Public Health - Other Insurance	100,993	100,000	100,000	175,000	200,000	200,000
A1606	Public Health - PHC Program	2,118	3,000	3,000	1,000	1,000	1,000
A1607	Public Health - Environmental	50,240	45,000	45,000	50,000	50,000	50,000
A1620	Mental Health & CSS Fees	698,498	790,633	790,633	851,258	851,258	851,258
A1625	Mental Health Grant	3,600					
A1801	Medical Assistance	167,884	90,000	90,000	150,000	150,000	150,000
A1809	Aid to Dependent Children	396,015	410,000	410,000	400,000	400,000	400,000
A1811	Child Support - Incentive Earnings	54,716	53,750	53,750	65,964	65,964	65,964
A1819	Child Care	47,042	40,000	40,000	40,000	40,000	40,000
A1823	Juvenile Delinquent	15,887	10,000	10,000	10,000	10,000	10,000
A1840	Home Relief	91,178	100,000	100,000	100,000	100,000	100,000
A1842	Recovery-Emergency Aid for Adults	342					
A1962	Sealer of Weights & Measures		7,500	7,500	7,500	5,000	
A1972	Programs for the Aging	24,696	31,714	31,714	36,599	36,599	36,599
A1973	Lifeline - Office for the Aging	20,670	40,549	40,549	37,624	37,624	37,624
A2000	Tourism	6,111			6,000	6,000	6,000
A2070	Contributions - Private Agencies	1,447	10,000	16,520	25,000	25,000	25,000
		3,077,931	3,051,815	3,064,335	3,494,715	3,548,965	3,526,965

INTERGOVERNMENTAL CHARGES

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A2189	Other - Home & Comm. Services Plan						
A2210	Tax & Assessment Services	20,981					
A2215	Election Services	4,329	100	100	5,000	5,000	5,000
A2260	Police Services	77,838	90,682	90,682	68,430	68,430	68,430
A2264	Jail Facilities	204,982	250,000	250,000	250,000	250,000	250,000
A2268	Dog Control Services	24,313	31,000	31,000	31,000	31,000	31,000
		332,443	371,782	371,782	354,430	354,430	354,430

USE OF MONEY AND PROPERTY

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A2401	Interest & Earnings	201,052	130,000	130,000	100,000	130,000	130,000
A2402	Interest Reserve	131			100	100	100
A2410	Rental of Real Property	4,500	4,800	6,900	8,400	8,400	8,400
A2414	Equipment Rental - Private	2,400	2,400	2,400	2,400	2,400	2,400
A2450	Commissions	17,550	15,000	15,000	15,000	15,000	15,000
		225,633	152,200	154,300	125,900	155,900	155,900

PERMITS-FINES-FORFEITURES

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A2590	Permits (Pistol)	2,765	1,800	1,800	1,800	1,800	1,800
A2610	Fines & Forfeited Bail	3,250	3,100	3,100	1,500	1,350	1,350
A2615	Stop DWI Program	90,440	97,314	97,314	99,002	99,002	99,002
A2620	Forfeiture of Deposit						
A2625	Forfeiture of Crime Proceeds	1,868		1,140			
		98,323	102,214	103,354	102,152	102,152	102,152

SALE OF PROPERTY - COMP FOR LOSS

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A2655	Minor Sales		60	60	500	500	500
A2660	Sales of Real Property						
A2665	Sale of Equipment		1,500	1,500			
A2680	Insurance Recoveries	2,673	10,000	12,735			
A2690	Other Compensation for Loss	3,215	25	25	25	25	25
		5,888	11,585	14,320	325	525	525

MISCELLANEOUS

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A2701	Refund Prior Years	166,309	75,000	75,000	86,800	86,800	86,800
A2705	Gifts & Donations	300					
A2706	DARE Donations			1,575			
A2707	Boating Safety Grant			1,250			
A2720	OTB Distribution of Earnings	54,043	65,000	65,000	54,000	54,000	54,000
A2770	Other Miscellaneous	294	22,000	22,000	13,000	13,000	13,000
		220,946	162,000	164,825	153,800	153,800	153,800

STATE AID

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A3021	NYS Court House Maintenance	15,061	16,773	16,773	19,892	19,892	19,892
A3040	Real Property - Adm. Training	335	600	600	600	600	600
A3060	Records Management	1,186		16,058			
A3089	Assigned Counsel & Correctional	-163	14,500	14,500	14,500	14,500	14,500
A3090	Insurance Reimb.-Court Employees	4,480	4,000	4,000	5,170	5,170	5,170
A3264	NYS Lunch Program	954	1,000	1,000	1,000	1,000	1,000
A3277	Education-Handicapped Children	701,896	925,000	925,000	1,213,600	1,213,600	1,213,600
A3305	Emergency Management						
A3310	Probation Services	149,564	162,644	162,644	204,282	214,557	214,557
A3311	Alternative to Incarceration	25,736	21,466	21,466	22,353	22,353	22,353
A3312	Probation - Domestic Violence						
A3313	Operation 360 (State Diversion)					30,000	30,000
A3315	Navigation Law Enforcement	26,543	33,125	33,125	25,309	22,583	22,583
A3326	Crime Victims						
A3330	Security Costs - Court Reform	44,608	59,653	59,653	86,880	86,880	86,880
A3350	Sheriff Grant - Radio Project	45,000					
A3389	Civil Defense - Kodak Settlement						
A3401	Public Health	361,474	350,500	350,500	370,000	368,000	368,000
A3425	Laboratories						
A3442	Rabies	1,989	23,000	30,800			
A3446	Handicapped Children	-13,258	15,000	15,000	10,000	10,000	10,000
A3472	Special Health Program - LEAD	22,241	40,000	109,141	230,000	230,000	230,000
A3482	Adult Polio & TB Inpatient Services		400	400	400	400	400
A3484	Drug Abuse	180,881	273,654	273,654	249,100	249,100	249,100
A3486	Alcohol Abuse	117,974	118,500	118,500	176,015	176,015	176,015
A3490	Mental Health	974,881	102,595	124,535	167,501	167,501	167,501
A3491	Continuing Treatment - CSS		216,302	216,302	245,816	245,816	245,816
A3492	Mental Health - ICM		80,000	80,000	80,106	80,106	80,106
A3493	ARC-Non-620		356,663	356,663	325,800	325,800	325,800
A3494	ARC-620		157,337	157,337	129,841	129,841	129,841

A3594 Mass Transportation						
A3601 Medical Assistance	140,258	69,438	69,438	108,000	108,000	108,000
A3602 Long Term Care	84,310	75,000	75,000	75,000	100,000	100,000
A3609 Aid to Dependent Children	1,007,100	1,025,106	1,025,106	1,093,500	1,093,500	1,093,500
A3610 Social Services Administration	1,082,537	1,143,788	1,301,118	1,327,716	1,310,278	1,310,278
A3611 Food Stamps	124,482	127,463	127,463	145,237	145,237	145,237
A3619 Child Care	174,987	213,833	213,833	240,660	240,660	240,660
A3623 Juvenile Delinquent	56,166	80,000	80,000	100,000	100,000	100,000
A3635 JOBS	13,574	21,701	21,701	14,625	14,625	14,625
A3640 Home Relief	351,537	400,000	395,908	435,000	435,000	435,000
A3642 Emergency Aid - Adults	3,529	3,650	3,650	7,500	7,500	7,500
A3648 Burials	11,851	12,600	12,600	15,000	15,000	15,000
A3710 Veteran's Aid	930	3,250	3,250	1,860	1,860	1,860
A3715 Tourism - I LOVE NY	26,315	25,714	25,714	59,814	59,814	59,814
A3720 Other			2,500			
A3772 Programs for the Aging	270,763	256,744	256,744	260,841	260,841	264,214
A3820 Youth Programs YDDP	98,694	89,559	92,519	77,980	77,980	77,980
A3830 Youth Board SDDP	8,295	21,037	21,037	21,231	21,231	21,231
A3910 Environmental Control						
A3989 Weights & Measures	1,013	2,182	3,245	3,600	3,600	3,600
	6,117,723	6,543,777	6,818,477	7,565,729	7,608,840	7,612,213

FEDERAL AID

Account # Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A4089 Administration of Rent Subsidy	102,020	110,132	110,132	115,000	116,500	116,500
A4090 ADA Grant		27,750	27,750			
A4264 Federal Lunch Program	15,238	13,000	13,000	13,000	13,000	13,000
A4305 Emergency Management	-874	14,000	14,000	14,000	14,000	14,000
A4325 DCJS-Drug Enforcement Assistance	347					
A4401 Public Health - IHAP/Case Managemnt	77,436	77,800	84,012	85,800	85,800	85,800
A4446 MA Reimbursement - PHC	-53,239					
A4601 Medical Assistance	302,163	400,000	400,000	366,000	366,000	366,000
A4609 Aid to Dependent Children	1,573,195	1,660,582	1,660,582	1,749,600	1,749,600	1,749,600
A4610 Social Services Administration	908,418	1,216,856	1,240,662	1,454,638	1,419,761	1,419,761
A4611 Food Stamp Program	129,260	139,641	139,641	141,250	141,250	141,250
A4619 Child Care	323,777	157,500	157,500	174,480	174,480	174,480
A4635 JOBS	23,915	41,608	41,608	25,762	25,762	25,762
A4641 HEAP - Fuel Aid Program	446,715	400,000	511,765	500,000	500,000	500,000
A4772 Programs for the Aging	247,547	246,612	262,340	267,467	267,467	274,947
	4,095,918	4,505,481	4,662,992	4,906,997	4,873,620	4,881,100

TRANSFERS

Account # Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
A5031.A Transfer from Road Fund (Park)		18,005	18,005	11,365	11,765	11,765
A5031.B Transfer from Solid Waste		12,000	12,000	13,000	13,000	13,000
A5031.C Transfer from Capital Reserve	30,723					
A5060 Other Financing Sources-Retirement	27,736					
	58,459	30,005	30,005	24,365	24,765	24,765

SPECIAL GRANT FUND

Account # Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
CD2070 JTPA - County Programs	56,024	117,470	117,470	129,217	129,217	129,217
CD2401 Interest Earned	2,360			360	360	360
CD2701 Refund Prior Year Expense	352					
CD3790 NYS Monies	16,563	13,377	13,377	11,060	11,060	11,060
CD4790 Federal Aid	580,064	542,543	542,543	524,929	524,929	524,929
CD5060 Other Financing Sources-Retirement	661					
	656,024	673,390	673,390	665,566	665,566	665,566

SOLID WASTE FUND

Account # Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
CL1090 Interest & Penalties	18,969	17,147	17,147	17,141	17,141	17,141
CL1289 Administration Fees	22,830	25,960	25,960	25,960	25,976	27,270
CL2130 Solid Waste/Recycling Fees	2,093,726	2,320,280	2,320,280	2,439,551	1,805,332	1,892,538
CL2376 Waste Service Fee	126,664					
CL2401 Interest Earned	29,421	33,767	33,767	38,000	38,000	38,000
CL2590 Permits	800	700	700	700	700	700
CL2701 Refund Prior Years	89					
	2,292,499	2,397,854	2,397,854	2,521,352	1,887,149	1,975,649

COUNTY ROAD FUND

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
D1001	Real Property Taxes	1,341,279					
D2025	Recreational Facility Charge	59,300	61,200	61,200	55,000	55,000	55,000
D2300	Services to Other Governments	2,348					
D2401	Interest Earned	19,069	15,000	15,000	7,500	10,000	10,000
D2650	Sale of Scrap	624	500	500	500	500	500
D2655	Minor Sales	8,959	10,000	10,000	5,000	5,000	5,000
D2680	Insurance Recoveries	3,732					
D2701	Refund Prior Years	1,068					
D2770	Miscellaneous Other	15					
D3501	Consolidated Highway Aid	724,479	700,000	700,000	725,000	725,000	739,000
D5060	Other Financing Sources-Retirement	2,004					
		2,162,877	786,700	786,700	793,000	795,500	809,500

MACHINERY FUND

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
DM1270	Shared Service Charge	86,022	66,000	66,000	66,000	66,000	66,000
DM2300	Service to Other Governments	9,616	10,000	10,000	10,000	10,000	10,000
DM2333	Other Governments - Fuel Farm	200,855	225,000	225,000	225,000	225,000	225,000
DM2401	Interest Earned	7,934	15,000	15,000	5,000	5,000	5,000
DM2650	Sale of Scrap	154	500	500	500	500	500
DM2655	Minor Sales	155	4,000	4,000	100	100	100
DM2665	Sale of Equipment	715	5,000	5,000	2,000	2,000	2,000
DM2680	Insurance Recoveries						
DM2701	Refund Prior Years Expense	362					
DM2770	Miscellaneous Revenues			7,970			
DM2822	Revenue from County Roads	257,987	266,500	266,500	302,500	322,500	322,500
DM3501	Consolidated Highway Aid			15,491			
DM5031	Transfer from Road Fund	37,789					
DM5060	Other Financing Sources-Retirement	265					
		601,854	592,000	615,461	611,100	631,100	631,100

NURSING HOME

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
EH1801	Medicaid	3,612,388	3,733,402	3,733,402	4,205,974	4,205,974	4,205,974
EH1830	Private Pay	644,360	652,500	652,500	720,109	720,109	720,109
EH1870	Medicare	143,758	94,000	94,000	120,000	120,000	120,000
EH1880	Meal Sales	3,102	2,600	2,600	3,800	3,800	3,800
EH2401	Interest Earned	4,074	2,000	2,000	2,000	2,000	2,000
EH2410	M.L.R.	35,038	35,284	35,284	54,987	54,987	54,987
EH2701	Refund Prior Years						
EH2770	Other Revenue	13,992					
EH	Recoupment		-40,000	-40,000		-35,000	-53,000
		4,456,712	4,479,786	4,479,786	5,106,870	5,071,870	5,053,870

SELF INSURANCE FUND

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
S2222	Assessments	511,971	561,987	561,987	583,355	583,355	583,355
S2402	Interest Reserve	14,489					
S2701	Refund Prior Years	24,948					
S2770	Other Unclassified Revenues						
		551,408	561,987	561,987	583,355	583,355	583,355

DEBT SERVICE FUND (LONG TERM)

Account #	Description	Actual 93	Budget 94	Modified	Request 95	Recomm.	Adopted
V1001	Real Property Taxes	434,469					
V2401	Interest Earned	25,602	31,000	31,000	31,000	31,000	16,000
V2770	Revenue from Municipalities /Radio				71,929	71,929	71,929
V2801	Revenue from Mental Health Dept.	62,400	62,400	62,400	62,400	62,400	62,400
V2802	Revenue from Depts./Telephone Sys.				16,827	16,827	16,827
V5050.A	Transfer from Mach.Fund - Fuel Farm	17,565	32,686	32,686	31,899	31,899	31,899
V5050.B	Transfer from Road Fund-Marine Park						
		540,036	126,086	126,086	214,055	214,055	199,055

TOTAL ALL REVENUE

37,659,893	31,704,045	32,358,926	34,718,507	34,169,088	34,227,441
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STATEMENT OF LONG TERM DEBT AS OF DECEMBER 1994

SERIAL BONDS	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT	DUE IN 1995	
					PRINCIPAL	INTEREST
OFFICE COMPLEX	10/01/82	02/01/98	8.600%	360,000	90,000	27,090.00
MARINE PARK	09/15/88	09/15/02	6.900%	314,000	35,000	21,666.00
MENTAL HEALTH BUILDING	09/15/88	09/15/03	6.900%	436,000	50,000	30,084.00
BUILDINGS RECONSTRUCTION	09/15/88	09/15/98	6.900%	60,000	15,000	4,140.00
BRIDGES REPLACEMENT	11/15/89	09/15/08	6.500%	2,225,000	125,000	144,625.00
JAIL RECONSTRUCTION	11/01/92	11/01/02	5.200%	220,000	25,000	11,440.00
FUEL FARM	09/15/93	09/15/08	4.375%	302,000	18,000	13,898.75
POLE BARN	09/15/93	09/15/98	4.375%	20,000	5,000	875.00
TELEPHONE SYSTEM	09/15/93	09/15/03	4.375%	98,000	12,000	4,302.50
RADIO SYSTEM	05/15/94	05/15/03	4.875%	1,450,000	125,000	104,953.12
TOTAL				\$5,485,000	\$500,000	\$363,074

STATEMENT OF SHORT TERM DEBT AS OF DECEMBER 1994

REVENUE ANTICIPATION NOTES

GENERAL FUND-CASH FLOW	08/24/94	02/24/95	3.48%	850,000	850,000	14,790.00
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NURSING HOME DEBT AS OF DECEMBER 1994

LONG TERM DEBT

ROOF REPLACEMENT	10/01/82	02/01/98	8.60%	200,000	50,000	15,050.00
1994 RECONSTRUCTION	04/01/94	04/01/14	5.40%	2,500,000	100,000	206,250.00
TOTALS				2,700,000	150,000	221,300.00

CONSTITUTIONAL TAX MARGIN 1995	\$6,994,976
CONSTITUTIONAL TAX LIMIT 1995	\$13,855,049
CONSTITUTIONAL DEBT LIMIT 1995	\$64,656,896

Orleans County Permanent Position Count

Department	Full Time Positions							Part Time Positions						
	1990	1991	1992	1993	1994	1995	Change	1990	1991	1992	1993	1994	1995	Change
Legislature								7	7	7	7	7	7	
Chief Administrative Officer	1.0	1.0	1.4	1.4	1.4	2.0	0.6							
Clerk of Legislature	4.0	3.4	3.0	3.0	3.0	2.4	-0.6							
District Attorney	1.0	1.0	1.0	1.0	1.0	1.0		5	5	4	4	4	4	
Public Defender	1.0	1.0	1.0	1.0	1.0	1.0		3	3	3	3	3	3	
Treasurer & Budget	6.0	6.0	6.0	6.0	6.0	6.0		1	1	1	1	1	1	
Real Property	3.0	3.0	2.0	2.0	2.0	2.0				1	1	1	1	
County Clerk	12.0	12.0	12.0	12.0	12.0	12.0		2	2	1	1	2	2	
County Attorney								3	3	3	3	3	3	
Personnel & Self Insurance	4.0	4.0	4.0	4.0	4.0	4.0		2	2	1	1	1	1	
Elections	2.0	2.0	2.0	2.0	2.0	2.0		8	8	8	8	8	8	
Records Management		0.2	0.2	0.2	0.2	0.2								
Buildings & Grounds	10.0	9.4	9.4	10.4	10.4	10.4		2	2	2	3	3	2	-1.0
Data Processing	1.0	1.0	1.0	1.0	1.0	1.0								
Sheriff	35.0	36.0	34.0	34.0	36.0	36.0		10	7	5	11	17	17	
Probation	19.0	20.0	19.0	18.0	18.0	18.0								
Jail	23.0	23.0	23.0	24.0	25.0	25.0		7	7	7	9	11	11	
Control of Animals	1.0	1.0	1.0	1.0	1.0	1.0		1	1	1	1	1	2	1.0
Civil Defense	2.0	2.0	2.0	2.0	2.0	2.0		7	7	7	8	8	7	-1.0
Public Health	26.0	26.0	26.0	26.0	26.0	30.0	4.0	3	4	3	6	7	6	-1.0
Mental Health	21.0	20.0	21.0	21.0	22.0	23.0	1.0	1	1	1	3	5	5	
Social Services	86.0	85.0	75.0	78.0	82.0	86.0	4.0	4	5	5	3	3	5	2.0
Tourism	1.0	1.0						2	2	2	5	5	5	
Veterans	2.0	2.0	2.0	2.0	2.0	2.0		1	1					
Weights & Measures	1.0	1.0	1.0	1.0	1.0	1.0								
Aging	7.0	8.0	7.0	7.0	7.0	7.0		7	7	6	6	7	7	
Youth	4.0	4.0												
Historian								1	1	1	1	1	1	
Planning	7.0	7.0	7.0	7.0	8.0	8.0								
Job Development	12.0	12.0	13.0	13.0	13.0	13.0								
Nursing Home	94.0	93.0	89.0	88.0	92.0	91.0	-1.0	84	84	82	84	76	79	3.0
Highway	25.0	25.0	25.0	26.0	28.0	28.0		5	5	5	1	1.0	1.0	
Totals:	411	410	388	392	407	415	15.0	166	165	156	170	175	178	3.0
Annual Change	12.0	-1.0	-22.0	4.0	15.0	8.0		28.0	-1.0	-9.0	14.0	5.0	3.0	

1993 SALES TAX DISTRIBUTION

TOTAL RECEIVED 7,592,896.22

COUNTY SHARE 5,971,832.22

SCHOOL DISTRICTS

Albion	98,873.04
Barker	2,120.56
Brockport	1,995.99
Holley	58,043.31
Kendall	34,426.85
Lyndonville	34,593.27
Medina	93,093.66
Oakfield-Alabama	580.99
Royalton-Hartland	665.33
	324,393.00

TOWNS

Albion *	92,088.63
Barre	64,846.52
Carlton	87,019.60
Clarendon	83,816.82
Gaines	69,946.07
Kendall *	85,800.72
Murray	102,060.57
Ridgeway	118,218.75
Shelby	95,834.77
Yates	54,996.26
	676,739.36

VILLAGES

Albion	185,110.07
Holley	50,427.93
Medina	184,128.21
Lyndonville	22,376.08
	442,042.29

* Taken as a credit against property tax.

1995 Budgeted Capital Projects

Account	Description	Project Cost	Revenue	1995 Budget	Unfunded Balance (SEE NOTES)
A1325 Treasurer					
.250	Tax Collection Computer System	4,715		4,715	
.466	Tax Collection Software	8,000		8,000	
		12,715		12,715	
A1620 Buildings & Grounds					
.250	Replace pickup truck	14,000		14,000	
.405	Replace roof on highway garage	16,500		16,500	
.405	Change COB heat to natural gas	192,000		12,000	180,000 <i>Note 1</i>
.405	Install Elevator in Clerk building - ADA	218,000	75,000	13,000	130,000 <i>Note 2</i>
.405	Replace slate roof on Clerk's building	210,000		10,000	200,000 <i>Note 2</i>
		650,500	75,000	65,500	510,000
A3110 Sheriff					
.210	Replace 4 law enforcement cars	64,000	8,000	56,000	
.220	Install civil 1 / criminal computer system	25,000		25,000	
		89,000	8,000	81,000	
A3510 Animal Control					
.250	Replace pickup truck	15,000		15,000	
D5112 Road Fund					
.436	Three major paving projects	530,000	530,000		
DM 5130 Machine Fund					
.240	Replace 6 wheel dump truck	37,000	2,000	35,000	
.240	Replace 10 wheel truck tractor	70,000		70,000	
.240	Purchase used paver	100,000		35,000	65,000 <i>Note 3</i>
.240	Equipment buy-back program	14,000		14,000	
		221,000	2,000	154,000	65,000
Total All Projects		1,518,215	615,000	328,215	575,000

Note 1: Finance with 5 year municipal lease - payment offset by annual savings on electric expense.

Note 2: Finance with short term borrowing until 1999 when COB debt is repaid then transfer to long term debt.

Note 3: Lease purchase over 3 years with cost offset by reduction in rental payments to others.

Comments

Mental Health basement renovations not included because of uncertainty about State financing. Project can be added during 1995 since it will require no county dollars.

Engineering services (\$50,000) for long range highway department planning were removed by the finance committee.

1995 SALES TAX APPORTIONED TO TOWNS

Town	Population '90 Census	Rate	Total Sales Tax to Towns	Amt. Apportion To Town
Albion	8178	0.195431	\$1,296,671.00	\$253,409.54
Barre	2093	0.050017		\$64,855.24
Carlton	2808	0.067103		\$87,010.76
Clarendon	2705	0.064642		\$83,819.12
Gaines	3025	0.072289		\$93,734.88
Kendall	2769	0.066171		\$85,802.27
Murray	4921	0.117598		\$152,485.73
Ridgeway	7341	0.175429		\$227,473.64
Shelby	5509	0.131649		\$170,705.94
Yates	2497	0.059671		\$77,373.88
Totals	41846	1.0000000001		\$1,296,671.00

I. ABSTRACT OF TAX ROLLS

[illegible]

	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates
Light Dist. 1 Fancher										
Assessment							2,945,540			
Tax rate per \$1000							0.888556			
Taxes Levied							2,470			
Light Dist. 2 Hulberton										
Assessment							5,047,683			
Tax rate per \$1000							0.590370			
Taxes Levied							2,880			
Light Dist. 3 Brockville										
Assessment							2,634,540			
Tax rate per \$1000							0.759146			
Taxes Levied							2,000			
Light Dist. 1 Shelby									4,586,114	
Assessment									0.610539	
Tax rate per \$1000									2,800	
Taxes Levied									1,714,730	
Light Dist. 2 Millville									0.699819	
Assessment									1,200	
Tax rate per \$1000										
Taxes Levied										
Oak Orchard Small Watershed Dist.										
No. of acres		2093.70		1764.67						
Rate per acre		3.377275		3.377402						
Taxes Levied		7071.00		5960.00						
Water Dist. 1 Albion										
No. of units	55									
Tax per unit	125.00									
Taxes Levied	6,875									
Water Dist. 3 Albion										
No. of units	238									
Tax per unit	383.35									
Taxes Levied	91,238.00									
Water Dist. 1 Barre										
No. of units		137								
Tax per unit		249.64								
Taxes Levied		34,200								
Water Taxes Carlton WD241										
No. of Units			1,084							
Tax rate per unit			145.00							
Taxes levied			157,180.00							
Water Taxes Carlton WD242										
No. of Units			387							
Tax rate per unit			20.00							
Taxes levied			7,740							
Water Taxes Carlton WD243										
No. of Units			877							
Tax rate per unit			1.80							
Taxes levied			1578.60							

	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates
Water Taxes Clarendon WD262										
No. of Units				147						
Tax rate per unit				\$97.60						
Taxes levied				\$8,447						
Water Dist. I Murray										
Assessment							\$,472,286			
Tax Rate per 1000							2,131,794			
Taxes Levied							7,402.22			
Water Dist. I Murray										
Total Front Footage							6,996.40ft			
Tax Rate Per Foot							0.68ft			
Taxes Levied							4,757.55			
Murray Water Dist. II										
No. of Units - 3/4"							134units			
Rate per unit							\$90.56unit			
Taxes Levied							40,275.04			
Murray Water Dist. II										
No. of Units - 1"							4			
Rate per Unit							\$28.74			
Taxes Levied							2,114.96			
Murray Water Dist. III										
No. of Units							83			
Rate per unit							\$34.19			
Taxes Levied							\$1,080			
Murray Water Dist. IV										
No. of Units							35			
Rate per Unit							\$27.14			
Taxes Levied							9,700			
Murray Water Dist. V										
No. of Units							12			
Rate per Unit							\$76.67			
Taxes Levied							4,520			
Water Taxes Ridgeway (Dir. 31-E) WD1343										
Tax Rate per unit								74		
Taxes levied								100.00		
Water Taxes Ridgeway (Indirect 31-E) WD1343								7,400		
Assessment								6,544,520		
Tax Rate per 1000								1,130,717		
Taxes Levied								7,400		
Water Taxes Ridgeway (RL 63)										
No. of Parcels								45		
Tax rate per parcel								182.12		
Taxes levied								8,195.25		
Water Taxes Ridgeway (RL 63)										
WD1344										
Assessment								2,250,600.00		
Tax rate per 1000								\$,674,011		
Taxes levied								8195.25		

	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates
Water Taxes Ridgeway 269										
Co. Line WIS45								38		
Price pe Unit								171.89		
Taxes Levied								6531.75		
Water Taxes Ridgeway 269										
Co. Line WIS45								2,121,000.00		
Tax rate per 1000								3.078562		
Taxes Levied								6531.75		
Knowlesville Sewer District										
No. of Units								90.00		
Tax rate per Unit								241.39		
Taxes levied								21,725		
Fire Protection Dist.										
Assessment	45,204.717									
Tax rate per 1000	0.644535									
Taxes Levied	29,136.00									
Fire Dist. Barre										
Assessment	56,792.644									
Tax Rate per 1000	1.038867									
Taxes Levied	59,000.00									
Fire Taxes Kendall Dist. 1										
Assessment										
Tax rate per 1000										
Taxes Levied										
Fire Taxes Kendall Dist. 2 (Morton)										
Assessment										
Tax rate per 1000										
Taxes Levied										
Fire Dist. 2 Fancher - Hulberton - Murray										
Assessment										
Tax rate per 1000										
Taxes Levied										
Specific Levies For reimbursement of County										
Returned School taxes	263,393.16									
Reassessed Water bills	201.81									
Rt. 104 - 3 parcels water charge										
Ag Roll Back Tax										
Unpaid Solid Waste Fees	15,121.44									
Total Taxes on Roll Chargeable to Collector										
Payable By Collector										
To Supervisor	447,755.56									
To County Treasurer	1,241,380.00									
Total of Tax Rates Except District Rates										
Inside	10,882680									
Outside	10,614267									

I hereby certify that the above is a true abstract of the Tax Rolls and warrants attached thereto delivered to the collectors of the several tax districts of the County of Orleans on the 21st day of December, 1994, and I further certify that said collectors are by said warrants directed to collect the taxes and make the payments shown, on or before the 1st day of May, 1995

Dated at Albion, New York, this 21st day of December, 1994

Kathleen M. Ahlberg
Clerk of the Legislature

III. ABSTRACT OF TAX ROLLS
Amount and Purpose of Taxes For County Expenditure

Supervisor	Albion	Barre	Carlton	Clarendon	Gaines	Kendall	Murray	Ridgeway	Shelby	Yates
	Don	George	Roger	Mike	David	John	James J.	J.T.	Merle	Everett L.
	Brace	Mathes	Millis	Bove	Vagg	Becker	Piedmonte	Gidley	Draper	Johnson
Town Accounts & Charges										
General County Expense	1,051,099.87	412,296.11	963,189.35	619,046.79	524,915.79	710,746.39	913,074.58	1,183,198.19	821,421.61	622,896.32
Less Sales Tax Credit	92,296.42					85,802.27				
Amount to be raised by taxes	958,803.45	412,296.11	963,189.35	619,046.79	524,915.79	624,944.12	913,074.58	1,183,198.19	821,421.61	622,896.32
Erroneous Refunded Taxes	1,548.00		744.94	38.04	228.07	28.98	546.00	479.12	84.16	151.15
Chargeback: Tax Bill/Mailer	332.32	169.22	309.08	201.49	154.48	227.79	270.44	404.85	288.37	224.60
Tax Processing	1,781.63	907.19	1,657.02	1,080.23	828.16	1221.22	1,449.80	2,170.43	1,545.93	1,204.13
User Fees	400.00	350.00	400.00	350.00	350.00	350.00	400.00	450.00	400.00	350.00
Total Amount to be Raised By County Taxes	962,865.40	413,722.52	966,300.39	620,716.55	526,477.50	626,772.11	915,740.82	1,186,702.59	823,740.07	624,866.20
Returned School Taxes	263,393.16	139,966.49	299,383.24	184,770.50	255,712.76	107,558.43	286,126.92	305,633.91	236,735.06	170,290.90
Barre Watershed		7,071.00								
Clarendon Watershed				5,960.00						
Unpaid Solid Waste Program Fees	15,121.44	11,761.12	18,691.73	8,610.82	9,870.94	7,140.66	13,021.24	28,352.69	20,371.93	13,021.23
Total Payable to County Treasurer	1,241,380.00	572,551.13	1,284,375.36	820,058.27	792,061.20	741,471.20	1,214,888.98	1,520,689.19	1,082,847.06	808,178.33
from Taxes Levied & All Other Sources										

I hereby certify that the above abstract is a true and correct statement of the several amounts levied by the Legislature of the County of Orleans in the several tax districts indicated for the purpose specified, as shown by my record of the proceedings of said board for the year 1994.

Dated at Albion, New York, this 21st day of December, 1994 Kathleen M. Ahlberg, Clerk of the Legislature

Solid Waste/Recycling Program
Fees for 1995

Town	No. of Unit	Cost Per Unit	Total to be Collected
Albion	2110	\$140.80	\$297,088.00
Barre	744.5	\$140.80	\$104,825.60
Carlton	1322	\$140.80	\$186,137.60
Clarendon	908.5	\$140.80	\$127,916.80
Gaines	996	\$140.80	\$140,236.80
Kendall	1003	\$140.80	\$141,222.40
Murray	1493	\$140.80	\$210,214.40
Ridgeway	2439	\$140.80	\$343,411.20
Shelby	1658	\$140.80	\$233,446.40
Yates	1078	\$140.80	\$151,782.40
Totals	13752		\$1,936,281.60

Late payments are subject to the same penalties as late property tax payments. Fees not paid during 1994 will have the appropriate penalty applied and will be levied and become a part of 1995 County Tax.

TOWN OF ALBION
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$5,288.00
Clerk	\$18,651.00
Highway Superintendent	\$32,390.00
Tax Collector (Clerk)	\$1,998.00
Town Justices (each)	\$5,464.00
Councilmen (each)	\$2,702.00
Assessor	\$20,600.00

SUMMARY OF TOWN BUDGET
ALBION

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$287,547.00</u>	<u>\$118,916.25</u>	<u>\$70,000.00</u>	<u>\$98,630.75</u>
General Outside Village	<u>\$35,161.00</u>	<u>\$5,000.00</u>	<u>\$23,300.00</u>	<u>\$6,861.00</u>
Highway Townwide	<u>\$219,738.00</u>	<u>\$42,460.00</u>	<u>\$35,000.00</u>	<u>\$142,278.00</u>
Highway Outside Village	<u>\$150,535.00</u>	<u>\$30,000.00</u>	<u>\$48,000.00</u>	<u>\$72,535.00</u>
SPECIAL DISTRICTS:				
Fire District	<u>\$29,136.00</u>			<u>\$29,136.00</u>
TOTALS	<u>\$722,117.00</u>	<u>\$196,376.25</u>	<u>\$176,300.00</u>	<u>\$920,304.75</u>

TOWN OF BARRE
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$4,000.00
Clerk	\$15,750.00
Highway Superintendent	\$35,500.00
Tax Collector (Clerk)	\$1,600.00
Town Justices (each)	\$4,250.00
Councilmen (each)	\$1,250.00
Assessor	\$11,750.00

SUMMARY OF TOWN BUDGET
BARRE

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	\$200,815.00	\$117,730.00	\$0.00	\$83,085.00
Highway Townwide	\$693,781.00	\$155,316.00	\$74,084.00	\$464,381.00
SPECIAL DISTRICTS:				
Barre Light District	\$2,300.00	\$25.00	\$300.00	\$1,975.00
Barre Fire District	\$59,000.00			\$59,000.00
	\$80,420.00	\$46,260.00	\$0.00	\$34,200.00
*Cannot tax for more than principal & interest on bonds.				
TOTALS	\$1,036,316.00	\$319,331.00	\$74,384.00	\$642,641.00

TOWN OF CARLTON
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$6,200.00
Clerk	\$17,000.00
Highway Superintendent	\$28,840.00
Tax Collector (Clerk)	\$2,575.00
Town Justices (each)	\$4,500.00
Councilmen (each)	\$2,375.00
Assessor	\$16,580.00

SUMMARY OF TOWN BUDGET
CARLTON

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$276,689.00</u>	<u>\$154,788.00</u>	<u>\$40,000.00</u>	<u>\$81,901.00</u>
Highway Townwide	<u>\$458,500.00</u>	<u>\$184,500.00</u>	<u>\$45,000.00</u>	<u>\$229,000.00</u>
SPECIAL DISTRICTS:				
Waterport Light	<u>\$7,750.00</u>			<u>\$7,750.00</u>
Carlton Water District	<u>\$387,878.60</u>	<u>\$221,380.00</u>		<u>\$166,498.60</u>
Carlton Fire District	<u>\$76,800.00</u>			<u>\$76,800.00</u>
TOTALS	<u>\$1,207,617.60</u>	<u>\$560,668.00</u>	<u>\$85,000.00</u>	<u>\$561,949.60</u>

TOWN OF CLARENDON
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$6,520.00
Clerk/Tax Collector	\$22,100.00
Highway Superintendent	\$34,500.00
Town Justices (each)	\$6,450.00
Councilmen (each)	\$2,250.00
Assessor	\$19,570.00

SUMMARY OF TOWN BUDGET
CLARENDON

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$372,835.00</u>	<u>\$145,350.00</u>	<u>\$60,000.00</u>	<u>\$167,485.00</u>
Highway Townwide	<u>\$363,638.00</u>	<u>\$136,500.00</u>	<u>\$15,000.00</u>	<u>\$212,138.00</u>
SPECIAL DISTRICTS:				
Water District No. 1	<u>\$43,200.00</u>	<u>\$43,200.00</u>		<u>\$0.00</u>
Water District No. 2	<u>\$55,447.00</u>	<u>\$27,000.00</u>		<u>\$58,447.00</u>
Fire District	<u>\$100,000.00</u>			<u>\$100,000.00</u>
TOTALS	<u>\$965,120.00</u>	<u>\$325,050.00</u>	<u>\$75,000.00</u>	<u>\$538,070.00</u>

TOWN OF GAINES
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$5,500.00
Clerk	\$10,500.00
Highway Superintendent	\$23,600.00
Tax Collector	\$1,200.00
Town Justices (each)	\$6,500.00 \$6,000.00
Councilmen (each)	\$1,200.00
Assessor	\$12,600.00

SUMMARY OF TOWN BUDGET
GAINES

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$219,556.00</u>	<u>\$54,600.00</u>		<u>\$164,956.00</u>
General Outside Village	<u>\$27,521.00</u>	<u>\$6,200.00</u>	<u>\$21,321.00</u>	<u>\$0.00</u>
Highway Townwide	<u>\$132,580.00</u>	<u>\$45,348.00</u>	<u>\$20,000.00</u>	<u>\$67,232.00</u>
Highway Outside Village	<u>\$69,946.00</u>	<u>\$69,946.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
SPECIAL DISTRICTS:				
Water District #1	<u>\$83,376.00</u>	<u>\$83,376.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
Water District #2	<u>\$20,580.00</u>	<u>\$20,580.00</u>		
Fire Protection	<u>\$27,771.00</u>			<u>\$27,771.00</u>
TOTALS	<u>\$581,330.00</u>	<u>\$280,050.00</u>	<u>\$41,321.00</u>	<u>\$259,959.00</u>

TOWN OF KENDALL
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$6,250.00
Clerk	\$15,000.00
Highway Superintendent	\$30,000.00
Tax Collector	\$2,900.00
Town Justices (each)	\$5,300.00 \$4,100.00
Councilmen (each)	\$1,800.00
Assessor	\$15,375.00

SUMMARY OF TOWN BUDGET
KENDALL

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$306,749.00</u>	<u>\$82,200.00</u>	<u>\$20,000.00</u>	<u>\$204,549.00</u>
Highway Townwide	<u>\$303,718.00</u>	<u>\$106,073.00</u>	<u>\$20,000.00</u>	<u>\$177,645.00</u>
SPECIAL DISTRICTS:				
Kendall Light Dist. #1	<u>\$5,950.00</u>		<u>\$0.00</u>	<u>\$5,950.00</u>
Morton Light dist. #2	<u>\$3,785.00</u>		<u>\$0.00</u>	<u>\$3,785.00</u>
Roosevelt Light Dist. #3	<u>\$1,698.00</u>		<u>\$0.00</u>	<u>\$1,698.00</u>
Kendall Fire Dist.	<u>\$48,785.00</u>	<u>\$500.00</u>	<u>\$1,000.00</u>	<u>\$47,285.00</u>
Morton Fire	<u>\$57,965.00</u>	<u>\$350.00</u>		<u>\$57,615.00</u>
TOTALS	<u>\$728,650.00</u>	<u>\$189,123.00</u>	<u>\$41,000.00</u>	<u>\$498,527.00</u>

TOWN OF MURRAY
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$7,750.00
Clerk	\$16,800.00
Highway Superintendent	\$34,585.00
Town Justices (each)	\$6,313.00
Councilmen (each)	\$2,000.00
Assessors	\$31,622.88

SUMMARY OF TOWN BUDGET
MURRAY

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	\$378,408.93	\$81,600.00	\$50,410.00	\$246,398.93
General Outside Village	\$50,736.50	\$33,775.00	\$16,961.50	\$0.00
Highway Townwide	\$191,567.01	\$120,084.00	\$0.00	\$71,483.01
Highway Outside Village	\$185,602.70	\$82,880.23	\$102,722.47	\$0.00
SPECIAL DISTRICTS:				
Special Lighting I	\$3,120.00	\$50.00	\$600.00	\$2,470.00
Special Lighting II	\$5,080.00	\$100.00	\$2,000.00	\$2,980.00
Special Lighting III	\$2,400.00	\$50.00	\$350.00	\$2,000.00
Water District I	\$23,159.77	\$6,000.00	\$5,000.00	\$12,159.77
Water District II	\$67,390.00	\$20,000.00	\$5,000.00	\$42,390.00
Water District III	\$54,080.00	\$15,000.00	\$8,000.00	\$31,080.00
Water District IV	\$14,700.00	\$5,000.00	0	\$9,700.00
Water District V	\$7,020.00	\$2,500.00	0	\$4,520.00
Murray Fire District	\$51,920.00	0	500	\$51,420.00
F-H-M Fire District	\$55,350.00	0	0	\$55,350.00
TOTALS	\$1,090,594.91	\$367,039.23	\$191,543.97	\$531,951.71

**TOWN OF RIDGEWAY
1995**

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$8,304.00
Clerk	\$23,708.00
Highway Superintendent	\$32,136.00
Town Justices (each)	\$9,720.00 \$8,574.00
Councilmen (each)	\$3,000.00
Assessor	\$36,171.00

**SUMMARY OF TOWN BUDGET
RIDGEWAY**

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	\$395,813.00	\$129,170.00	\$52,885.00	\$213,758.00
General Outside Village	\$40,219.00	\$5,700.00	\$21,306.00	\$13,213.00
Highway Townwide	\$321,744.00	\$84,500.00	\$55,616.00	\$181,628.00
Highway Outside Village	\$211,700.00	\$165,500.00	\$7,321.00	\$38,879.00
SPECIAL DISTRICTS:				
Ridgeway Fire District	\$116,911.00			\$116,911.00
Knowlesville Light District	\$3,500.00	\$50.00	\$0.00	\$3,450.00
Knowlesville Sewer District	\$49,590.00	\$27,250.00	\$615.00	\$21,725.00
Water Improvement	\$55,950.00	\$55,950.00		\$0.00
Water District 31E	\$14,800.00			\$14,800.00
Water District 63	\$18,993.75		\$2,603.25	\$16,390.50
Water District 269	\$13,063.50			\$13,063.50
Water District 104	\$1,174.23	0	0	\$1,174.23
TOTALS	\$1,243,458.48	\$468,120.00	\$140,346.25	\$634,992.23

TOWN OF SHELBY
1995

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>
Supervisor	\$5,000.00
Clerk	\$22,431.00
Highway Superintendent	\$34,636.00
Town Justices (each)	\$5,579.00
Councilmen (each)	\$2,867.00
Assessor	\$36,250.00

SUMMARY OF TOWN BUDGET
SHELBY

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	<u>\$348,401.00</u>	<u>\$115,595.00</u>	<u>\$40,000.00</u>	<u>\$192,806.00</u>
General Outside Village	<u>\$18,313.00</u>	<u>\$9,313.00</u>	<u>\$9,000.00</u>	<u>\$0.00</u>
Highway Townwide	<u>\$308,059.00</u>	<u>\$121,200.00</u>	<u>\$70,000.00</u>	<u>\$116,859.00</u>
Highway Outside Village	<u>\$194,156.00</u>	<u>\$135,900.00</u>	<u>\$17,000.00</u>	<u>\$41,256.00</u>
Capital Reserve Highway	<u>\$50,000.00</u>	<u>\$50,000.00</u>	<u>\$22,000.00</u>	<u>0</u>
Capital Reserve Building	<u>\$9,000.00</u>	<u>\$9,000.00</u>	<u>\$9,000.00</u>	<u>0</u>
SPECIAL DISTRICTS:				
Shelby Center Light	<u>\$3,500.00</u>		<u>\$700.00</u>	<u>\$2,800.00</u>
Millville Light	<u>\$1,600.00</u>		<u>\$400.00</u>	<u>\$1,200.00</u>
Shelby Water #1	<u>\$31,903.00</u>	<u>\$31,903.00</u>	<u>\$50,000.00</u>	<u>\$0.00</u>
Shelby Water #2	<u>\$13,701.00</u>	<u>\$13,701.00</u>	<u>\$1,000.00</u>	<u>\$0.00</u>
Shelby Fire Co.	<u>\$62,804.00</u>			<u>\$62,804.00</u>
E. Shelby Fire Co.	<u>\$22,325.00</u>			<u>\$22,325.00</u>
TOTALS	<u>\$1,063,762.00</u>	<u>\$486,612.00</u>	<u>\$137,100.00</u>	<u>\$440,050.00</u>

**TOWN OF YATES
1995**

SALARIES BUDGETED FOR TOWN OFFICIALS

<u>OFFICIAL</u>	<u>SALARY</u>		
Supervisor	\$5,024.00		
Clerk	\$28,524.00		
Highway Superintendent	\$34,320.00		
Town Justices (each)	\$3,780.00	\$5,124.00	
Councilmen (each)	\$2,040.00		
Assessors (each)	\$6,276.00	\$5,736.00	\$4,536.00

**SUMMARY OF TOWN BUDGET
YATES**

<u>FUND</u>	<u>APPROPRIATIONS AND PROVISIONS FOR OTHER USES</u>	<u>LESS ESTIMATED REVENUES</u>	<u>LESS UNEXPENDED BALANCE</u>	<u>AMT. TO BE RAISED BY TAX</u>
General	\$379,271.00	\$61,255.00	\$50,000.00	\$268,016.00
General Outside Village	\$28,689.00	\$4,420.00	\$8,000.00	\$16,269.00
Highway Townwide	\$286,938.00	\$101,966.00	\$25,000.00	\$159,972.00
Highway Outside Village	\$247,275.00	\$95,800.00	\$25,000.00	\$126,475.00
SPECIAL DISTRICTS:				
Fire Protection District	\$35,828.00		\$26.37	\$35,801.63
TOTALS	\$978,001.00	\$263,441.00	\$108,026.37	\$606,533.63

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