

PROCEEDINGS
of the
LEGISLATURE
of
ORLEANS COUNTY

2012

Donald J. Allport
George R. Bower
David B. Callard
William H. Eick
Lynne M. Johnson
Henry Smith, Jr.
Kenneth E. Rush

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

David B. Callard
George R. Bower
Charles H. Nesbitt, Jr.
Nadine P. Hanlon

Chairman
Vice-Chairman
Chief Administrative Officer
Clerk of Legislature

By Order
of the
Legislature

COUNTY OF ORLEANS)

ss:

STATE OF NEW YORK)

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

Nadine P. Hanlon
Clerk of the Legislature



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2012-2013 Orleans County Legislature

FRONT ROW: David B. Callard, Chairman, At Large - West; George R. Bower, At Large - East.

BACK ROW: Charles H. Nesbitt, Jr., Chief Administrative Officer; David C. Schubel, County Attorney; Kenneth E. Rush, District 4; Lynne. M. Johnson, District 2; William H. Eick, District 1; Donald Allport, At Large - Central; Henry Smith, Jr., District 3.

County Officials of Orleans County for 2012

Aging, Office for the, Director
 Assistant Director
 Budget Officer
 Deputy Budget Officer
 Chief Administrative Officer
 Clerk of the Legislature
 Deputy Clerk of the Legislature
 Computer Services, Director
 Coroner, Chief
 Coroners

 County Attorney
 Assistant County Attorney

 County Clerk

Melissa Blanar
 Pam Canham
 Charles H. Nesbitt Jr.
 Susan M. Heard
 Charles H. Nesbitt, Jr.
 Nadine P. Hanlon
 Onnalee C. O'Connor
 Charles R. Kinsey
 Scott M. Schmidt, CFSP
 Joseph T. Fuller
 Charles Smith, RN
 David C. Schubel
 John C. Gavenda
 James D. Bell
 Karen Lake-Maynard

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

Deputy Commissioners

Emergency Management, Director
Health, Director
Highway Superintendent
Deputy Highway Superintendent
Buildings and Grounds Assist. Superintendent
Historian
Housing Assistance, Director
Job Development, Director
Mental Health Services, Director
Nursing Home, Administrator
Personnel and Self Insurance, Director
Planning and Development, Director
Probation, Director
Public Defender
1st Assistant Public Defender
2nd Assistant Public Defender
3rd Assistant Public Defender
Real Property Tax, Director
Records Management Officer
Sheriff
Undersheriff
Chief Deputy
Jail Superintendent
Social Services, Commissioner
Tourism, Director
Treasurer
Deputy Treasurer
Veterans, Director
Weights and Measures, Director
Youth Bureau, Director

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

LEGISLATIVE STANDING COMMITTEES-2012

LEGISLATIVE

Callard, Bower

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

PUBLIC SAFETY

Bower, Johnson, Callard

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

HEALTH

Eick, Rush, Callard

Mental Health
Nursing Home
Public Health
ARC

ELECTIONS

Eick, Smith, Callard

Board of Elections

EDA

Eick, Rush, Callard

LDC

Bower, Smith, Callard

ADMINISTRATION & FINANCE

Johnson, Bower, Callard

Budget Officer
Computer Services
County Clerk
Personnel & Self-Insurance
Records Management
Real Property Tax Services
Treasurer
Education (Community Colleges,
Medical Scholarship, Libraries)

HOME & COMMUNITY SERVICES

Rush, Eick, Callard

Planning & Development
Soil and Water Conservation
Solid Waste
Tourism
Cooperative Extension
Gen/F. Lakes Regional Planning Council
Go Art!
Orleans Sportsman Federation
Parks

ECONOMIC ASSISTANCE & OPPORTUNITY

Smith, Allport, Callard

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

HIGHWAY

Allport, Smith, Callard

Buildings & Grounds
Highway
Weights & Measures
Genesee Transportation Council
RGRTA - Rochester Genesee Regional
Transportation Authority

Organizational Meeting

January 4, 2012

The Clerk of the Legislature called the meeting to order at 4:32 p.m. The Pledge of Allegiance was led and Nadine Hanlon, Clerk of the Legislature, recited a prayer that was offered by the late Rev. Robert H Mowatt at the January 5, 1984 Organizational meeting of the Orleans County Legislature. The Clerk called the roll and all Legislators were present.

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

Temporary Chairman Rush asked for nominations for Chairman. Legislator Bower stated that he has been a Legislator for many years; and has worked with fifteen different Legislators and six different Chairmen. He said he has a ranking for David Callard as being Chairman and he said we have had some great Chairmen. Legislator Bower would put Legislator Callard on the top. He has been hard working, dedicated, honest and said he represents the three L's. He is a willing listener, and outstanding leader, and he has an abiding love for the people of Orleans County. Legislator Bower said he is proud to nominate Legislator Callard to be Chairman for 2012-2013. Legislator Eick seconded the nomination. Temporary Chairman Rush asked if there were any other nominations. With there being none, a roll call vote was requested.

Roll Call Vote: 7 ayes; 0 nays; therefore the motion for Legislator Callard to be Chairman of the Orleans County Legislature was carried.

Temporary Chairman Rush asked for nominations for Vice Chairman. Legislator Allport stated it was his honor to nominate Legislator Bower as Vice Chairman. Legislator Allport expressed that Legislator Bower's dedication to Orleans County is unquestionable. He is proud to serve with him and believes this position should duly be his. Legislator Johnson seconded the nomination. Temporary Chairman Rush asked if there were any other nominations. With there being none, a roll call vote was requested.

January 4, 2012

Resolutions 1-5

Roll Call Vote: 7 ayes; 0 nays; therefore the motion for Legislator Bower to be Vice Chairman of the Orleans County Legislature was carried.

A brief recess was called for the swearing in of the Orleans County Legislature by Orleans County Clerk, Karen Lake-Maynard. Karen Lake-Maynard asked everyone to rise and she performed their oaths of office and the official book was signed by the Legislators.

Clerk Hanlon introduced Joyce LaLonde, a Junior from the Albion Central School, who performed her speech on the United States Constitution. Ms. LaLonde was the Orleans County American Legion Oratorical Contest winner for Orleans County. First, John Hucknall, Orleans County American Legion Oratorical Contest Chairman, introduced the purpose of the contest. He defined oratorical – talking in front of a group of people. He said a lot of people are scared to death to do it but the contest is based upon the Constitution and the rights and responsibilities of a citizen. He said all five school districts have been involved over the last four or five years, and it keeps growing. He said the more students they get involved, the more they will know about the constitution. The more we put through the contest, the more educated people we will have to step up as leaders in Orleans County. The contest is completely funded by the American Legion, no tax dollars involved, and has been going on for seventy-five years. Mr. Hucknall said that Joyce won the county contest but all nine contestants did a fabulous job. It was a tough decision to choose a winner. Mr. Hucknall introduced Joyce LaLonde. Upon the completion of her speech, she was applauded by the room. Legislator Rush thanked Joyce and expressed that he could see why she was the contest winner. He thanked her for doing a wonderful job.

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

Chairman Callard stated that if this was the Orleans Caucus today, Ms. LaLonde would be our winner and he thanked her again for performing her speech before the Board.

The following resolutions were presented for adoption:

RESOLUTION NO. 1-112

APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Nadine P. Hanlon be appointed Clerk of the Legislature to serve during the pleasure of the Legislature, at grade 5, step 7 of the Management Salary Schedule.

Moved, Bower; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 2-112

APPOINTING COUNTY ATTORNEY

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

Moved, Bower; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to fix the compensation of the Legislators and said it should be noted that there has been no increase in the Legislators salary in the last five years; seconded by Legislator Allport. The following resolution was adopted:

RESOLUTION NO. 3-112

FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 2012, the compensation of each Legislator payable by the County of Orleans shall be an annual salary, with the Chairman's salary to be \$16,424, and each other member to receive \$10,948 in lieu of all other compensation for both meetings and committee

work, payable in bi-weekly installments in the same manner as other county salaries are paid; and be it

FURTHER RESOLVED, that each Legislator shall also receive from the County, travel allowance and expenses in the performance of his duties in attending meetings, committee work and other duties committed to him, at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence to the place of the performance of each duty; and be it

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

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

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

Moved, Bower; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 4-112

DESIGNATING NEWSPAPERS

WHEREAS, the Republican members of this County Legislature have filed a certificate designating the The Daily News to publish the Concurrent Resolutions for 2012 and 2013, the Tax Redemption Notices for 2012 and 2013; the Official Canvas for 2011 and 2012 and the Election Notices for 2012 and 2013; be it

RESOLVED, that the County Legislature approves of such designations and hereby designates the The Daily News to publish the Concurrent Resolutions for 2012 and 2013, the Tax Redemption Notices for 2012 and 2013; the Official Canvas for 2011 and 2012; and the Election Notices for 2012 and 2013; and be it

FURTHER RESOLVED, that the Medina Journal Register remains as an officially designated newspaper of Orleans County for the publication of all Local Laws, notices and other matters required by law to be published pursuant to Subdivision 2 of Section 214 of County Law.

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

RESOLUTION NO. 5-112

DESIGNATING MAJORITY LEADER OF THE LEGISLATURE

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

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

Chairman Callard announced that Congresswoman Hochul will be at the Orleans County Legislature on Friday, January 6th at 4:30 p.m. to discuss her ALERT ACT to enhance the 911 Communication Systems. He also announced that the next regular meeting will be held on January 11, 2012 at 4:30 p.m.

Legislator Allport moved to adjourn; second by Legislator Smith.
Meeting adjourned at 4:58 p.m.

LEGISLATURE MEETING

January 11, 2012

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

The Deputy Clerk had no communications to present and Treasurer Heard was present but she did not have a report today because they kept the cash available longer. She will have a report prepared for the next meeting.

During open discussion Allen Lofthouse, Kendall, questioned Resolution No. 11-112 pertaining to the monthly and annual cost of the Secretarial Services contract with the County Attorney. He asked how many hours of coverage in the contract. Attorney Schubel stated that the numbers are whatever are necessary. Mr. Lofthouse asked how he comes up with the figures on the contract. Mr. Nesbitt stated that we get more than our monies worth and we don't pay for a support staff for him. Attorney Schubel, starting his twenty-third year here, stated that it used to be an employee of the county who used to be the secretary to the County Attorney but he decided to contract with his office to do that rather than paying an employee. He now is absorbing all the employer costs. His office also supplies the computer, equipment, and office overhead. The County is not paying New York State Retirement, worker's compensation, and health insurance. Mr. Lofthouse thought it was a goofy answer as far as he was concerned and figured maybe they are right and maybe they are not, he doesn't know that and it sounds like a trade off in some way.

Mr. Lofthouse inquired about Resolution No. 13-112 and what the county pays for in Soil and Water services. Mr. Nesbitt requested Mr. Dan Schuth, the Regional Director of Soil and Water, to answer. Mr. Schuth stated that Soil and Water has an Intermunicipal agreement with the County Highway Department to share equipment and services. Soil and Water Conservation District owns several pieces of equipment and in turn the Orleans County Highway Department does maintenance on that equipment with billing back to them at a very reasonable rate; less than an equipment dealer would charge them for the same type for repairs. Soil and Water supplies engineering for drainage projects and manpower on ditch drainage projects by shooting grade while a ditch is being done and calculating backfill or material to be removed from a drainage ditch for a

project. This sums up their contributions to the County. Mr. Nesbitt inquired from Mr. Schuth what the return on investment was. Mr. Schuth said last year it was somewhere around \$19 for every dollar in the county allocation for Soil and Water.

Mr. Lofthouse asked about Resolution No. 22-112 and who actually serves on the Continuity of Government Committee. Mr. Nesbitt listed the CAO, the Emergency Management Director, the Bioterrorism Coordinator, the Public Health Director, the Mental Health Director, the Highway Superintendent, and the Directors of Personnel and Computer Services. This group prepared a disaster plan to provide for the relocation of operations if our sites were destroyed or disabled. The plan also prepares for resources needed to continue operations, such as computers, staff, etc. The plan also incorporated different contingencies for time of operations disrupted. It is a requirement by the State to have a plan in place and this group was asked to oversee the development of our plan. Chairman Callard stated that there is no increase in cost with the contracts that were referenced. The cost is the same for 2012 as it was for 2011 and 2010.

Henry Smith introduced and welcomed Gloria Morgan, the Associate Dean from Albion's Campus Center of Genesee Community College. Ms. Morgan thanked Mr. Smith for the introduction. She said she is home here because she is both an Albion and GCC graduate. She said she appreciates having the opportunity of Orleans County students to take classes at both the Albion and Medina campuses. She also appreciates the utilization of partial funding coming from this Board. She provided new GCC pins for the Board. Chairman Callard asked if she had any utilization numbers of the Albion or Medina campuses. Ms. Morgan stated that they had to cancel 12 out of 60 classes due to low enrollment. Enrollment in Albion is about 1400-1600 students, and Medina campus is around 1,000. She would be happy to follow up with more concrete numbers at a later time. Chairman Callard thanked her for coming.

Mr. Nesbitt referred back to Mr. Lofthouse's concern regarding secretarial services. The contract done with Mr. Schubel was not under his tenure. What was done under his tenure was about a \$30,000 savings by switching from a full-time employee in the county to a similar arrangement as Mr. Schubel's office with the Public Defender's office. We were spending about \$52,000 in public employment costs and took it down to about \$23,000 with the Public Defender's office at this time.

Mr. Nesbitt stated that the County applied for and received \$27,847 for a Records Management Improvement Funds Grant for the expansion of the County Record’s Center. The existing Records Center has records stacked to the rafters and has a loss of space especially before they perform the annual clean out. The old vacant Buildings and Grounds offices are available to be used for the expansion. The computer and the multi-functional copier were not approved, which was about a \$1,500 reduction in the grant application. A meeting has been held with Gerry Gray, Jim Noreck, Debbie Prest, and himself on how to execute the project and they began demolition. This project should be completed by April.

Legislator Eick moved to add one resolution to the agenda; seconded by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 6-112

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	9525-9679	\$290,619.06
Highway	867-869; 2252-2260	\$63,642.48
Nursing Home	1446-1453	\$84,554.16
Job Development	No Claims	
Self Insurance	49641-49643; 49725-49727; 1012	\$54,596.14

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 7-112

SETTING LEGISLATURE MEETING SCHEDULE FOR 2012

RESOLVED, that the regular meetings of the Orleans County Legislature will be held on the second and fourth Wednesday of each month at 4:30 PM at the Orleans County Legislative Chambers; and be it

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

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

RESOLUTION NO. 8-112

AMENDING RULES OF PROCEDURE OF THE ORLEANS COUNTY LEGISLATURE

RESOLVED, that section 9 of the Orleans County Legislature Rules of Procedure be amended as follows:

STANDING COMMITTEES

LEGISLATIVE

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

ADMINISTRATION & FINANCE

Budget Officer
Computer Services
County Clerk
Personnel & Self-Insurance
Records Management
Real Property Tax Services
Treasurer
Education (Community Colleges,
Medical Scholarship, Libraries)

PUBLIC SAFETY

District Attorney
Probation

HOME & COMMUNITY SERVICES

Planning & Development
Soil and Water Conservation

January 11, 2012

Resolutions 6-28

Public Defender

Sheriff

Courts

Emergency Medical Services

Stop DWI

Solid Waste

Tourism

Cooperative Extension

Gen/F. Lakes Regional Planning Council

Go Art!

Orleans Sportsman Federation

Parks

HEALTH

Mental Health

Nursing Home

Public Health

ARC

ECONOMIC ASSISTANCE

& OPPORTUNITY

Housing - Section 8

Job Development Agency

Office for the Aging

Social Services

Veterans Service Agency

Youth Board

ELECTIONS

Board of Elections

HIGHWAY

Buildings & Grounds

Highway

Weights & Measures

Genesee Transportation Council

RGRTA - Rochester Genesee

Regional Transportation Authority

EDA - Economic Development Agency

LDC - Loan Development Committee

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

EXECUTIVE SUCCESSION

Legislator George R. Bower, At Large - East

Legislator Kenneth E. Rush, District 4

Legislator William H. Eick, District 1

Legislator Donald J. Allport, At Large - Central

Legislator Lynne M. Johnson, District 2

Legislator Henry Smith, Jr., District 3

Moved, Bower; second, Johnson

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 9-112

APPROVING INTER-MUNICIPAL AGREEMENT WITH GENESEE COUNTY FOR YOUTH BUREAU OPERATION

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County that for the operation of the Youth Bureau for 2012; and

WHEREAS, the Economic Assistance and Opportunity Committee did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$725 per month from January 1, 2012 through December 31, 2012 for a total of \$8,700.

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

RESOLUTION NO. 10-112

APPROVING APPOINTMENTS TO ORLEANS COUNTY YOUTH BOARD

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

RESOLVED, that this Legislature approves the following re-appointments to serve on the Orleans County Youth Board beginning January 1, 2012 through December 31, 2014:

Linda Haight, 14728 Moore St., Albion, NY 14411 - At Large

Ellen Tuohey, 12 Willowbrook Dr., Lyndonville, NY 14098 – At Large

Moved, Smith; second, Allport.

January 11, 2012

Resolutions 6-28

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 11-112

AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY ATTORNEY

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services for the Orleans County Attorney, at an annual cost of \$18,315; said amount to be paid in equal monthly installments of \$1,526.25, upon the submission of a county voucher at the end of each month; agreement effective for the 2012 calendar year.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 12-112

GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND WATER SYSTEMS

RESOLVED, that all real property owned by the Villages of Holley, Albion, Medina and Lyndonville located outside their respective corporate limits and used as sewage disposal plants or systems, including necessary connections and appurtenances or used as a water plant, pumping station, water treatment plant or reservoir, including necessary connections and appurtenances, shall be wholly exempt from County taxation for the year 2012 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 13-112

APPROVING AGREEMENT WITH SOIL AND WATER CONSERVATION DISTRICT

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and the Orleans County Soil and Water

Conservation District, Albion, New York, for the provision of services by “Soil and Water” for the calendar year 2012, at a cost of \$57,750 to be paid in quarterly payments of \$14,437.50.

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

RESOLUTION NO. 14-112

AUTHORIZING THE TREASURER TO APPROVE REAL PROPERTY TAX REFUNDS

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

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

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

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

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

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

RESOLUTION NO. 15-112

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

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

Buildings & Grounds, A Division of the Highway Department, Albion, NY for the provision of Messenger & Custodial Services; to be effective January 1, 2012 through December 31, 2012 at a cost of \$50,683. County cost is \$16,725.

Center for Disability Rights, Rochester, NY for the provision of the Consumer Directed Personal Assistance Program; to be effective January 1, 2012 through December 31, 2012 at rates set by the New York State Department of Health. County cost is \$0.

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2012 through December 31, 2012 at a cost of \$169/client. Reimbursement/County Cost is dependent on case type (TANF – 0% local cost, Safety Net – 100% local cost).

Job Development Agency, Albion, NY for the provision of employment orientation, assessments, plans and services to Public Assistance clients; to be effective January 1, 2012 through December 31, 2012 at a cost of \$335,432. County cost is \$90,136.

Orleans County Attorney, Medina, NY for the provision of 2 part-time attorneys assigned to Social Services; to be effective January 1, 2012 through December 31, 2012 at a cost of \$133,814. County cost is \$48,719.

Orleans County Computer Services, Albion, NY for the provision of computer programming, maintenance and consultation services; to be effective January 1, 2012 through December 31, 2012 at a cost of \$69,330. County cost is \$22,879.

Orleans County Office for Aging, Albion, NY for the provision of the PERS program to eligible Medicaid clients; to be effective January 1, 2012 through December 31, 2012 at a cost of \$31 per client per month. County cost is 25%.

Orleans County Office for Aging, Albion, NY for the provision of assisting select public assistance clients in applying for SSI; to be effective January 1, 2012 through December 31, 2012 at a cost of \$5,000. County cost is \$2,500.

Pathstone Corporation, Rochester, NY for the provision of safe dwelling to victims of domestic violence who are eligible for DSS payment of these services; to be effective January 1, 2012 through December 31, 2012. Rates are established by NYS Office of Children & Family Services and 2012 rates have not yet been set.

The Bonadio Group, Pittsford, NY for the provision of audits of select clients as referred by the department to assess current eligibility, to assist in review of selected future applications and to provide staff training on evaluating applications of self-employed individuals; to be effective January 1, 2012 through December 31, 2012 at a cost of \$150 per hour per auditor. County cost is \$0.

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

RESOLUTION NO. 16-112

APPROVING AGREEMENT WITH THE ORLEANS COUNTY FEDERATION OF SNOWMOBILE CLUBS

RESOLVED, that this Legislature approves an agreement with the Orleans County Federation of Snowmobile Clubs, whereby the County will administer the snowmobile trail program, including the disbursement of funds to snowmobile organizations to create and maintain trails, the development of documents required of participants in the program by NYSOPRHP and the performance of other administrative duties consistent with the program, agreement effective for the calendar years of 2012-2014; and be it

FURTHER RESOLVED, that the Orleans County Federation of Snowmobile Clubs agree to hold the County harmless in this program; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is authorized to submit any necessary applications for funding and to enter into agreements with NYSOPRHP and the Orleans County Federation of Snowmobile Clubs to implement the snowmobile trail program in Orleans County.

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

Legislator Eick moved to approve the official undertaking of the Public Employees Fidelity Bond for the Genesee/Finger Lakes Regional Planning Council. Attorney Schubel explained that under the statute, officers are required to post an official undertaking of a posted bond. In lieu of that, municipalities such as the County, is authorized to rather post the bond, to bring it under the protection of the general liability policy. This resolution is authorizing the amount in substance of the Public Employees Fidelity Bond. Legislator Rush seconded the motion. The following resolution was adopted:

RESOLUTION NO. 17-112

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

WHEREAS, the County of Orleans has appropriated the sum of \$6,647 as its share of the year 2012 operating funds of the Genesee Finger Lakes Regional Planning Council, and

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

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

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000.00; now, therefore, be it

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

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

Legislator Bower moved to approve appointments to the Safety Committee. He explained that they meet at different departments during the course of the year and make sure these offices are safe and if not, those items are recorded and corrected. Legislator Johnson seconded the motion. Chairman Callard added that the Safety Committee meets once a month and they tour one entity or department during that month. The following resolution was adopted:

RESOLUTION NO. 18-112

APPOINTING MEMBERS TO SAFETY COMMITTEE

RESOLVED, that this Legislature appoints the following members to the Safety Committee for a two-year term beginning January 1, 2012 through December 31, 2013:

David Barhite	CSEA Union Representative
David B. Callard	Legislature Chairman
Mike Christopher	OCSEA Union Representative
Erin Fuller	OCDSA Union Representative
Craig Lape	Safety Officer
Chuck Nesbitt	Chief Administrative Officer
Jim Noreck	Buildings and Grounds
Allison Schoolcraft	Nursing Home

January 11, 2012

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Paul Wagner

Jack Welch

Director of Emergency Management

Director of Personnel and Self-Insurance

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 19-112

APPROVING APPOINTMENT TO THE ORLEANS COUNTY JURY BOARD

RESOLVED, that this Legislature approves the appointment of Kenneth Rush to a two-year term on the Orleans County Jury Board, effective January 1, 2012 through December 31, 2013.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to approve the appointments to the Fish and Wildlife Management Board. He explained that this is a federal board that he sits on as a Legislative appointee, and additional appointees from Orleans County represent Sportsmen and Landowners. They represent region eight and meet in Canandaigua every other month. He appreciates being appointed to this Board. Legislator Allport seconded the motion. The following resolution was adopted.

RESOLUTION NO. 20-112

APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE MANAGEMENT BOARD

RESOLVED, that this Legislature confirms the Chairman of the Legislature's appointment of the following Sportsman and Legislative representatives to the Fish and Wildlife Management Act Board, all terms ending December 31, 2013:

Neil Newton representing the Sportsmen's Federation

Michael Elam as alternate representing the Sportsmen's Federation

Kenneth Rush representing the Legislature

William Eick as alternate Legislature representative

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

RESOLUTION NO. 21-112

**APPROVING APPOINTMENTS TO INTERCOUNTY ASSOCIATION
OF WESTERN NEW YORK**

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

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

RESOLUTION NO. 22-112

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

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

RESOLVED, that this Legislature re-authorizes the continuation of the Continuity of Government Advisory Committee as established and will be subject to reauthorization at the end of calendar year 2012.

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

RESOLUTION NO. 23-112

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

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2012 calendar year:

Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, NY 11021, providing a renewal for the software maintenance and support contract for the AccuMed software program, which is computer software utilized by the Department of Mental Health for electronic client billing and scheduling at a cost of \$8,120.70. County cost is \$568.50.

The Arc of Orleans County, 122 Caroline Street, Albion, NY 14411, providing services to the Orleans County DD population at a cost of \$234,025. County cost is \$39,831.

The Arc of Orleans County, 122 Caroline Street, Albion, NY 14411, providing supportive employment services at a cost of \$43,979. County cost is 0.

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

Moved, Eick; second, Rush.

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

RESOLUTION NO. 24-112

APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2012

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2012; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2012 as follows:

EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM PLAN

Commissions/Deposits 2012	\$ 6,200.00
Raffles	<u>200.00</u>
Total	\$ 6,400.00

PROGRAM EXPENDITURES

GCASA Contract	\$ 3,710.00
Employee of the Month Program	475.00
Summer Picnic	1,000.00
Holiday Luncheon	1,100.00
Miscellaneous	<u>115.00</u>
Total	\$ 6,400.00

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

RESOLUTION NO. 25-112

APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Jackie Tarricone	Highway - Management	1/1/12-12/31/13
Allison Schoolcraft	Villages – Management	1/1/12-12/31/13
Bryan Spangler	Mental Health - Management	1/1/12-12/31/13
Shannyn Sanger	Public Health - CSEA	1/1/12-12/31/13

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

RESOLUTION NO. 26-112

RE-AFFIRMING APPOINTMENTS TO THE ORLEANS COUNTY INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, certain individuals were heretofore appointed by this Legislature as members of the Orleans County Industrial Development Agency to specified terms as set forth in the resolutions of appointment; and

WHEREAS, subdivision 2 of section 856 of the General Municipal Law provides that members of an industrial agency shall serve at the pleasure of the appointing authority; and

WHEREAS, this Legislature is desirous of resolving any ambiguity with respect to the terms of the certain named individuals by reaffirming their respective appointments to serve at the pleasure of this Legislature; now, therefore be it

RESOLVED, that this Legislature hereby reaffirms the appointments of the following named individuals as members of the Orleans County Industrial Development Agency who shall serve at the pleasure of the Orleans County Legislature pursuant to the provisions of section 856 of the General Municipal Law of the State of New York: Kenneth DeRoller, Merle L. Draper, Paul Hendel, David Lewis, and John Misiti; and be it

FURTHER RESOLVED, that it shall be a policy of this Legislature to periodically review the appointments to the Orleans County Industrial Development Agency no less frequently than bi-annually upon the commencement of a new term of the Orleans County Legislature.

Moved, Rush; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 27-112

APPROVING AGREEMENT WITH ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND THE DEPARTMENT OF JUSTICE

RESOLVED, that this Legislature approves the Federal Equitable Sharing Agreement between the District Attorney's Office and the Department of Justice effective January 1, 2012 through December 31, 2012 allowing receipt of seized funds on Federal forfeitures; and be it

FURTHER RESOLVED, that this Legislative body hereby authorizes the Chairman of the Legislature to execute this agreement as approved by the Orleans County Attorney.

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

RESOLUTION NO. 28-112

AUTHORIZING SETTING UP NEW MONEY IN THE RECORDS MANAGEMENT BUDGET

WHEREAS, the County has received a Local Government Records Management Improvement Fund award in the amount of \$27,847 for the expansion of the county records center; be it

RESOLVED, that this County Treasurer is authorized to set up new money received from local government grant, NYS Archives for the expansion of the County Records Center, in the Records Management budget, as follows:

Revenue:

A3060	NYS Archives	\$27,847
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Appropriation:

A1460.486	Special Grants	\$27,847
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Moved, Johnson; second, Bower.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush added that the money that we pay to Genesee County for Youth Services, as Legislator Smith noted earlier, in the amount of \$8,700 has been reduced from \$21,600 last year due to the state cutting funding to the youth programs and staff is no longer needed.

Legislator Smith moved to adjourn; second by Legislator Allport.
Meeting adjourned at 5:01 p.m.

LEGISLATURE MEETING

January 25, 2012

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

The Clerk presented the following communications: The 4th Quarter Distribution of Revenue report has been submitted on behalf of the Traffic Diversion Program. Senator Catharine M. Young has confirmed receipt of Orleans County Legislature Resolution No. 301-911 which supported the multi-year state takeover of local share of Medicaid costs. As a co-sponsor on Senate Bill 5889-B, she appreciated Orleans County's support in adopting the resolution of support.

Chairman Callard asked if a Treasurer's report was submitted, which one was not.

During open discussion, Allen Lofthouse, Kendall, inquired about Resolution No. 30-112 and in what capacity do these various employees serve. Chairman Callard stated that a copy of the Local Law has been placed on the desks of the Legislature and he will see that Mr. Lofthouse receives a copy. Today it is just being presented to the Board and a Public Hearing to be set.

Mr. Lofthouse also inquired about Resolution No. 34-112. He was concerned about the dates and the the time frame of the approvals. Mr. Nesbitt advised Mr. Lofthouse that we may not get paperwork from the State until a later date, especially if we extend our grants, which we are doing in Resolution No. 34-112. We do not draw the grant down until the agreement is approved and signed. We approve these agreements when we get the paperwork from the State, which may be delayed from the actual starting date of the program.

Mr. Lofthouse asked if the property, referenced in Resolution No. 39-112, has been sold and was the County able to recoup all the interest in the real estate. Chairman Callard stated that it has not been sold and will address the Legislature with comments on this.

Paul Lauricella, Yates, inquired about Resolution No. 38-112, Support of the ALERT ACT and what it would cost the County. Mr. Nesbitt stated it is a Federal Act so we are hoping that in order to provide that capability, they will provide us with the money to carry this program out. Mr. Lauricella said he is not up on texting and technology but was wondering if it could be added to loosen up some of the gun control laws because some of these places where legitimate citizens are holding pistol permits, a lot of these murders would not take if there was an honest citizen there to take them out if they begin shooting. That is the problem that law abiding citizens can't carry in certain places and the laws are being made thinking it makes people safer but no one is save because the people who can be armed are unarmed.

Legislator Johnson commented that Chief Matt Olles, Carlton Fire Company and Paul Wagner, Director of EMO, were invited to the Governor's State of the State address on January 3rd in Albany. The Governor issued invitations to those fire personnel, law enforcement, military and naval affairs that participated in the response to Hurricane Irene and Tropical Storm Lee and we were honored to have them there. Director Wagner stated that about 300 coordinators, first responders, law enforcement, and military personnel who responded down state to assist and it was nice to be recognized for all of their efforts.

Chairman Callard explained that he wanted to address Resolution No. 35-112 hopefully to answer the question raised by Mr. Lofthouse. A resolution is on today to sell the former Jubilee building in Medina to ZOR Inc., a holding company affiliated with Evans Ace Hardware (formerly Hahn's Hardware) for a sum of no less than \$100,000. That amount represents the full amount owed on the property in back taxes as well as a portion of the interest and penalties. This is a commercial property of significant size and if properly redeveloped of significant value to the county taxpayers. The agreement conveys the county's interest in the property and sets forth the terms of sale.

The resolution states that the county has agreed to assist as a term of the sale with certain improvements to the property in the same way someone selling a home would agree to fix the septic system after an inspection showed problems with the system prior to closure. Zor Inc. will pay for all the associated materials and labor. In the event that the Zor Inc., invests \$500,000 into the property within 24 months, up to \$17,000 in labor will be forgiven.

As a reminder, the County took possession of the old Mic-Jac building and it was offered in the 2007 In Rem auction. The assessed value at the time was \$169,100 and the top bid was \$2000. It was rejected. The following year the property was again placed in the county auction and drew a top bid of \$5000 and that bid was accepted. The assessed value at that time was \$136,400 and the outstanding taxes were \$96,372.57. The county taxpayers lost \$91,372.

In the case of the Jubilee building, there is an active credible local small business owner with a plan and financing that has a desire to redevelop a distressed property in a distressed area of the village. The county has an opportunity to redevelop a piece of property that is a blight on Orleans County and the Village of Medina. There is an opportunity to grow the sales and property tax bases through a well considered placement of the distressed property. The county will also recover the entire principal owed and a portion of the interest and penalties (\$88,620 = principal, interest and penalties = \$23,630).

This is a much better result than the case of the Mic-Jac building, in which the County Taxpayers lost \$91,372, this was reached through a more proactive and well thought out strategy to market and place the property with a committed business developer. Chairman Callard hoped that answered the questions raised today.

The following resolutions were presented for adoption:

RESOLUTION NO. 29-112

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	9690-9867	\$439,717.61
Highway	871-875; 2270-2280	\$25,026.16
Nursing Home	39482-39534	\$182,311.11
Job Development	1466-1472	\$10,336.26
Self Insurance	9516, 49787-49789	\$219.48

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

RESOLUTION NO. 30-112

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 2012 REGARDING SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 8th day of February 2012 at 4:25 p.m. at the Orleans County Legislature, 3 South Main Street, Suite 2, Albion, New York.

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

RESOLUTION NO. 31-112

APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD

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

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Christopher Beyrle 1906 E. Kent Rd Kent, New York 14477	Town of Carlton	12-31-14
Kirk Myhill 10835 W. Shelby Rd Medina, New York 14103	Town of Shelby	12-31-14
Gary Watts 11577 Harrison Rd Medina, New York 14103	Town of Shelby (Alternate)	12-31-14

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

Legislator Bower moved to withdraw a resolution to approve an agreement between Stericycle and the Sheriff's Office.

RESOLUTION NO. 32-112

APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2012 calendar year:

Hillside Children's Center, Inc., 24 Main St, Mt. Morris, NY 14510, providing a program of family resiliency as a community support service for individuals with mental and emotional problems who are living in the community at a cost of \$79,111. County cost is \$0.

Hillside Children's Center, Inc., 24 Main St, Mt. Morris, NY 14510, providing customized services to children with mental and emotional problems who are living in the community at a cost of \$36,000. County cost is \$0.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 33-112

AMENDING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NYS OFFICE OF HOMELAND SECURITY

WHEREAS, Resolution No. 231-610 was approved by the Orleans County Legislature on June 23, 2010, to provide Public Health Preparedness/Response for Bioterrorism services to the Orleans County Health Department and residents of Orleans County from August 10, 2009 through August 9, 2011; be it

RESOLVED, that this Legislature approves Appendix X extending Grant Agreement T838794 with the NYS Office of Homeland Security to August 9, 2012 with no change in the contract amount; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Grant Agreement T838794.

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

RESOLUTION NO. 34-112

AUTHORIZING ORLEANS COUNTY TO ENTER INTO AN AGREEMENT WITH TROTT COMMUNICATIONS GROUP, INC.

WHEREAS, Orleans County desires to retain the services of an independent engineering consultant to accomplish certain tasks related to the conversion to a rebanded radio system including support for end-user equipment, upgrades and acquisition of a new communication network; and

WHEREAS, Orleans County desires to retain Trott Communications Group, Inc. as an independent consultant and professional engineering firm for a period of two years, effective January 25, 2012 through January 24, 2014; be it

RESOLVED, that this Legislature authorizes the Chairman to enter into agreement with Trott at a cost not to exceed \$82,610; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Emergency Management budget as follows:

<u>From:</u>		
A1990.435	Contingency Fund	\$30,460.02
A3640.860	Health Insurance	10,658.00
 <u>To:</u>		
A3640.418	Other Contractual Expenses	\$41,118.02

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

RESOLUTION NO. 35-112

AUTHORIZING EXTENSION OF AGREEMENT WITH DOHERTY COMMUNICATIONS FOR THE RADIO SYSTEM MANAGEMENT PROJECT AND TRANSFER OF FUNDS WITHIN THE EMERGENCY MANAGEMENT DEPARTMENT

WHEREAS, Resolution No. 315-1011 approved an amendment to the agreement with Doherty Communications to include the Radio System Management Project effective through January 31, 2012; and be it

RESOLVED, that said amendment is to be extended through January 31, 2013; with a cost not to exceed \$69,000; and be it

FURTHER RESOLVED, the Chairman of the Legislature is authorized to sign this agreement amendment; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds in the Emergency Management budget as follows:

<u>From:</u>		
A3640.100	Personal Services	\$48, 251
A3640.810	Retirement	9,843
A3640.820	Medicare	699
A3640.830	Social Security	2,992

A3640.840	Workers' Comp	1,035
A3640.850	Unemployment	160
A3640.880	Disability	190
A3640.860	Health Insurance	5,830

To:

A3640.452	Personal Service Contract	\$69,000
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Moved, Johnson; second, Bower.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve an agreement with Real Property Tax Service and Toshiba Business Solutions to lease a color copier. The Real Property Director was able to take advantage of a rebate therefore an actual decrease in the lease amount was obtained. Legislator Bower seconded the resolution. The following resolution was adopted:

RESOLUTION NO. 36-112

AUTHORIZING AGREEMENT BETWEEN REAL PROPERTY TAX SERVICE AND TOSHIBA BUSINESS SOLUTIONS

RESOLVED, that this Legislature authorizes an agreement between Orleans County Real Property Tax Department and Toshiba Business Solutions for a Toshiba e-studio Color Copier, Printer, Scanner, and Fax System at state bid pricing of \$117.00 per month for a 63 month lease; and be it

FURTHER RESOLVED, that this Legislature approves a \$31.55 per month service agreement which includes supplies and maintenance with a 3% annual increase under New York State Contracting pricing.

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

Legislator Bower moved to support the ALERT ACT. He explained that if a text message is sent to the 911 center today it does not go through and the center does not know it was sent, therefore could result in serious consequences. If this Legislation goes through, if a text message is made to the 911 center it would be received just the same as a telephone call to

the 911 center. Legislator Johnson seconded the motion. The following resolution was adopted:

RESOLUTION NO. 37-112

RESOLUTION IN SUPPORT OF ALERT ACT, H.R 3654

WHEREAS, the ALERT ACT would require the Federal Communications Commission (FCC) to complete a rule within one year requiring wireless phone carriers to send an error message to consumers who unsuccessfully attempt to send text messages to 9-1-1; and

WHEREAS, the ALERT ACT would require the Federal Emergency Management Agency (FEMA) Administrator to dedicate at least 10% of federal Emergency Management Performance Grant funds to the testing or implementation of equipment or services allowing the public to send text messages to 9-1-1; and

WHEREAS, wireless phone carriers are currently not required to send error messages to consumers who attempt to send text messages to 9-1-1; this has resulted in victims in crisis situations incorrectly assuming that help is on the way; and

WHEREAS, with the necessary technology already developed, 9-1-1 dispatchers in Blackhawk County, Iowa currently receive and respond to emergency text messages. During the 2007 Virginia Tech tragedy, students sent text messages to 9-1-1 as they hid from a gunman who ultimately killed 32 people. Records show that the students who were successful in reaching emergency responders via voice calls had to speak so softly that potentially vital information was sometimes not heard on the other end of the line. This tragedy showed that many young people will turn to text messaging before voice calls in panic situations; and

WHEREAS, Text-to-9-1-1 capabilities would greatly enhance the safety of those who need to silently request help without drawing an aggressors' attention, such as victims of domestic violence, burglaries, home invasions, and kidnappings; and

WHEREAS, Text-to-9-1-1 would be of great benefit to people with disabilities and others who are unable to communicate over the phone. The President of the National Technical Institute for the Deaf has

praised the ALERT Act, saying it would have a “tremendous impact in ensuring the safety of deaf and hard-of-hearing individuals everywhere.”; be it

RESOLVED, that this Orleans County Legislature does hereby support the Alert Act; and be it

FURTHER RESOLVED, that certified copies of the resolution be sent by the Clerk of the Legislature to President Obama, Congresswoman Slaughter, Senator Schumer, Senator Gillibrand, Congresswoman Hochul, NYSAC, and InterCounty of Western New York.

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

RESOLUTION NO. 38-112

APPROVING AGREEMENT FOR THE SALE OF THE COUNTY’S INTEREST IN A PIECE OF REAL PROPERTY

WHEREAS, the County of Orleans has the right to possess two parcels commonly referred to as 342 East Center Street, Medina through the Foreclosure of Tax Liens Proceeding In Rem pursuant to Article Eleven of the Real Property Tax Law; and

WHEREAS, the County of Orleans Pursuant to Article Eleven of the Real Property Tax Law is authorized to transfer said property via private treaty; and

WHEREAS, the County Legislature wishes to the extent possible recapture the back taxes and find a suitable and productive reuse of the property in a distressed area of the Village of Medina; now, therefore be it

RESOLVED, that this Legislature approves an agreement with ZOR INC., a real estate holding company associated with Evans Ace Hardware, at a sum of not less than \$100,000 conveying the county’s interest in 342 East Center Street, Medina.

Moved, Johnson; second, Bower.
Roll Call – 7 ayes – Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

January 25, 2012
Resolutions 29-38
Adopted.

Legislator Smith moved to adjourn; second by Legislator Bower. Meeting adjourned at 4:48 p.m.

LEGISLATURE MEETING

February 8, 2012

Chairman Callard called the meeting to order at 4:35 PM. After the pledge to the flag and invocation, led by Rev. Jon Rieley-Goddard of the Gaines congregational United Church of Christ, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: JP Morgan Chase has requested permission to sell a special Kids Day edition of the Buffalo News on March 20th from 6 a.m. to 8 a.m. in front of the County Office Building – at the Route 31 entrance. The proceeds from the sale of this special edition are presented to a variety of Children’s Charities throughout Western New York. The Albion Strawberry Festival Committee is requesting permission to hold its annual festival on the Courthouse Lawn on Friday, June 8th and Saturday, June 9th. Hours of operation will be from 11 a.m. to 9 p.m. on Friday and 9 a.m. to 8 p.m. on Saturday. The grounds would be used for the same purpose in the past, which is for arts and crafts and entertainment. The Board unanimously approved these requests. A resolution was received from the Niagara County Legislature for the Creation of Niagara-Orleans Regional Alliance. A retirement open house will be held for Debbie Kerr-Rosenbeck, Director of the Genesee/Orleans Youth Bureau on February 9, 2012 from 4:30-6:30 p.m. at Larry’s Steakhouse in the Batavia Room at 60 Main Street, Batavia. The Oak Orchard Watershed Protection Alliance will meet on February 15, 2012 at the Orleans County Soil and Water Conservation District Office at 7:00 p.m.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through December. She indicated that cash is still available. The January report is off to a good start but does not include any real property taxes collected. In the first week of February \$4,600,000 has arrived in real property taxes from five towns. Sales tax year-end report should be received by February 20th which will provide last year’s dollar amount to wrap up the 2011 financials.

During open discussion, Allen Lofthouse, Kendall, referenced the first paragraph of Open Meetings Law, that people must remain informed if they are to retain control over those that are public servants. He inquired about a previous discussion with Soil and Water which a statement was

made that every dollar spent has \$19 returned. Mr. Lofthouse asked Legislator Rush if that is pretty accurate and how does that work? Mr. Lofthouse said that if that is the case, that the board should take his ingenuity and put it into other various parts of county operations. Legislator Rush said that they receive a lot of grants. Legislator Allport stated that it all started with James Kingston. Through the Oak Orchard Watershed, there is an ability to get grants to buy equipment by Soil and Water and be able to share with various municipalities. It was a five year project, which protects the Oak Orchard watershed; and in every year they invest money into that project, they receive money back in grants. Legislator Allport further explained that when a farmer goes to tile a field and Soil and Water survey's the field and helps in the tiling project, putting the field back into production, they include that into the return. Mr. Lofthouse stated that grants, or taxpayer's money, have a lot to do with the return. Chairman Callard said that the return is actually more, \$50 for every dollar invested by taxpayer money, which is to assist Soil and Water. That money is leveraged through grants that have gone into the millions of dollars. Legislator Eick also added that fruit farmers erect spray barns, at least 25 to 30 are up throughout the county, and they are installed through application of grant money. These are put up by local contractors which are monies that are being returned to our County. Legislator Rush also said that programs are in place to pay for staff salaries.

Paul Lauricella, Yates, commented on Resolution No. 57-212, regarding the Board of Ethics, which he stated he had a hand in establishing. He is big on ethics and in going around to various town meetings with the Conservative Party; he sees all types of ethics violations. Mr. Lauricella stated that Comptroller DiNapoli is making his rounds in Orleans County so hopefully things will get cleaned up. Chairman Callard stated that the way the County Board of Ethics is structured; the Towns can opt into this board and have oversight if they wish. Mr. Lauricella stated that they have all adopted the code of ethics. Chairman Callard stated that they have their individual code of ethics, but not all of the Towns participate in using the County Board of Ethics.

Chairman Callard asked if any of the Legislators wished to report. Legislator Smith informed the board that it is Black History Month and he read two quotes from George Washington Carver and Jesse Owens. Legislator Smith stated that he hopes that one day we won't have Black History we will just have American History.

Chairman Callard commented that he will be giving the State of the County Message at the next meeting. As part of that, he wants to express the vision for the future and in such he has been visiting Town Supervisors and Village Mayors. He stated that he is getting a full understanding of what their goals are as they move forward. He expressed the importance of interaction between each level of government on the local Orleans County level and the importance as such as we move forward. Chairman Callard stated, “we have to consider the fact that the State is doing what it can to bring itself into order but at the same time, there are unfunded mandates but the State is trying to reduce that rate of increase which directly impacts on the taxpayers of the county and subsequently can cause a reduction in local serves.” Chairman Callard stated it behooves us all to work together to find new ways to save money to help offset the State’s spending and he further emphasized the importance of us moving outward, like we did today with Niagara County. We will be outreaching to Genesee and Monroe counties as well, he stated. Although, we do a lot with each county, we want to do even more to help benefit us all. The Chairman asked if any group or people wish to comment to him, within the next two weeks, of what their thoughts and feelings are towards the vision of Orleans County, he welcomes their calls either at the office or at home. He said it will help him develop what is really the people’s vision of Orleans County.

Legislator Allport stated that there is a website, www.mandaterelief.com, available for people to visit. This sends messages to our state elected officials that requests that Albany reduce unfunded mandate costs being pushed down to the Counties and start paying for it in Albany. A handout is available today with the website address. Paul Lauricella asked if this is the one on the County website. Mr. Nesbitt indicated that we have two up now. Enough mandates is more of an informational website. Mr. Nesbitt also said we could also make some copies available of the NYSAC brochures for our upcoming meetings. MandateRelief.com is a NYSAC sponsored website.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 39-212

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	9875-10034	\$409,326.72
Highway	876-883; 2281-2321	\$82,878.31
Nursing Home	1469-1475; 39535-39584	\$180,554.14
Job Development	1475-1483	\$17,846.50
Self Insurance	1014-1015; 49866, 49788	\$4,381.48

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

RESOLUTION NO. 40-212

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

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

Angels in Your Home, Hilton, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2012 through December 31, 2012 at rates set by NYS Department of Health. County cost is \$0.

Angels in Your Home, Hilton, NY for the provision of the Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2012 through December 31, 2012 at rates set by the New York State Department of Health. County cost is \$0.

G4S Secure Solutions f/k/a The Wackenhut Corporation, Williamsville, NY for the provision of armed security services for the County Office Building; to be effective January 1, 2012 through December 31, 2012 at a cost of \$25.96 per hour. County cost is \$8.56 per hour.

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

Legislator Johnson moved to create the Niagara-Orleans Regional Alliance, which we had a presentation on earlier during conference session, and it is a great honor to move this. She said that as past Chairman of the Public Safety Committee for the last two years, this is something that our volunteer firemen do without a blink. Mutual aid and public safety sees no county borders and now it is a stride forward to realize that a county board does not need to inhibit us. Legislator Bower seconded her motion. The following resolution was adopted:

RESOLUTION NO. 41-212

CREATION OF NIAGARA-ORLEANS REGIONAL ALLIANCE

WHEREAS, the Orleans County Legislature has demonstrated and benefitted from an ongoing commitment to regional initiatives; and

WHEREAS, while most of this Legislature's regional initiatives to date have focused on Orleans County it is clear that our region extends beyond this geographic border, and for this reason it is, therefore, desirable to extend our scope of effort as well; and

WHEREAS, cooperative efforts between Orleans and Niagara County, such as Emergency Services, have proven that successful regional initiatives are possible on a grander scale; and

WHEREAS, leadership in both Legislatures have met to discuss an organized, sustained partnership to identify and act on regional priorities for the betterment of both counties and the entire area, and have

determined that the time has come for such a partnership to come into existence; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby create the Niagara-Orleans Regional Alliance (NORA) for the purpose of advancing regional initiatives in both counties and throughout Western New York; and be it

FURTHER RESOLVED, that said partnership shall be a subcommittee of the Orleans County Legislature and of the Niagara County Legislature, and shall be co-chaired by the Chairmen of the Orleans and Niagara County Legislatures, or their designees, and shall receive operational support from both Legislatures; and be it

FURTHER RESOLVED, that said partnership will consist of two additional members from the Niagara County Legislature to be appointed by the Chairman of the Legislature, two additional members from the Orleans County Legislature to be appointed by the Orleans County Legislature Chairman, the commissioners of both counties Industrial Development Agencies/Economic Development (or designee); and be it

FURTHER RESOLVED, that the Niagara-Orleans Regional Alliance shall meet regularly to establish regional priorities and develop proposals and strategies for implementing said priorities in an effort to reduce costs, increase services, and/or have demonstrable regional impact for both counties, and shall examine such topics as Federal and State Mandate Relief, Emergency Services Narrowbanding, Lakeshore Protection, Agriculture, Economic Development, Tourism and Regional Promotion; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to Niagara County Legislature Chairman William L. Ross, Niagara County Industrial Development Agency/Economic Development Commissioner Samuel Ferraro, and Orleans County Industrial Development Agency CEO/CFO James Whipple.

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

RESOLUTION NO. 42-212

**APPROVING AGREEMENT BETWEEN MENTAL HEALTH AND
EFP ROTENBERG, LLP.**

RESOLVED, that this Legislature approves an agreement between Mental Health and EFP Rotenberg, LLP, 180 Canal View Blvd., Ste 100, Rochester, NY 14623 providing for the period of January 1, 2012 through December 31, 2012, the 2011 Consolidated Fiscal Report compliance review/audit at a cost of \$6,000. County cost is \$420.

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

Legislator Smith moved to abolish and create positions in the Department of Social Services as a result of an employee who will be retiring after over forty years of service; seconded by Legislator Allport. Legislator Allport added that these moves will save roughly \$5 per hour, \$10,000 per year. He commended DSS Commissioner Kuryla for cutting costs. The following resolution was adopted:

RESOLUTION NO. 43-212

**AUTHORIZING ABOLISHING AND CREATING POSITIONS IN THE
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services will soon have an employee retire with over forty years of service to that department; be it

RESOLVED, that this Legislature does hereby create the position of Administrative Secretary (6010.2004) in the Department of Social Services at Grade 12 of the CSEA salary schedule effective February 8, 2012; and be it

FURTHER RESOLVED, that this Legislature does hereby abolish the position of Principal Stenographer (6010.2006) effective April 27, 2012; and be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the newly created vacant position.

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

RESOLUTION NO. 44-212

AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the filling of a vacant Social Welfare Examiner position (6010.0704) in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective March 5, 2012.

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

RESOLUTION NO. 45-212

AUTHORIZING PROBATION DEPARTMENT TO RENEW MONIES FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO OPERATE THE PROBATION ELIGIBLE DIVERSION PROGRAM

RESOLVED, that this Legislature accepts monies from the New York State Division of Criminal Justice Services for the Probation Eligible Reduction Initiative; agreement effective January 1, 2012 to March 31, 2012 in the amount of \$8,456 which represents the first quarter only of 2012. Monies provide supervision and treatment to high risk offenders eligible for probation who are in jeopardy of incarceration.

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

RESOLUTION NO. 46-212

AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services with Church and Church Law Firm for the Orleans County Public Defender, at

an annual cost of \$25,236 (no increase from 2011); and said amount to be paid in quarterly installments of \$6,309, upon submission of a county voucher at the end of each quarter; agreement effective for the 2012 calendar year.

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

RESOLUTION NO. 47-212

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS AND AUTHORIZING SETTING UP NEW MONIES IN THE PUBLIC HEALTH DEPARTMENT

RESOLVED, that this Legislature approves an agreement between the Orleans County Health Department and National Association of County and City Health Officials to accept awarded funding to house the Medical Reserve Corps and undertake activities to build membership and sustainability. Contract period: December 22, 2011 through July 31, 2012
Contract amount: \$5,000. County Cost is \$0; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department as a result of a grant from the National Association of County and City Health Officials:

Revenue:

A4489	Bioterrorism Preparedness	\$ 5,000.00
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Appropriations:

A4010.452	Personal Services Contract	\$ 4,000.00
A4010.462	Travel	\$ 100.00
A4010.463	Travel other than Mileage	\$ 750.00
A4010.418	Miscellaneous	\$ 150.00

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

RESOLUTION NO. 48-212

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT
AND ROCHESTER HEARING AND SPEECH CENTER**

RESOLVED, that this Legislature approves an agreement between the Health Department and Rochester Hearing and Speech Center, 1000 Elmwood Ave, Suite 400; Rochester, NY 14620 to provide Related Services (Speech) through the 3-5 program to the eligible children of Orleans County. Contract period March 1, 2012 through February 28, 2013. Rates set by NYS Department of Health, Reimbursement from NYS Department of Health, Medicaid and some third party insurances.

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

RESOLUTION NO. 49-212

APPROVING AGREEMENT WITH MERCY FLIGHT

RESOLVED, that this Legislature approves an agreement with Mercy Flight, Inc. for the provision of necessary air medical transfers; Orleans County to pay \$5,000 for the 2012 calendar year; no increase from 2011.

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

RESOLUTION NO. 50-212

**APPROVING AGREEMENT WITH ORLEANS COUNTY CORNELL
COOPERATIVE EXTENSION**

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$219,500 for the calendar year 2012, to Cornell Cooperative Extension, such payments to be made by the County in quarterly payments of \$54,875.

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

RESOLUTION NO. 51-212

APPROVING AGREEMENTS BETWEEN THE COUNTY AND TOWNS FOR SNOW AND ICE CONTROL AND MOWING OF COUNTY ROADS

RESOLVED, that this Legislature approves the agreements between the County and the ten towns within Orleans County providing snow and ice control on County roads from October 1, 2011 through September 30, 2016; the County to pay the towns for each mile of County roads sanded and for each mile plowed as follows:

2011-2012 season at \$5,375, additional years based on CPI-U; and be it

FURTHER RESOLVED, that the agreements between the County and Towns for the mowing of County roads by the Towns are approved at a cost per mile as follows:

2012 season at \$560, additional years based on CPI-U; and be it

FURTHER RESOLVED, that the payments be made on three vouchers submitted at a rate of 1/3 of the seasonal cost a mile per each of the three mowing; and be it

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

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

RESOLUTION NO. 52-212

APPOINTING REPRESENTATIVES TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

RESOLVED, that this Legislature appoints Kenneth E. Rush, as the Legislative representative to the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2013; and be it

FURTHER RESOLVED, that this Legislature appoints Wayne Hale, Director of Planning, as Chairman Callard's alternate on the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2013.

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

RESOLUTION NO. 53-212

APPOINTING MEMBERS TO THE GENESEE TRANSPORTATION COUNCIL

RESOLVED, that the following members are appointed to the Genesee Transportation Council for a two-year term effective January 1, 2012 through December 31, 2013:

<u>Name</u>	<u>Representation</u>
David B. Callard	Legislature
Gerald Gray	Alternate
Donald Allport	Legislature
Wayne Hale	Alternate

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

RESOLUTION NO. 54-212

APPOINTING MEMBER TO THE GLOW WORKFORCE INVESTMENT BOARD

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new term membership for R.Z. Lampley, Shift Steward/Group Leader of 16-E CWA Local 81495 Lapp Insulators, 130 Gilbert St., LeRoy, NY 14482 representing the Public Sector for the At Large seat appointments on the GLOW Workforce Investment Board replacing David Guile, who has retired, such terms to be effective immediately and serve at the pleasure of the CEOs.

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

Legislator Bower moved to approve Animal Control Services Agreements with nine out of our ten towns. The Town of Kendall will be omitted because they opted not to sign this contract and offer the resolution as amended; seconded by Legislator Johnson. The following resolution was adopted:

RESOLUTION NO. 55-212

APPROVING ANIMAL CONTROL SERVICES AGREEMENTS WITH VARIOUS TOWNS IN ORLEANS COUNTY

RESOLVED, that this Legislature approves agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Murray, Ridgeway, Shelby, and Yates to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2012 through December 31, 2012; and be it

FURTHER RESOLVED, that the Towns shall pay the County the sum of money set forth in the contract in two (2) equal payments, with the first payment being due on or before July 1st and the second payment being due on or before December 21, 2012.

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

RESOLUTION NO. 56-212

AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.36) in the Sheriff's Office, at the Jail, at \$11.14 per hour effective February 9, 2012.

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

RESOLUTION NO. 57-212

APPOINTING MEMBER TO THE ORLEANS COUNTY BOARD OF ETHICS

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

RESOLVED, that this Legislature appoints the following member to the County Board of Ethics, as the County employee representative, with the following term expirations:

Name:	Address:	Term expires:
Karen Bradshaw	C/O Orleans County DSS	12/31/2014

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

RESOLUTION NO. 58-212

AUTHORIZING OUT OF TITLE PAY IN THE SHERIFF’S OFFICE

WHEREAS, the Sheriff’s Office has an employee, position 3150.45, out on medical leave; and

WHEREAS, the Sheriff’s Office needs to be in compliance with the Orleans County Sheriff’s Employees Association collective bargaining agreement; therefore be it

RESOLVED, that this Legislature authorizes payment of \$1.27 per hour per Section 6.3.1 and Section 15.2.1 to employee in position 3150.22 effective February 9, 2012; and be it

RESOLVED, that this Legislature rescinds out of title pay for position code 3150.03 as authorized in Resolution No. 33-111 effective immediately; and be it

FURTHER RESOLVED, that this Legislature authorizes this payment until this contractual obligation is relieved.

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

RESOLUTION NO. 59-212

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

WHEREAS, the full time charge nurse has transferred to a full time nursing position in the Mental Health Department; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time charge nurse position, a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time RN Charge Nurse position (Position #6030.018) for the afternoon shift at the Villages of Orleans Health and Rehabilitation Center at Grade 21 of the CSEA Salary Schedule effective February 9, 2012.

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

Legislator Eick made a motion to move into Executive Session at 5:05 p.m. to discuss a personnel matter; seconded by Legislator Bower. Motion Carried.

Legislator Allport moved to reconvene the meeting from an Executive Session at 5:25 p.m.; seconded by Legislator Eick.

With there being no further business, Legislator Allport moved to adjourn; second by Legislator Smith. Meeting adjourned at 5:26 p.m.

LEGISLATURE MEETING

February 22, 2012

Chairman Callard called the meeting to order at 4:33 PM. After the pledge to the flag and invocation led by Father Dick Cszimar of Holy Family Parish, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Eastman at Albion Courthouse Square Concert Series committee is requesting to place a sign at the corner of Rte. 31A and 98 again this year to advertise their Eastman at the Albion Courthouse Square 2012 Concert Series. The Board unanimously approved this request. The Orleans County Youth Bureau is calling for nominations for Youth Recognition Awards, the Helen R. Brinsmaid Award and the Eileen Heye Adult Volunteer Recognition Award. All nominations are due to the Youth Bureau by March 2, 2012 and will be awarded at the 30th Annual Youth Recognition Banquet which is scheduled for May 10, 2012. Chairman Callard announced the Governor Cuomo's 2012 Budget Reform and Agenda presentation on Friday, February 24 at 2pm. Sam Hoyt, Senior Vice President of the NYS Empire State Development Corporation will be giving the presentation, here in the Legislative Chambers. All are welcome to attend.

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

The people of Orleans County are good and hard-working. They are resilient and generous. They have not been deterred by the economic woes of the state and nation and its impact upon our lives. People across the county have most recently contributed several million dollars to build a state of the art library and a respite home for the gravely ill. Yet they have not forgotten those in need, nor will they ever. Volunteerism abounds assisting the people of this county. People care.

We need to continue in these efforts - standing together and working for a common good. Life must be approached in a positive and constructive manner and the negativism of the few cannot be allowed to thwart progress. This legislature has been elected by the people, serves the people, and will continue to be consistent and responsive to the people, in an effort to improve life within the county.

During the past month I have met individually with the village mayors and the town supervisors, and will soon outreach to the school superintendants to get a greater appreciation of current needs and concerns. From those meetings I have developed a synthesis of their ideas that I will discuss with you as I proceed. These ideas set the course for this year and thereafter. Dialogue will be on-going. I shall be proposing joint meetings of the representatives of the villages, the towns, and the county throughout the year. I shall call for a public forum in the spring and the fall. I ask also for the opportunity to speak before any citizen group. It is important that the people be informed and their input is critical for the overall success of our efforts. Together we shall meet the challenges that are set before us.

Before I proceed I would like to comment on two heart-warming experiences this past year. One was when a group of Albion seventh-graders extensively researched the abandoned cemetery on Route 31 where residents of the Orleans County Alms house had been buried. Through their learning experience, public interest, and assistance from the Orleans County Highway Department, that cemetery was restored, a monument was dedicated, and new landscaping put in place. Another such experience was when the legislature was approached by the American Legion posts throughout the county to commemorate the 10th anniversary of 9/11. Together a memorial stone was placed at Court House Square, adorned by a new flag pole and floral vases, and was publically dedicated. These collaborative efforts were a tribute to the people.

Perhaps the biggest challenge of the year was the comprehensive review of The Villages of Orleans Health and Rehabilitation Center. This was necessitated by the submission of its budget estimating an operating loss of \$1.1 million for 2010 and projections for 2011-2015 showing consistent growth in its annual operational deficit in each subsequent year from over \$2 million to nearly \$4 million. Since then, unexpectedly favorable rebased Medicaid rates have been established and overdue Medicaid reimbursements have been received, resulting in a significant reduction in net operating losses. We are hopeful that as we continue to expand available services revenues will increase providing needed relief to the continuing Nursing Home deficits.

Despite a great performance by the Villages in 2011, census numbers early in 2012 have been down. So it is important that we stand together

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now and concentrate on promoting our nursing home, increasing its occupancy, and strengthening its operation.

This year, the legislature plans to implement the recommendations of the energy efficiency study, implement the new county-wide emergency radio system for law enforcement, fire-fighters, ambulance, and highway workers. There will be a major overhaul to the county emergency communication system. We shall also undertake an upgrade of the county Marine Park including replacement of the decking and the south stair case.

Increased emphasis will be given to the infrastructure. Highways have been well-maintained and bridge work completed as planned, but now, with reduction in state and federal aid, very carefully planned preventive maintenance will have to be undertaken to extend the life of our existing infrastructure.

The County Legislature and the County Economic Development Agency will continue its strategic planning that focuses on site selection and targeted industries. The county possesses many of the ingredients necessary to support larger scale commercial and industrial development, but needs to pre-identify and offer a variety of shovel-ready sites. The legislature and the EDA will be analyzing the land characteristics necessary to produce a complete inventory and database of multiple appropriate sites that the county can offer for new development. This will lead to action-oriented recommendations that will ultimately lead to direct job growth.

The budget will continue to be closely scrutinized. Salaries are held to less than 1%, which is exceptional, but health insurance and New York State retirement will rise 10% and 28% respectively. The state continues to lower revenue aid to the counties, while it increases unfunded mandate costs. One such unfunded mandate cost - Medicaid - is the county's greatest expense. New York spends over \$1 billion a week on Medicaid and over \$7 billion of that cost goes to the counties. If the state assumes responsibility for this spending, then local taxes will be markedly reduced and local services increased.

The legislators review departmental operations on a monthly basis encouraging department heads to make cost saving recommendations wherever possible. I was excited when an employee director made a

\$10,000+ savings suggestion several days ago just in conversation. The legislature is also looking to reduce operational costs and increase services on a multi-county basis. While Orleans County has never formalized regional alliances with its neighboring counties, it has had informal working relationships. At the February 8th meeting of the legislature a historic first alliance was established with the creation of the Niagara-Orleans Regional Alliance (NORA). The legislature will seek next to formalize an alliance with Genesee County, then Monroe County.

On a countywide basis the best way to deal with the imposition of unfunded mandate costs will be to encourage the growth and development of businesses, to improve the housing market, and to improve the delivery of services in general. Zoning laws need to be reviewed, updated, and standardized to support one stop shops with common codes, thereby reducing costs to both the municipality and the developer, and speeding up an otherwise cumbersome process. New construction is vitally important and must be encouraged for with it comes either new jobs and/or newly established assessments to be added to the valuation base – and this ultimately leads to lower taxes. Construction is a visible sign of progress.

Part of the overall strategy to grow and develop the county should be to concentrate on the county corridors, running east to west - the northern lake front, Route 104, and Route 31, and running north to south - Route 98 and Route 63. That does not discount the importance of any other locations. The chart beside me shows where the county is at as of now with green indicating growth and development in process. There are 16 “points of progress” with two more being identified – one in Gaines and one in Ridgeway. Two “points of progress” that should be noted are the Orleans Community Health Center, that will be the first construction in the Albion Corporate Park, and the possible lake front development in the Town of Kendall that could reach up to \$30 million. Red indicates completed and open projects. The first success of the year is Pawlak’s Save-A-Lot in the Village of Holley, Town of Murray, which opened February 15th. As the year progresses we shall seek success in every village and in every town and shall visualize progress as it is made.

Each village and each town need to look at its housing stock. Dilapidated homes do not add to the overall assessed valuations of the municipality, but rather, lower it. People are discouraged from purchasing in a blighted neighborhood and those selling from within are unable to sell at

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higher prices. Dilapidated homes stigmatize a community. Each entity must also seek ways to improve its existing structures. Curbside appeal encourages growth and development.

Villages and towns determine the direction of growth and development. With user friendly zoning and codes consistent throughout the county, and an adequate delivery of water, growth and development can be promoted and take effect. The Town of Ridgeway just announced that not only is Water District 11 in process but that monies are now available for it to begin application for Water Districts 12 and 13.

The villages need to continue in their efforts to upgrade the downtowns, achieve full occupancy, and offer unique shops and fine dining. Strong business associations add much to the effort. The Town of Albion has been awarded a \$477,000 grant that will be used to improve its downtown buildings. Festivals, parades, and walking tours do much to promote the communities.

Arts and culture must be nurtured throughout the county. They are a barometer of the health of a community and serve as an uplifting experience for the residents. The Buffalo Philharmonic and Eastman Series, the library programs, and the efforts of Go-Art, to name a few, are fine examples of such and are an attracting magnet for people from outside the county. The idea of an Orleans County Historical Museum will soon become a major topic of interest.

There is much more to discuss, and much more to do, but I am convinced that the people of Orleans County are up to the task. By working together for a common good our hopes will become a reality. Thank-you.

During open discussion, Paul Rusin, Murray, extended an open invitation to attend the TEA party meetings. They are held on the third Thursday and are being held at Burger King due to some remodeling at their previous location.

Allen Lofthouse, Kendall, Conservative Party, for the most part your message was good, but this may come across as negative, I'd like to ask for an accurate accounting for the 4 cents on the gallon and also on home heating in this county. Or is it 4%? Mr. Nesbitt clarifies that it is 4% on the price per gallon. Mr. Lofthouse, when the price of gas goes up its better for you then, the higher the gas, the better off you are, right? Mr.

Nesbitt, I don't know if I'm any better off personally, I am in the same position as you are as a taxpayer. The State will find a way to use this money.

Paul Lauricella, Yates, Conservative Party, was reading the paper last week, and the Town of Yates has been audited by the State Comptroller for water improvement capital charges. My interpretation is that Mr. Schubel is the Town's attorney and the Town broke the 1993 resolution on waterline installation. They broke the Town Law and starting in 2001. In a convoluted way they stated that by creating separate water district they would be able to charge his legal fees for something that didn't require his services. If those mistakes were made in our town, he represents a lot of other towns and also the County. Those kind of mistakes are for charging for services that weren't required. Again, this is my interpretation of the article, and I would like Mr. Schubel to address that. There are a lot of water districts going on and things weren't done right and against the law. Chairman Callard stated that he could have further discussion of that, but it is not appropriate here at the County level. Mr. Lauricella stated that he brought it up here, because Mr. Schubel is the County Attorney and if mistakes were made at the Town level he is concerned. The Chairman again stated that this discussion is inappropriate here at this time and would be better dealt with at the town level. Legislator Allport added that the Towns are responsible for the water lines, the County has no say in what water districts go in or how they do. Those are Town issues. Furthermore, the State Comptroller's office audits any kind of public entity including schools.

Chairman Callard called for any other questions or concerns. Legislator Allport announced a stuffed chicken breast fundraiser for Meals on Wheels tomorrow night to be held at the Academy Street location from 4:30-7. There is dine in and take out. This helps support the Meals on Wheels program which furnishes about 40,000 meals per year to people who are in their house and can't get out. It is volunteers that deliver the meals and it is a fantastic program in our County. I would hope they would get the support. Legislator Allport also wanted to thank County Clerk, Karen Lake-Maynard and Veterans Director Paul Fulcomer for their hard work on the Thank a Vet program. I would strongly recommend if you have a family member or neighbor who is a Veteran, please have them go to the Veterans Administration Building to get the benefits they so justly deserve. Our Veterans stepped forward and volunteered to defend this nation and our constitution. Roughly 12% of

the population in Orleans County are Veterans. The benefits they earn brings approximately 16 million dollars back into the County. The Thank a Vet program is a discount card that will save them money at some of our local businesses. If you know a Vet, tell them about it. If you know a business owner, tell them about it, ask them to sign up on the card.

Legislator Johnson introduced our new Medina Central School Superintendent, Jeff Evoy. Legislators Rush and Johnson were invited to Niagara County to listen to a plan the International Joint Commission is introducing on the proposed changed on the Lake Ontario levels, which could potentially be very devastating to not only our Tourism and Sport Fishing, but to our lake frontage property owners. We have been working with Niagara through NORA to bring forward a resolution opposing this plan.

Legislator Smith shared that OTS has hired a new manager. As he gets acclimated, Legislator Smith will have him up to meet the Board and give an overview of OTS. He also read two quotes in celebration of Black History Month.

The following resolutions were presented for adoption:

RESOLUTION NO. 60-212

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	10046-10198	\$310,563.34

Highway	1476-1479	\$954.61
Nursing Home	1476-1479; 1482- 1488; 39585-39632	\$191,213.53
Job Development	1486-1492	\$14,036.68
Self Insurance	1016, 49865, 49927	\$413.04

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

RESOLUTION NO. 61-212

APPOINTING MEMBERS TO SOIL AND WATER DISTRICT BOARD

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

<u>Name</u>	<u>Representation</u>	<u>Term</u>
Bill Eick	Legislature	1/1/2012-12/31/2013
Kenneth Rush	Legislature	1/1/2012-12/31/2013

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

RESOLUTION NO. 62-212

APPOINTING MEMBERS TO EMERGENCY MEDICAL SERVICES COUNCIL

RESOLVED, that this Legislature appoints the following members to the Emergency Medical Services Council, all terms expiring December 31, 2012:

<u>AGENCY</u> <u>VOTING MEMBERS</u>	<u>NAME OF</u> <u>REPRESENTATIVE</u>
Albion Fire Department	Lee Meisner
Barre Fire Department	Craig Basinait
Carlton Fire Company	David Bertsch
Clarendon Fire Company	Donald Mosier
East Shelby Fire Department	Michael Fuller
Fancher-Hulberton-Murray Fire Company	Debbie Fiorito
Holley Fire Company	Peter Hendrickson

February 22, 2012

Resolutions 60-79

Kendall Fire Company
Lyndonville Fire Company
Medina Fire Department
Ridgeway Fire Company
Shelby Fire Company
Volunteer Ambulance – COVA
Holley Volunteer Ambulance
Orleans County Health Dept
Medina Memorial Health Care
Delegate/Adm
Lakeside Hospital Delegate / Adm.
Mutual Aid / EMS Coordinator
Orleans County Sheriff
Orleans County Dispatch
Red Cross
Mercy Flight of WNY
NON-VOTING MEMBERS
Co. Leg /Public Safety Committee

Gary Crawford
Tina Woolley
Mike Maak
Katie Tuohey
Lori Miller

Richard Fiorito
Paul Pettit
Charlie Smith

Angela Jones-Brett
Paul W. Wagner
Scott Hess
Allen Turner
Vacant
William Schutt

Orleans County Dept. of Social Services
NYS Department of Health
Orleans County Nursing Home
Orchard Manor Nursing Home
Medical Society / Physician

George Bower
Lynne Johnson
David Callard
Thomas Kuryla
James M. Mihalko
William Gillick

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

RESOLUTION NO. 63-212

APPOINTING MEMBERS TO FIRE ADVISORY BOARD

RESOLVED, that this Legislature appoints the following voting members to the Orleans County Fire Advisory Board, effective January 1, 2012 with all terms expiring December 31, 2012:

AGENCY

Albion Fire Department
Barre Fire Department

NAME OF REPRESENTATIVE

Shawn Cook
Jesse Babcock

Carlton Fire Company
Clarendon Fire Company
East Shelby Fire Department
Fancher-Hulberton-Murray Fire Company
Holley Fire Company
Kendall Fire Company
Lyndonville Fire Company
Medina Fire Department
Ridgeway Fire Company
Shelby Fire Company

Matthew Olles
Robert Freida
Allen Turner
Joe Morlino
Peter Hendrickson
Michael Schultz
Bernard Helsdon
Todd Zinkievich
Francis Woodward
Andrew Benz

and be it

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

AGENCY

NAME OF
REPRESENTATIVE

Orleans County Emergency Management	Paul W. Wagner
Orleans #2 Deputy Coordinator	Francis Gaylord
Orleans #3 Deputy Coordinator	Martin Zwifka
Orleans #4 Deputy Coordinator	David J. Hydock
Orleans #5 Fire Investigator	David Clary
Orleans #6 Fire Investigator	Walter Batt
Orleans #7 Fire Investigator	David Knapp
Radio Systems	Kevin Doherty
Legislature Chairman	David Callard
Legislator / Public Safety Committee	Lynne Johnson
Orleans County Sheriff	Scott Hess
Office of Fire Prevention and Control	Dan Hausman

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

RESOLUTION NO. 64-212

APPROVING AGREEMENTS WITH THE DEPARTMENT OF
SOCIAL SERVICES

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

Gateway-Longview, Buffalo, NY for the provision of residential foster care services; to be effective January 1, 2012 through December 31, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Med Rev Recoveries, Syracuse, NY for the provision of collection services on resources owed to DSS; to be effective April 1, 2012 through March 31, 2013. Fee is 30% of recovered funds with no upfront costs.

Medical Answering Services, Syracuse, NY for the provision of scheduling non-emergency Medicaid transportation; to be effective January 1, 2012 through December 31, 2012, at a cost not to exceed \$42,000. County cost is \$0.

Thomas Parmele, Spencerport, NY for the provision of legal services relating to Child Support matters; to be effective January 1, 2012 through December 31, 2012 at a cost of \$75/hour. County cost is \$0.

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

RESOLUTION NO. 65-212

APPROVING ANIMAL CONTROL SERVICES AGREEMENT WITH THE TOWN OF KENDALL

WHEREAS, Resolution No. 55-212 approved the Animal Control Services agreement with nine towns in Orleans County; be it

RESOLVED, that this Legislature approves the same written agreement with the Town of Kendall to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2012 through December 31, 2012; and be it

FURTHER RESOLVED, that the Towns shall pay the County the sum of money set forth in the contract in two (2) equal payments, with the

first payment being due on or before July 1st and the second payment being due on or before December 21, 2012.

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

RESOLUTION NO. 66-212

AUTHORIZING FILLING OF VACANCY IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, the Mental Health Department will soon have a person retire with over 35 years of service to the County of Orleans; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant Principal Account Clerk position (Position No. 4310.23) in the Mental Health Department at Grade 15 of the CSEA Salary Schedule, effective April 2, 2012.

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

RESOLUTION NO. 67-212

ADOPTING LOCAL LAW NO. 1 OF 2012, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, Local Law No. 1-Intro of the year 2012 was introduced at a regular meeting of the Orleans County Legislature held on January 25, 2012 and a Public Hearing was held on February 8, 2012, at which time all interested persons wishing to speak were heard; be it enacted as follows:

**COUNTY OF ORLEANS
LOCAL LAW NO. 1 of 2012**

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

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

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, per annum, January 1, 2012:

<u>Employee</u>	<u>Proposed</u>	<u>Longevity</u> <u>Bonus</u>	<u>Total Salary</u>
County Attorney	77,840		77,840
County Clerk	65,878	750*	66,628
County Treasurer	65,878	1,725***	67,603
Election Commissioners	17,420		17,420
Highway Superintendent	69,647	1,400**	71,047
Public Defender	65,878		65,878
Sheriff	75,706		75,706
Social Services Commissioner	77,840		77,840

- * Indicates 20-24 years of service
- ** Indicates 30-34 years of service
- *** Indicates 35 and over years of service

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

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

Moved, Johnson; second, Bower.
Roll Call: 7 ayes: Allport, Bower, Callard, Eick,
Johnson, Rush, Smith; 0 nays; 0 absent.
Adopted.

RESOLUTION NO. 68-212

ADOPTING GASB 54 POLICY FOR ORLEANS COUNTY

WHEREAS, the Governmental Accounting Standards Board (GASB) has adopted rules pertaining to Fund Balance for municipalities, issued Statement 54 which requires municipalities to adopt a policy on the components of the Fund Balance;, and

WHEREAS, the County Treasurer and Budget Officer did seek advice from the county's independent auditors, EFP Rotenberg, for assistance in writing such policy; and

WHEREAS, the Administration & Finance Committee did review the policy and does recommend approval at this time; therefore, be it

RESOLVED, that the Orleans County Legislature does hereby adopt the below GASB 54 policy for Orleans County.

Orleans County Fund Balance Policy
Effective December 2011

BACKGROUND:

The Governmental Accounting Standards Board (GASB) has issued Statement 54, Fund Balance and Governmental Fund Type Definitions, which will be required to be incorporated in to the County's financial statements for the year ending December 31, 2011.

The Government Finance Officers Association (GFOA) recommends that governments establish a policy on the level of unrestricted fund balance that should be maintained in the general fund.

DEFINITIONS:

GASB has replaced the earlier reserved and unreserved fund balance classifications with the following ones:

Nonspendable - Consists of assets that are inherently nonspendable in the current period either because of their form or because they must be maintained intact, including prepaid items, inventories, long-term portions of loans receivable, financial assets held for resale, and principle of endowments.

Restricted - Consists of amounts that are subject to externally enforceable

legal purpose restrictions imposed by creditors, or laws and regulations of other governments; or through constitutional provisions or enabling legislation.

Committed - Consists of amounts that are subject to a purpose constraint imposed by a formal action of the government's highest level of decision-making authority before the end of the fiscal year, and the same level of formal action is required to remove the constraint.

Assigned - Consists of amounts that are subject to a purpose constraint that represents an intended use established by the government's highest decision-making authority, or by their designated body or official. The purpose of the assignment must be narrower than the purpose of the general fund, and in funds other than the general fund, assigned fund balance represents the residual amount of fund balance.

Unassigned - Represents the residual classification for the government's general fund, and could report a surplus or a deficit. In funds other than the general fund, the unassigned classification should be used only to report a deficit balance resulting from overspending for the specific purposes for which amounts had been restricted, committed or assigned.

POLICY:

1. When resources have been spent, the County deems that they have been first spent from the highest constraint level available; therefore, they are considered to have been spent in the following order: restricted, committed, assigned, and unassigned.
2. The County will maintain an adequate fund balance in its general fund to provide flexibility and to mitigate current and future risks (e.g., revenue shortfalls and unanticipated expenditures), to ensure stable tax rates, to provide for one-time opportunities and to retain favorable credit ratings. The County will endeavor to maintain assigned and unassigned fund balance in its general fund of fifteen percent (15%) of regular general fund operating expenditures.
3. The actual level of fund balance in the County's general fund is determined in its annual financial statement, several months after the end of the fiscal year. The County's budgeting process, which culminates both in the establishment of the following year's tax rate

and the use of any appropriated fund balance, begins approximately two years in advance of the financial statement that will show the budget's results. Because of this time lag and because of the uncertainties of the budgeting process (such as the amounts of appropriated fund balance actually used each year), it is not possible to guarantee in advance a specific level of fund balance at the close of any fiscal year. Therefore, the County will use the following procedure to adjust the levels of fund balance, as necessary.

PROCEDURE:

1. Once the external auditor has reviewed the County's financial statements for the prior year and has confirmed the fund balances of the general fund, the Chief Administrative Officer/Budget Officer will recommend to the Finance Committee of the Legislature the amounts and types of assignments for the fund balance to be included in the financial statement.
2. The Finance Committee will review these assignments, discuss them with the external auditor as necessary and accept or modify the assignments prior to the presentation of the statement to the Board.
3. The Chief Administrative Officer, as Budget Officer, shall make recommendations regarding the use of fund balance to be appropriated in the following year's budget based on this policy; specifically, he shall recommend an amount that will, in his estimation, retain the requisite/appropriate level of fund balances established in this policy.

This Policy will take effect immediately.

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

RESOLUTION NO. 69-212

APPROVING SELECTION OF AND AGREEMENT WITH DILCHER
EXCAVATING & CONTRACTING FOR CONSTRUCTION OF
ORLEANS COUNTY MARINE PARK SOUTH STAIRWAY

WHEREAS, the Orleans County Planning Department issued a bid for construction of the Orleans County Marine Park South Stairway on January 24, 2012; and

WHEREAS, three bid proposals were received on February 14, 2012 and reviewed by the Planning Department and Clark Patterson Lee Engineers; and based upon that review and a letter from Clark Patterson Lee dated February 15, 2012 recommended the selection of Dilcher Excavating & Contracting of Bergen, NY; now, therefore be it

RESOLVED, that this Legislature hereby selects the firm of Dilcher Excavating & Contracting to construct the Orleans County Marine Park South Stairway at a cost not to exceed \$162,525.00 to be paid from Account A7180.486; and authorizes the Legislature Chairman to execute an Agreement with said firm upon the approval of the Orleans County Attorney and the New York State Office of Parks, Recreation, and Historic Preservation.

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

Legislator Rush stated that the stairway is 25 years old and is no longer safe. Mr. Nesbitt added that the stairs are not unsafe yet, we are replacing them before they become that way.

RESOLUTION NO. 70-212

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND STERICYCLE

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Office and Stericycle, 4010 Commercial Ave., Northbrook, Illinois to provide medical waste disposal effective January 1, 2012 through December 31, 2014; Contract No. SRCL-00346891; at a county cost of \$249 per month for the Orleans County Jail; and be it

FURTHER RESOLVED, that this Legislature understands that Stericycle reserves the right to adjust the contract price to account for operational changes it implements to comply with documented changes in

law, to cover increases in the cost of fuel, insurance or residue disposal, or to otherwise address cost of escalation.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO.71-212

**AUTHORIZING FILLING VACANCY IN THE
HIGHWAY/BUILDINGS AND GROUNDS DEPARTMENT**

WHEREAS, an employee has recently retired in the Orleans County Highway/Buildings and Grounds Department; now, be it

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Custodian position (position #1620.25), Grade 6 of the CSEA Salary Schedule, effective February 23, 2012.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 72-212

**APPROVING MASTER LEASE BETWEEN COMPUTER SERVICES
AND DELL FINANCIAL SERVICES**

RESOLVED, that this Legislature approves a Master Lease between Computer Services and Dell Financial Services, LLC, Public Segment Lease Administration, One Dell Way, RR3-56, Round Rock, TX 78682 to set general terms and conditions in acquiring computers, servers, laptops, etc. through the Dell Financial leasing program; and be it

FURTHER RESOLVED, that this Master Lease will be subject to review five years from its execution; and be it

FURTHER RESOLVED, that leased items will be added to the Master Lease by an approved acquisition of equipment schedule, by following the Orleans County Purchasing and Procurement Policy, which will set forth it's terms and conditions that pertain to the acquired leased equipment.

February 22, 2012

Resolutions 60-79

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 73-212

AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.28) in the Sheriff's Office, at the Jail, at \$11.14 per hour effective February 23, 2012.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 74-212

APPROVING GRANT EXTENSIONS BETWEEN THE ORLEANS COUNTY SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES

RESOLVED, that this Legislature approves grant extensions between the Sheriff's Office and New York State Division of Criminal Justice Services to be effective January 1, 2011 through June 30, 2012, a sixth month extension, for the following projects:

The Orleans County Community Service Program (Contract #T523462) which provides an alternative to incarceration whereby defendants are placed with the Orleans County Sheriff's Office work Program with total funds of \$8,399.

The Orleans County Pretrial Release Program (Contract #T523463) which provides defendants placed in the Orleans County Jail a non-financial means of bail, where they are supervised in the community to reduce the unsentenced population of the jail with total funds of \$8,297.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 75-212

APPROVING AGREEMENTS BETWEEN SHERIFF'S OFFICE AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following agreements with the Orleans County Sheriff's Office:

Watch Systems, LLC, 516 E. Rutland St. Covington, LA 70433 for the implementation and use of software program used to track and notify residents of sex offenders at an annual cost of \$3,500 effective January 8, 2012 through January 7, 2016.

Ontario County Sheriff, 74 Ontario Street, Canandaigua, NY 14424, for the housing of Orleans County inmates in the Ontario County Jail at a cost of \$85 per prisoner/per day, effective January 1, 2012 through December 31, 2012.

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

RESOLUTION NO. 76-212

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

RESOLVED, that this Legislature approves an agreement between the Health Department and New York State Department of Health, Division of Family Health, Fiscal Unit, Empire State Plaza, Corning Tower, Room 878, Albany, NY 12237-0657, to provide services through the Childhood Lead Poisoning Prevention Program. Contract period October 1, 2011 through September 30, 2012. Contract amount \$45,573. Reimbursement from New York State Department of Health. County cost is \$0. Contract#C026526.

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

RESOLUTION NO. 77-212

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND HISCOCK & BARCLAY

RESOLVED, that this Legislature approves a Retainer agreement between the Villages of Orleans Health and Rehabilitation Center and Hiscock & Barclay, 2000 HSBC Plaza, 100 Chestnut St, Rochester, NY 14604 to provide corporate compliance legal services on an as needed basis. The hourly billing rates set forth in the schedule and are subject to change at the beginning of each calendar year; this retainer agreement is effective through December 31, 2013.

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

Legislator Allport added that anyone who has a friend or family member that is scheduled for surgery to please come back to The Villages for rehabilitation. Out of county hospitals do not promote our rehabilitation center, but please ask that they come back here.

Legislator Rush added that he would like to recommend the facility, twice.

RESOLUTION NO. 78-212

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

WHEREAS, a part-time time RN Charge Nurse has transferred to a full-time RN Charge Nurse at The Villages; and

RESOLVED, that this Legislature authorizes the filling of a vacant part-time RN Charge Nurse position (Position #6030.016) at the Villages of Orleans Health and Rehabilitation Center at Grade 21 of the CSEA Salary Schedule effective February 23, 2012.

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

RESOLUTION NO. 79-212

A RESOLUTION OPPOSING GOVERNOR ANDREW M. CUOMO'S PROPOSED BUDGET RECOMMENDATION TO CURTAIL CURRENT NEW YORK STATE FUNDING TO THE ROSWELL PARK CANCER INSTITUTE AND TO ELIMINATE NEW YORK STATE FUNDING ENTIRELY BY MARCH 2014, CEASING NECESSARY STATE FUNDING STREAMS.

WHEREAS, Roswell Park Cancer Institute (RPCI) is America's first cancer center founded in 1898 by Dr. Roswell Park with a revolutionary model of "multidisciplinary approach" to cancer with scientists and clinicians working in concert and in consult has become the standard by which all modern-day comprehensive cancer centers are measured; and

WHEREAS, RPCI is a treasured world class hospital with outpatient and research operations saving lives of New Yorkers; and

WHEREAS, RPCI is a beacon of help, hope, and cure to the residents of upstate New York; and

WHEREAS, RPCI has been funded by the New York State as a cutting edge research center and clinical care facility for over 100 years; and

WHEREAS, RPCI is America's First Comprehensive Cancer Center and is nationally recognized for its first class cancer treatment and cutting edge research; and

WHEREAS, RPCI has made fundamental contributions to reducing the cancer burden and has successfully maintained an exemplary leadership role in setting the national standards for cancer care, research and education; and

WHEREAS, RPCI returns to New York State \$5 for every \$1 invested, created 1,000 new jobs, designated as one of only 40 National Cancer Institute comprehensive cancer centers in the United States and the only one operating upstate; and

WHEREAS, RPCI is a founding member of and the heart of the Buffalo Niagara Medical Campus; and

WHEREAS, RPCI trains 294 clinical residents/oncology fellows annually as well as 75 postdoctoral research fellows, 112 predoctoral graduate students and hosts 54 high school and college summer research students; and

WHEREAS, RPCI has been recognized by US News & World Report as one of the Best Hospitals for Cancer, ranked 27th in the nation in 2011; and

WHEREAS, RPCI research and innovation has produced 9 spin-off companies in the last 10 years; and

WHEREAS, RPCI has been designated Leapfrog Top Hospital for Patient Safety and Quality Care 1 of 65 from a field of nearly 1,200 nationwide for 2 consecutive years; and

WHEREAS, RPCI developed the Prostate Specific Antigen (PSA), the international standard for prostate cancer screening; and

WHEREAS, RPCI pioneered Photodynamic Therapy (PDT) which uses a light sensitive drug and lasers to treat various cancers; now, therefore be it

RESOLVED, that the withdrawal of New York State funding to Roswell Park Cancer Institute could seriously impact the world class patient care along with devastating the ground breaking, internationally recognized research and innovation that is saving lives, advancing medical science and contributing significantly to the economy of New York State this body hereby requests that New York State in its fiscal year 2012 budget provide the \$118 million annual funding for Roswell Park Cancer Institute; and be it

FURTHER RESOLVED, that certified copies of this resolution be sent to Governor Andrew Cuomo; Lieutenant Governor Robert Duffy; Members of the Western New York State Legislature delegation; Members of the Western New York Federal Delegation; the Commissioner of the New York State Department of Health, Dr. Nirav

Shah; and President and CEO of RPCI, Dr. Donald Trump; NYSAC; and InterCounty of Western New York.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called for any old business. He then thanked everyone for coming today and stated that the public's input is very important to us.

Legislator Bower moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:15 p.m.

LEGISLATURE MEETING

March 14, 2012

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

The Clerk presented the following communications: The Orleans County Chapter of ABATE of New York has scheduled this year's Motorcycle Safety & Awareness Rally for Sunday, May 6, 2012. They are requesting permission to use the County Courthouse steps again and access to an electrical outlet for the rally on May 6th from Noon to approximately 3 p.m. The Board was unanimously in favor of them holding their Rally at Courthouse square.

Legislator Rush presented a proclamation to Kelly Kiebala, Executive Director of Go ART!, proclaiming March as Arts Awareness Month in Orleans County. Kelly presented information to all of the Legislators on Arts Awareness Month and thanked Legislator Allport for attending the grants awards dinner last Friday night. Legislator Allport indicated it was an honor to attend.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through February 2012. The bottom looks very good and must credit the Town tax collectors for speeding up their tax receipts to the County Treasurer because they are over \$2.3 million in what they turned in at this time last year. Treasurer Heard stated that the Town tax collectors are doing a good job.

During open discussion Chairman Callard welcomed former chairperson Marcia Tuohey who is present today. He requested comments from the floor.

Paul Lauricella, Yates, stated he had a concern with Resolution No. 88-312. He stated that he has a hard time getting his hands around paying for promiscuous people, who don't work; and a problem with funding Planned Parenthood, an agency which murders babies. He indicated that he is pro-life and with his convictions, he cannot support it.

Paul Rusin, Murray, stated that he has been reviewing County local laws concerning gun control. He referenced several common locations, (i.e. Littleton, Colorado; Virginia Tech, a Georgia Courtroom,) where they have all been victim disarmament zones. The people responsible for them were lawmakers. They disarmed them before entering certain locations. He referenced a woman, who became a Senator in the Texan government, who spoke eloquently to the federal government on how she had to sit and watch her parents be shot to death because the gun she had in her car could not be brought into the cafeteria to protect herself. He read Orleans County Local Law 3 of 1993. He indicated that Local Law No. 4 of 1993 amended section 2 of Local Law No. 3 of 1993. Mr. Tinker Young, Chairman of SCOPE, helped in making the amendment happen per Mr. Rusin. He said first and foremost the second amendment says that the right to keep arms shall not be infringed. He provided the definition of infringe. In summary, he said that our second amendment right allows that every citizen in the United States shall have some form of weapon on them at all times to protect themselves, fellow man, or our country against attack. Chairman Callard asked if Mr. Rusin has a request of the Legislature. Mr. Rusin stated that he would like to see Local Law #3 and #4 of 1993 repealed because he personally felt it is unconstitutional and it does not, in any way, protect the people that work for the county, or people that come to the county buildings or people that are fired by the county.

Legislator Johnson moved to add two resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 80-312

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the

Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10210-10423	\$619,259.64
Highway	884-893; 2322-2361	\$247,608.14
Nursing Home	1490-1497; 39633- 39691	\$249,181.99
Job Development	1497-1501	\$14,840.48
Self Insurance	49927, 49929- 49931; 49988; 49990-49991; 50053-50054, 50056-50057	\$48,874.97

Moved, Allport; second, Smith
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 81- 312

APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND PATHSTONE CORPORATION

RESOLVED, that this Legislature approves an agreement between Mental Health and PathStone Corporation, 400 East Ave., Rochester, NY 14607 providing, for the period of January 1, 2012 through December 31, 2012, entitlement specialist services for the Albion Correctional Facility at a cost of \$66,776. County cost is 0.

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

Legislator Bower moved to approve an agreement with Monroe Veterinary Associates and the reason for this agreement going to Monroe County is because no veterinarians could provide these services when asked in Orleans County. Legislator Johnson seconded the motion. Legislator Allport asked if Genesee County was providing the cremations. Mr. Nesbitt indicated that he believes the Genesee County still does the cremation. This agreement came about because of an Agricultural and Markets audit where they cited a deficiency where we do not have 24/7

coverage and this is the standard contract this agency could offer us. The following resolution was adopted:

RESOLUTION NO. 82-312

APPROVING AGREEMENT WITH ORLEANS COUNTY SHERIFF'S OFFICE AND MONROE VETERINARY ASSOCIATES

RESOLVED, that this Legislature approves the agreement between the Sheriff's Office and Monroe Veterinary Associates for 24-hour professional vet services through December 31, 2012, as follows:

- \$45 Per emergency examination
- \$18 Per euthanasia
- \$20 Minimum or \$1 per pound whichever is more for Cremation Service

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 83-312

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

WHEREAS, funds in the amount of \$12,362 from the 2011 Central Repair Account have been reverted to the County's Reserve Account; and

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

RESOLVED, that the County Treasurer is hereby authorized to set up funds from the reserve account in the amount of \$11,646 to Central Repair Account A1615.443 – Central Repairs to Office Equipment, and \$716 to Account A1615.453 – Central Repair Telephone and Communications.

Moved Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 84-312

APPOINTING MEMBER TO THE EMERGENCY MEDICAL SERVICES COUNCIL

RESOLVED, that this Legislature appoints an additional member to the Emergency Medical Services Council (Res. No. 62-212), with term expiring December 31, 2012:

<u>AGENCY VOTING MEMBER</u>	<u>NAME OF REPRESENTATIVE</u>
Volunteer Ambulance – COVA	Chris Atwell

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

RESOLUTION NO. 85-312

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

RESOLVED, that this Legislature approves the agreement between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY for the appropriation of funds provided under HHS 2011 Voting Access for Individuals with Disabilities (VOTE) Grant Program, Contract #T003290, for Polling Place Access Improvement funding in the amount of \$1,609 for the term of January 1, 2012 until September 30, 2016.

Moved, Smith; second, Allport.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 86-312

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

RESOLVED, that this Legislature approves the APPENDIX X extensions for each of these prior agreements between the Orleans County

Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY; with such extensions extend the period of time that funds are available from April 1, 2012 until March 31, 2013, as follows:

Contract #T002560 Voter Education and Poll Worker Training Program
Original Funding Amount - \$23,131 (Resolution No. 116-311)

Contract #T002676 NYS Voting Access for Individuals with Disabilities
Polling Place Access Improvement Grant
Original Funding Amount - \$11,565 (Resolution No. 78-210)

and, be it

FURTHER RESOLVED, that this Legislature acknowledges that all other provisions of said agreements shall remain in full force and effect.

Moved, Smith; second, Bower.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 87-312

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND KEVIN ALLEN

RESOLVED, that this Legislature authorizes the District Attorney's Office to enter into an agreement with Kevin R. Allen, 19 Hutchins St., Batavia, NY to provide legal services particularly with respect to research and drafting of appeal briefs effective February 24, 2012 through December 31, 2012 with rate of payment to be commensurate with assigned counsel rates.

Moved, Bower; second, Johnson.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 88-312

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Public Health Department and the following agencies:

Oak Orchard Community Health, 300 West Ave., Brockport, NY 14102 to provide Medical Consultant Services for several programs through the Orleans County Health Department. Contract period January 1, 2012 through December 31, 2012. Contract amount \$15,000. Contract reimbursement from NY State Aid.

Planned Parenthood, 114 University Ave., Rochester, NY 14605 to provide testing and treatment to the Uninsured and Underinsured residents of Orleans County for Sexually Transmitted Infections. Contract period January 1, 2011 through December 31, 2015. Contract reimbursement from NY State Aid and grant monies.

Moved, Rush; second, Smith.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 89-312

AUTHORIZING SETTING UP NEW MONIES IN SHERIFF'S BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from Belinda Everett and Marion Metott for help she received from Deputy Mike Mele, as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$50
 <u>Appropriation:</u>		
A3110.418	Other Contractual Expenses	\$50

Moved, Bower; second, Johnson.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 90-312

APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR CERTAIN APPOINTED OFFICIALS

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (bi-weekly pay periods)
APPOINTED OFFICIALS					
1 st Asst District Attorney	Susan Silliman	6	8/1/2011-12/31/2012	N	30.67

and, be it

FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

Moved, Johnson; second, Bower.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 91-312

A RESOLUTION ESTABLISHING OFFICIAL INTENT OF THE COUNTY OF ORLEANS TO ULTIMATELY FINANCE VARIOUS ENERGY IMPROVEMENT PROJECTS.

WHEREAS, the County of Orleans is considering entering into an energy performance contract with Wendell Energy Services, LLC; and

WHEREAS, in order to allow the County to advance funds for various costs associated with this project, it is necessary to establish the intent of the County to ultimately reimburse any such advances from a subsequent financing; now, therefore be it

RESOLVED, that the County of Orleans hereby declares its official intent to reimburse any advances made in connection with the aforementioned energy performance contract project from a subsequent financing.

Moved, Johnson; second, Bower.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 92-312

AMENDING AND APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD

RESOLVED, that this Legislature amends Resolution No. 31-112 by making the following member an alternate to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Christopher Beyrle	Town of Carlton	12-31-14

1906 E. Kent Rd
Kent, NY 14477

(Alternate)

and, be it

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

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Terrance Brown 1544 East Kent Road Kent, NY 14477	Town of Carlton	12-31-14

Moved, Rush; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 93-312

APPOINTING MEMBER TO THE GLOW WORKFORCE INVESTMENT BOARD

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new term membership for Martha Costello, NYS Department of Labor Regional Manager representing an At Large seat appointment on the GLOW Workforce Investment Board replacing Kathy Marnell from the NYS Department of Labor, such term to be effective immediately and serve at the pleasure of the CEOs.

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 94-312

RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE TO AMEND TITLE 1 OF ARTICLE 5 OF THE PUBLIC AUTHORITIES LAW, CHAPTER 870, LAWS OF NEW YORK 1939 AS AMENDED, POWER AUTHORITY LAW SECTION 1004 REGARDING APPOINTING TRUSTEES TO THE NEW YORK POWER AUTHORITY SO THAT AN ORLEANS COUNTY AND/OR NIAGARA COUNTY RESIDENT WILL ALWAYS HAVE A

PERMANENT SEAT ON THE NEW YORK STATE POWER
AUTHORITY BOARD OF TRUSTEES

WHEREAS, the New York Power Authority (NYPA) is a public benefit corporation established in 1931; and

WHEREAS, the Authority was created by the Public Authorities Law, the Power Authority Act, Article 5 -Public Utility Authorities Title 1 - Power Authority of the State of New York, Section 1002, as a body corporate and politic and as a public benefit corporation of the State of New York; and

WHEREAS, the New York Power Authority By-Laws states that Public Authorities Law, Section 1004 authorizes the number, terms, appointment, and process of filling vacancies of trustees; and

WHEREAS, currently the NYPA Board of Trustees consist of seven members, none of which are from Orleans or Niagara Counties; and

WHEREAS, the Niagara Power Project is currently the largest generator of power of any NYPA facility, Orleans County and/or Niagara County deserves to have at least one permanent seat on the NYPA Board of Trustees to represent the needs, interests, and the concerns of the County of Orleans and the County of Niagara; and

WHEREAS, this Representative would be an asset to the Orleans/Niagara region, and would help to ensure that power produced at the largest electricity-production plant in the state is used to lower cost, create jobs, and provide relief to families now paying some of the highest energy rates in the nation; now, be it

RESOLVED, that the Orleans County Legislature requests that the New York State Legislature introduces a bill amending the Public Authorities Law to state that the seven member Board of Trustees have at least one permanent seat for an Orleans County and/or Niagara County resident, to be duly appointed by the Governor of the State of New York and confirmed by the New York State Senate; and be it

FURTHER RESOLVED, that the County of Orleans shall forward copies of this Resolution to Governor Andrew M. Cuomo; Senator George Maziarz; Assemblyman Steve Hawley; Assemblyman John Ceretto;

Michael J. Townsend, Chairman, New York Power Authority; Niagara County Legislature; Niagara-Orleans Regional Alliance Members, James Whipple, CEO/CFO - Orleans County IDA, Samuel M. Ferraro, Executive Director - Niagara County IDA, NYSAC; and be it

FURTHER RESOLVED, that a copy of this Resolution be also forwarded to Senator Charles E. Schumer, Senator Kirsten Gillibrand, Congresswoman Kathy Hochul, Congresswoman Louise M. Slaughter, and Congressman Brian Higgins and that a response be requested from each elected official.

Moved, Johnson; second, Bower.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 95-312

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

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

RESOLVED, that this Legislature authorizes the Housing Choice Voucher Contract Extension Agreement through the New York State Housing Trust Fund Corporation, with no contract changes, and shall continue until such time that this contract extension is replaced with a revised contract or not later than December 31, 2012.

Moved, Smith; second, Rush.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 96-312

A RESOLUTION IN SUPPORT OF KEEPING ALL OF ORLEANS COUNTY IN THE 139TH ASSEMBLY DISTRICT

WHEREAS, the proposed state's Legislative Task Force on Demographic Research and Reapportionment has re-drawn district lines for the 139th assembly district; and

WHEREAS, the proposed plan for the 139th assembly district excludes the Town of Shelby; and

WHEREAS, half of the Village of Medina is incorporated within the town lines of the Town of Shelby; and

WHEREAS, this redistricting results in divided representation in Orleans County, and within the Village of Medina, damaging the ability of the people of Orleans County to express views on issues in a unified and constructive manner; now, be it

RESOLVED, that the Orleans County Legislature requests that the state's Legislative Task Force on Demographic Research and Reapportionment to submit a plan that restores state legislative representation of Orleans County to a unified geographic district and the entirety of the County of Orleans be included into the 139th Assembly District for the sake of continuity and unity; and be it

FURTHER RESOLVED, that the Clerk shall forward certified copies of this resolution to Robert Oaks, Assembly Minority Representative LATFOR; Assemblyman Hawley, Town of Shelby and Village of Medina.

Moved, Johnson; second, Allport.
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

RESOLUTION NO. 97-312

ORLEANS COUNTY LEGISLATURE RESOLUTION TO SUPPORT FULL CASINO GAMING AT THE NINE EXISTING RACINOS IN NEW YORK STATE

WHEREAS, in September 1973, eleven western New York counties and 2 cities established the Western Regional Off-Track Betting Corporation, they being Cattaraugus, Chautauqua, Erie (and the City of Buffalo), Genesee, Livingston, Monroe (and the City of Rochester), Niagara, Orleans, Seneca, Steuben, and Wayne, as enabled by state law; and

WHEREAS, these municipal "stockholders" chose to exercise that local option to form such a corporation that dictated local control by those municipalities over such gaming activities in their respective communities; and

WHEREAS, the start-up costs of this enterprise were funded solely by these initiating counties from their own treasuries of taxpayer money and represented no state money nor allowed for any state sharing of this purely local venture; and

WHEREAS, since those eleven counties voted to form Western Regional Off-Track Betting Corporation, an additional four western New York counties have joined them in the local control of such gaming activities that has since 1973 generated over \$209 Million in operating and surcharge revenues to the taxpayers of those participating municipalities; and

WHEREAS, now, the Governor and State Legislature are considering a Constitutional Amendment to allow casino gaming in the State of New York; and

WHEREAS, the participating municipalities of Western OTB as its shareholders have a *pro-rata* financial interest in the \$39 million of net equity re-invested in its 30-plus corporately-owned branch facilities and the track and casino at Batavia Downs; and

WHEREAS, Batavia Downs Casino (WROTB) has proven to be a successful Public Benefit Corporation to Orleans County returning over \$2.1 million dollars to Orleans since its inception, with enhanced casino gaming allowed at Batavia Downs Casino it will provide over \$86 million dollars in capital construction spending resulting in 552 direct construction jobs, increases in impact of the first full year of operation will result in over 449 jobs at an output of over \$20.5 million dollars; and

WHEREAS; the nine New York State Racino's have proven to be a successful business partner with New York State and have provided gaming in a socially responsible and economically sensible manner; now, be it

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RESOLVED, that the Orleans County Legislature, support Batavia Downs Casino and the eight racino facilities presently licensed for video gaming to be authorized for full Casino gaming; and be it

FURTHER RESOLVED, that each member of the New York State Legislature and Governor be urged to join this Legislature in support for full casino gaming at Batavia Downs and further support the other New York State Video Gaming Licensees.

Moved, Bower; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

After Pastor Roy Harriger performed the benediction, Legislator Bower moved to adjourn; second by Legislator Rush. Meeting adjourned at 4:57 p.m.

LEGISLATURE MEETING
March 28, 2012

Chairman Callard called the meeting to order at 4:37 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present, with the exception of Legislator Rush.

The Clerk presented the following communications: Susan Heard, Orleans County Treasurer, provided a listing of Real Property Tax Refunds that have been issued to date. A letter has been received by Senator Patrick Gallivan, 59th District, advising that in the recent adoption of budget resolutions, both the Senate and Assembly Majorities denied the proposal to withdraw Roswell Park's state support by 2014. He also indicated that the Senate also proposed to restore \$25 million in funding that was cut by the Governor. Orleans County Office for the Aging will be holding their Annual Volunteer Luncheon on April 18, 2012 at Noon at the Albion First Methodist Church. The Town of Kendall will be holding their Opening Ceremony for the Kendall 2012 Bicentennial Celebration on April 28, 2012 at 7:00 p.m. at the David J. Doyle Kendall Jr/Sr. High School with a reception to follow. The Orleans County Youth Board will hold their 30th Annual Youth Recognition Banquet on May 10, 2012 at Hickory Ridge - registration and social hour is at 6 p.m. with dinner beginning at 6:30 p.m.

Legislator Bill Eick, Chairman of the Health Committee and James Graziano, Director of Mental Health presented a Special Recognition Certificate to Sharon Ludwick who was recognized for 35 years of services to the County of Orleans. Mrs. Ludwick will be retiring after working 35 years at the Orleans County Mental Health Department starting as a stenographer, then moving to a Senior Typist and then advancing to a Principal Account Clerk in 1983. Mr. Graziano also thanked her for her thirty five years of dedication to the Mental Health Department and wished her well.

During open discussion, Paul Rusin, Murray, commented regarding the resolutions pertaining to the elderly and the weatherization programs. He said it has been about 35 to 40 years since they started the weatherization program and he thinks that all the homes should be weatherized so he does not know why money continues to be authorized for this program. Mr. Rusin questioned Resolution No. 103-312 which abolishes two positions, grade 10 and grade 8 and creates two positions both at grade 18. Mr.

Nesbitt stated that two positions are being abolished and one is being created. Mr. Rusin also questioned Resolution No. 109-312 regarding rabies vaccinations at a cost of \$1,900 per person which he thinks is excessive. He also stated that First Niagara Bank is taking over some of HSBC branches and he feels that in Resolution No. 114-312 that those banks are a little heavily weighted and funds should be redistributed to the other banks. He stated reports also said under HSBC management there was quite a bit of malfeasance because a lot of money was placed in dummy funds and corporations; loans were given and then people were going bankrupt. He feels there is a problem there and he thinks money should be taken out of First Niagara/HSBC and placed at other banks. He also brought up again Local Law No. 3 and 4 of 1993 and asked if it can be repealed.

Chairman Callard asked if any of the Legislators would like to speak. Legislator Bower stated that he reads a lot of letters to the editor. He recently read one on March 26, 2012 in the Journal Register in respect to suspending the tax on fuel provided by Mr. Lofthouse. Legislator Bower stated he thinks it would be a great idea to do it but Orleans County generates roughly 3 to 4 million dollars from that tax. What that really means, would be a \$2 to \$3 increase per thousand on your tax rate if we eliminate that. We still need that money and it would be a 25% to 30% raise in the property tax. If the State could be convinced to reduce the mandates that are imposed on the County of Orleans by 3 to 4 million dollars, he would be glad to sponsor a bill on the Orleans County Legislative floor to remove the tax that Mr. Lofthouse is complaining about. Legislator Bower indicated that he does not like the tax either and he does not know how to generate the 3 to 4 million dollars elsewhere. Legislator Bower asked Mr. Lofthouse if he had any good ideas to do eliminate the tax, he would be glad to sit down with him.

Legislator Eick updated the board on the Marine Park stairs. He stated that the stairs have been removed by the Highway/Buildings and Grounds Department. The new stairs will be installed very soon.

The following resolutions were presented for adoption:

RESOLUTION NO. 98-312

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	10442-10584	\$201,706.57
Highway	No Claims	
Nursing Home	1502-1513; 39692-39739	\$859,611.75
Job Development	1504-1509	\$5,066.71
Self Insurance	1017,50054-50055, 50129	\$89,213.15

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Allport moved a resolution for preventative maintenance project funding for the Waterport Bridge; seconded by Legislator Smith. Chairman stated it is for the Waterport Bridge over the Oak Orchard Creek in the Town of Carlton. Mr. Nesbitt mentioned how this relates to our earlier conference session presentation by John Papponetti. He said that the replacement of the bridge could cost about \$30 million but the maintenance program that has been discussed is about \$1.3 million investment and if we are fortunate enough to get Marcheselli funding with the federal funding then 95% of it would be paid for, with only 5% being paid for by the County. The following resolution was adopted:

RESOLUTION NO. 99-312

AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE MARCHISELLI PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS

WHEREAS, a Project for the Preventative Maintenance of Waterport Road Bridge over Oak Orchard Creek, Town of Carlton, Orleans County, PIN 4755.29, BIN 1044370 (the “Project”) is eligible for funding under title 23 U.S. code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Orleans desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Preliminary “Engineering” and “Right of Way” Incidentals; and be it

RESOLVED, that the Orleans County Legislature, hereby approves the above subject project; and be it

FURTHER RESOLVED, that the Orleans County Legislature hereby authorizes the County of Orleans to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary “Engineering”, and “Right of Way” Incidentals work for the Project or portions thereof; and be it

FURTHER RESOLVED, that the sum of \$144,000 is hereby appropriated from the Orleans County Legislature and made available to cover the cost of participation in the above phase of the Project with a contract end date of February 23, 2021; and be it

FURTHER RESOLVED, that in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, the Orleans County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Orleans County Legislature with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 100-312

AUTHORIZING TEMPORARY INCREASE OF HOURS FOR EMPLOYMENT AND TRAINING COUNSELOR IN THE JOB DEVELOPMENT AGENCY

WHEREAS, the Summer Youth Program requires assistance for staffing by a temporary Employment and Training Counselor each year; now, therefore be it

RESOLVED, that this Legislature authorizes a temporary increase in hours for the part-time Employment and Training Counselor assigned to the youth participants to 35 hours weekly for the period June 4, 2012 to August 31, 2012 to accommodate increased work for the Summer Youth Program. This is contingent on receiving funding.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 101-312

APPROVING AGREEMENT BETWEEN THE PROBATION DEPARTMENT AND AUTOMON CORPORATION

RESOLVED, that this Legislature approves an agreement between the Probation Department and Automon Corporation, 10450 N. 74th St, Suite 210, Scottsdale, AZ 85258, for a maintenance contract to maintain the Probation Case Management System (Caseload Explorer) for the term of June 21, 2012 through June 21, 2013 at a cost of \$6,690.

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

RESOLUTION NO. 102-312

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

RESOLVED, that this Legislature approves an agreement between the Health Department and New York State Department of Health, Division of Family Health, Fiscal Unit, ESP Corning Tower, Rm. 878, Albany, NY 12237-0657, to provide services through Early Intervention Administration. Contract period from October 1, 2011 through September 30, 2012. Contract #C027498. Contract amount \$46,975. Reimbursement at 100%. County Cost is \$0.

Moved, Eick; second, Smith.
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 103-312

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE OFFICE FOR THE AGING

WHEREAS, New York State Office for the Aging has notified the Orleans County Office for the Aging that our budgeted revenue for WRAP funding as of April 1, 2012 is being eliminated; therefore, be it

RESOLVED, that this Legislature hereby authorizes the abolishing of a vacant part time position of Senior Account Clerk Typist (Position 6772.16) at Grade 10 of the CSEA salary schedule effective March 29, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the abolishing of the position of Community Services Worker (Position 6772.05) at Grade 8 of the CSEA salary schedule effective upon the appointment of the Aging Service Account Clerk Specialist; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the creating of the position of Aging Service Account Clerk Specialist at Grade 13 of the CSEA salary schedule effective April 9, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of the vacant position of Aging Service Account Clerk Specialist at Grade 13 of the CSEA salary schedule effective April 9, 2012.

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 104-312

AUTHORIZING CREATING TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, a full time Social Welfare Examiner (Position 6010.0701) has been on a medical leave and is eligible for Leave Because of Extended Illness which is applicable under Section 23.5 of the CSEA collective bargaining agreement; therefore, be it

RESOLVED, that this Legislature does hereby authorize a leave of absence without pay for a period not to exceed one year beginning March 15, 2012 pursuant to Section 23.5 of the CSEA collective bargaining agreement; and be it

FURTHER RESOLVED, that this Legislature does hereby create a temporary full time position of Social Welfare Examiner in the Department of Social Services at Grade 13 of the CSEA salary schedule, to be effective for the period March 28, 2012 until the return of the full time permanent employee (Position 6010.0701); and be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the newly created temporary position.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 105-312

**APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN
OFFICE FOR THE AGING AND THE HUMAN SERVICES COUNCIL
OF ORLEANS COUNTY**

WHEREAS, the Office for the Aging receives contributions for a fund to help low income seniors with weatherization, health, or safety issues that cannot be met in any other way; be it

RESOLVED, that this Legislature approves a Memorandum of Understanding with the Human Services Council of Orleans County to hold the Last Resort Funds for the Office for the Aging. Memorandum of Understanding dated April 1, 2012 – December 31, 2013 at a cost of \$0. County Cost is \$0.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 106-312

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S
OFFICE/JAIL**

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Jail:

Cook, full-time, (Position 3150.32), at Grade 1 of the Orleans County Sheriff Employees Association, effective March 29, 2012.

Jail Superintendent, full-time, (Position 3150.45), Grade 8 of the Management Compensation Plan, effective March 29, 2012.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 107-312

**AUTHORIZING EXTENSION OF AGREEMENT WITH
EMERGENCY MANAGEMENT OFFICE AND WILLIAM J. CLARK**

WHEREAS, Resolution No. 360-1010 authorized an extension of the Independent Contractor Agreement with William J. Clark of Newfane, NY, through February 28, 2011; and

WHEREAS, additional time is required to complete and test the comprehensive Continuity of Operations Plan; be it

RESOLVED, that this Legislature authorizes an extension of the Independent Contractor Agreement with William J. Clark through September 30, 2012; all provisions of the agreement, including the scope of work and terms of payment remain the same, not to exceed \$12,600 to be paid from SHSP Grant FY2009.

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

RESOLUTION NO. 108-312

AUTHORIZING AMENDMENT OF AGREEMENT WITH CLARK PATTERSON LEE TO PROVIDE CONSTRUCTION ADMINISTRATION SERVICES FOR MARINE PARK SOUTH STAIRWAY AND SETTING UP MONIES FROM RESERVE INTO THE MARINE PARK BUDGET

WHEREAS, Resolution No. 354-1111 approved the firm of Clark Patterson Lee (CPL) to provide design services for the Marine Park Stairway Project; and

WHEREAS, designs were approved, resulting in a project bid award to Dilcher Excavating; and

WHEREAS, CPL has submitted to the Planning Department a written proposal to provide construction administration services on this project at a cost not to exceed \$6,000 to be paid under a grant program with New York State Office of Parks, Recreation and Historic Preservation (NYSOPR); and

WHEREAS, NYSOPR has approved this amendment in writing; now, therefore be it

RESOLVED, that this Legislature hereby approves amendment of the Agreement with CPL for provision of construction administration services; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman of the Legislature to execute the amendment upon approval of the County Attorney; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up monies from reserve fund to the Marine Park Budget as follows:

<u>From:</u>		
Reserve Fund		\$41,315

<u>Appropriation:</u>		
A7180.486	Marine Park Grant	\$41,315

Moved, Eick; second, Smith.
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Eick moved to approved purchase of rabies vaccine from the Health Department Budget; seconded by Legislator Smith. Legislator Allport added that this vaccine is for human contact and it is a State mandate that local Health Departments have it available to treat humans that come into contact and that is why the cost is high. It is a very expensive treatment and it is based on the weight of the patient and it keeps them alive. The following resolution was adopted:

RESOLUTION NO. 109-312

APPROVING PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies vaccine for the residents in Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Vaccine Shoppe for treatment of approximately 10 residents at a cost of \$19,768.45 to be paid from the Health Department budget account 4010.409 - Biologicals.

Moved, Eick; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 110-312

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT
AND LABELLA ASSOCIATES, P.C.

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Ste 201, Rochester, NY 14614 to perform various professional services on an as needed basis per fee structure in contract; contract period is March 19, 2012 through March 18, 2017.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 111-312

APPROVING AGREEMENT BETWEEN EMERGENCY
MANAGEMENT OFFICE AND J. O'CONNELL & ASSOCIATES,
INC.

RESOLVED, that this Legislature approves the agreement between the Emergency Management Office and J. O'Connell & Associates, Inc. of 10646 Main St., Clarence, NY 14031, to provide professional services for the purpose of preparing and submitting a grant application to the New York Statewide Interoperable Grant Program for the period March 31, 2012 to March 30, 2013, at a cost not to exceed \$8,000; said funds to be paid from 3640.418, Other Contractual.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 112-312

AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY
MANAGEMENT

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase two high band radios at a cost not to exceed \$1,500, said purchases to be paid from 3640.486.2009, SHSP Grant FY09, in accordance with State Homeland Security Grant FY2009 guidelines and approved work plan.

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

Legislator Johnson moved to fill a vacancy in the Treasurer's Office; seconded by Legislator Smith. Legislator Bower stated that he thinks that we should eliminate positions wherever we can. We have eliminated full time jobs and he knows this position does not incorporate a lot of money but he does not believe the position is needed therefore he does not support the resolution. The following resolution was adopted:

RESOLUTION NO. 113-312

AUTHORIZING FILLING OF VACANCY IN THE TREASURER'S OFFICE

WHEREAS, the County Treasurer's office desires to continue to provide the best quality of service to the taxpayers, residents, and departments of the County; and

WHEREAS, a long term part-time Principal Account Clerk who has worked in the Treasurer's office during times when full time employees are on a scheduled leave has retired and the need for this position still exists; be it

RESOLVED, that this Legislature hereby authorizes the filling of the vacant part time position of Principal Account Clerk at Grade 15 of the CSEA salary schedule effective April 1, 2012; wages not to exceed \$2,500.

Moved, Johnson; second, Smith.
Adopted. 5 ayes; 1 nays, Bower; 1 absent, Rush.

Legislator Johnson moved a resolution to designate the depositories in the amounts allowed. Legislator Johnson deferred to the Orleans County Treasurer to defend the position on the HSBC and First Niagara choices

seeing there was an earlier question. Treasurer Heard explained that this allows her to have a pot of money in the bank, not saying she always had this much in all these banks in these accounts as indicated. This allows her to move money between the banks in big chunks if she can make more money. The only addition to this is Five Star which is taking over the Albion Branch of HSBC. Chairman Callard also added that all depository monies are collateralized by an agreement with the respected banks otherwise we would not be depositing with those banks. Legislator Smith asked how the amounts are established. Treasurer Heard said it provides wide parameters because of the location of the branches and this just allows flexibility. Legislator Johnson confirmed her motion to approve this resolution; seconded by Legislator Bower. The following resolution was adopted:

RESOLUTION NO. 114-312

DESIGNATING DEPOSITORIES AND AMOUNTS ALLOWED

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

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

HSBC	\$20,000,000
Bank of America	\$10,000,000
M & T Bank	\$10,000,000
JPMorgan Chase	\$ 5,000,000
Bank of Castile	\$10,000,000
Citizens Bank	\$ 5,000,000
First Niagara	\$10,000,000
Five Star Bank	\$20,000,000

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

RESOLUTION NO. 115-312

**SETTING DATE OF PUBLIC HEARING FOR NYS OFFICE OF
COMMUNITY RENEWAL FUNDING OPPORTUNITIES**

RESOLVED, that the Orleans County Legislature will hold a Public Hearing on April, 11, 2012 at 4:25 P.M. at the Orleans County Legislative Chambers to discuss the intent of the Orleans County Legislature to submit applications to the New York State Office of Community Renewal for the Community Development Block Grant program and to solicit public comment regarding the community and economic development needs of Orleans County.

Moved, Eick; second, Johnson.
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 116-312

**AUTHORIZING EXPENDING STATE HOMELAND SECURITY
(SHSP) FUNDS AND LAW ENFORCEMENT TERRORISM
PREVENTION PROGRAM (LETPP) FUNDS**

WHEREAS, Resolution No. 379-1211 approved contracting with Harris Corporation as the vendor for rebanding of the Public Safety Radio System; and

WHEREAS, a quote has been received from Harris Corporation, under NY State Contract, for purchase of 190 portable radios and accessories to replace equipment used by Law Enforcement, Fire, and EMS in the amount of \$361,722; be it

RESOLVED, that this Legislature approves the purchase of this replacement equipment from State Homeland Security Program Funds and Law Enforcement Terrorism Prevention Program Funds, in accordance with all guidelines and approved work plan.

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

RESOLUTION NO. 117-312

A RESOLUTION SUPPORTING THE REINSTATEMENT OF FUNDING FOR NEW YORK'S STATE PRESCRIPTION DRUG INSURANCE PROGRAM FOR THE ELDERLY KNOWN AS EPIC

WHEREAS, EPIC helps 300,000 older New Yorkers pay for the prescription drugs they need to stay healthy, the average EPIC enrollee is a 78 year old widow who takes 4 prescriptions; and

WHEREAS, the 2012 funding cut of 12 million dollars to EPIC in the New York State budget eliminated the coverage that EPIC used to provide to help pay for Medicare Part D premiums and co-pays for prescription drugs resulting in EPIC members seeing their co-pays double and triple and leading many to stop purchasing their prescriptions or are splitting their pills to make them last longer; and

WHEREAS, our seniors comprise their health and need more costly medical care at hospitals and nursing homes at further expense to the state and local taxpayers; now, be it

RESOLVED, the Orleans County Legislature request elected state officials to restore the funding to the EPIC program so that seniors can continue to afford and purchase their prescriptions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is requested to forward this resolution to Governor Andrew Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, NYSAC, and InterCounty of Western New York.

Moved, Eick; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Johnson moved a resolution, on behalf of the Niagara Orleans Regional Alliance, (NORA) requesting the International Joint Commission to reject its current plans for controlling the levels of Lake Ontario under their proposed BV7 Plan. She stated that this is the very first Niagara Orleans Regional Alliance resolution that we are jointly moving in both Niagara and Orleans counties. It pertains to the International Joint Commission making a decision to change the Lake Ontario water levels. It has been determined by the engineering firm that this would be a grave consequence to Orleans County especially on lake frontage erosion. In all

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of the southern boarding counties on Lake Ontario, Orleans County stands to lose the most money on this lake frontage erosion. The baseline of Lake Ontario now was used in all the planning of the design and construction of building was used on the current lake levels and now the International Joint Commission wants to change these. Legislator Johnson said that each County is appealing to reject that plan. Legislator Bower seconded the motion. Legislator Allport stated that Lake Ontario is the only lake in the great lakes system that has regulations on the lake levels. It is a treaty between us and Canada and unfortunately Canada has the most say. It was recorded a few years ago when the lake level was so high, and kept at that level, if let out Montreal would have been flooded and it was not an option as far as Canada was concerned. The second thing working against us, explained Legislator Allport, is that the bed rock on the north shore, the Canadian side, is rising one foot every 100 years which is pushing Lake Ontario south. Canada is not seeing the lake erosion because of this natural happening that we see on the south side of Lake Ontario. He hopes that our government and the Canadian government can come to some type of agreement to better control the lake levels because we are getting hurt and they are not. Mr. Nesbitt added that the earth's crust is bouncing back after the receding glaciers that is why the Canadian side is rising, a crazy geological happening. The following resolution was adopted:

RESOLUTION NO. 118-312

NIAGARA-ORLEANS REGIONAL ALLIANCE (NORA) REQUESTS THE INTERNATIONAL JOINT COMMISSION TO REJECT ITS CURRENT PLANS FOR CONTROLLING THE LEVELS OF LAKE ONTARIO UNDER THEIR PROPOSED BV7 PLAN

WHEREAS, the International Joint Commission (IJC) has announced consideration of a very radical plan that will replace the current regulation plan (58DD) that controls the water levels of Lake Ontario for their stated purpose of potentially providing more environmental benefits to the surrounding ecosystem; and

WHEREAS, this new plan, called BV7, will remove the current range of operation that private and public property owners and business have relied on for the last 50 years for untested environmental affects whose research has been proven faulty by a peer review conducted under the auspices of the National Academy of Sciences; and

WHEREAS, projected lake levels under the proposed plan will result in increased duration and frequency of extremely high and low water, imposing extensive damages to Lake Ontario riparian's. Although the IJC estimates damages at \$3.2 million per year, we believe that number could in reality reach \$10 million annually; and

WHEREAS, the IJC working group stated the proposed lake levels are going to reduce recreational boating / sport fishing benefits by 25%, resulting in a devastating negative impact on those economics in Niagara County which is estimated at \$30 million per year, and in Orleans County which is estimated \$12 million per year, thus an area-wide loss of revenue of over \$10.5 million annually; and

WHEREAS, this new plan removes all protections that exist in the current plan, replacing them with a plan that basically transfers prosperity from Niagara and Orleans counties to Hydropower (NYPS) and Commercial Navigation entities who will realize a benefit of approximately \$6 million per year on average; and

WHEREAS, Niagara and Orleans county residents who own property or businesses along the Lake Ontario shore including its bays, ponds and embayments have voiced their concern about a proposed change in the lake levels that would result in significant damage to their properties; and

WHEREAS, recreational boaters and fishermen, both locally-based and those traveling internationally, are resolute in protecting the waters, streams, and harbors of Lake Ontario for some of the best sport fishing in the world and for pleasure sailing and power-boating; and

WHEREAS, removal of the current range of operation by Plan BV7 further hinders boating access when considered with the long-term lack of federal funding for maintenance dredging of our federal shallow draft harbors; now, therefore be it

RESOLVED, the Niagara Orleans Regional Alliance (NORA), a county government collaboration between Niagara and Orleans Counties to identify and capitalize on common ideas, experience, and opportunities for the betterment of our citizens, and the conservancy of tax dollars, does

herewith respectfully request the International Joint Commission *reject* its current plans for the BV7 Project; and be it

FURTHER RESOLVED, NORA recommends the Commission enact an all-inclusive and thorough analysis on the potential economic damages that any future plans will have on tourism, recreation, business, and homeowners along the south shore of Lake Ontario (including harbors, rivers, and streams), specifically in Niagara and Orleans counties, where projected damage has already been identified as the most extreme; and be it

FURTHER RESOLVED, NORA recommends the Commission assess the amount of civil work and financial assistance required to mitigate the damage of any future plans, and identify funding sources available to offset said actions; and be it

FURTHER RESOLVED, the Niagara Orleans Regional Alliance dutifully requests a formal response to this resolution by the International Joint Commission at their earliest convenience; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to the International Joint Commission, the New York Department of State, the New York State Department of Environmental Conservation, the New York State Environmental Facilities Corporation, U.S. Senator Charles E. Schumer, U.S. Senator Kirsten E. Gillibrand, U.S. Congresswoman Louise Slaughter, Governor Andrew M. Cuomo, Senator George D. Maziarz, Assemblyman John D. Ceretto, Assemblyman Steve Hawley, Senate Environmental Conservation Committee Chairman Mark Grisanti, Assembly Environmental Conservation Committee Chairman Robert Sweeney, Senate President Pro Tem Dean G. Skelos, Assembly Speaker Sheldon Silver, U.S. EPA Region II Administrator Judith Enck, Orleans County Legislature Chairman David Callard, Orleans County Industrial Development Agency CEO/CFO James Whipple, Niagara County Legislature Chairman William L. Ross, Niagara County Industrial Development Agency/Economic Development Commissioner Samuel Ferraro, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Bower moved to adjourn; second by Legislator Allport.
Meeting adjourned at 5:08 p.m

LEGISLATURE MEETING

April 11, 2012

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

The Clerk presented the following communications: Genesee Community College will be hosting a “Coffee at the College” event at the Albion Campus Center on April 12th at 8:00 a.m. This event will provide community leaders an opportunity to learn about GCC, share questions and thoughts, and meet Dr. James M. Sunser - the new GCC President. InterCounty Association of Western New York will be holding their monthly meeting in Schuyler County at the Montour Mouse Lodge on April 20th. In celebration of Crime Victims Rights Week, the Annual Candle Light Vigil will be held on April 27th at 7:00 p.m. on the Orleans County Courthouse steps. Permission is being requested to use the Courthouse for this event. The Legislative Board granted the use of the Courthouse for this event. A letter has been received by Senator Catharine M. Young, 57th District, concerning Roswell Park Cancer Institute, a copy supplied to each of the Legislative members.

During open discussion, Paul Rusin, Murray, commended Legislator Allport in presenting Resolution 136–412 today concerning the Universal Service Fund. Mr. Rusin also commented on Resolution No. 139-412 and voiced his concern with the taxation on property owners concerning the Emergency Management Radio Project and felt it was a little excessive. Mr. Rusin requested that rather than passing a resolution for this proposal, to request a referendum on the proposal at the next election. Mr. Rusin also suggested an article “The Answer to School Shootings is More Guns” by Dr. Don Boys to be found at www.canadafreepress.com.

Chairman Callard asked Mr. Rusin if he believes there is a need for an Emergency Communication System. Mr. Rusin thought one was already in place. Mr. Nesbitt indicated that the current one that has been in operation since 1991 is failing. Mr. Rusin does not know if one is needed or not but still feels that a referendum should be offered. Chairman Callard noted that the resolution states it is up to an amount of which we will be looking for grant monies as well, which will reduce our costs. It

will be on a borrowing bond which will be repaid over a number of years so the impact will not be so great per property as Mr. Rusin estimated. Mr. Rusin estimated an increase of \$40 to \$50 per home.

Paul Lauricella, Yates, stated that Resolution 131-412 is very disturbing to him. He said it sounded like “Agenda 21” which details can be found on the internet. It is a UN program which was started by President George H. Bush, then funded both by President Bill Clinton and President George W. Bush. Its main focus is a cleaner, greener communities program, the environment and bike paths. Mr. Lauricella stated that they want to get people out of the rural areas and push them into the cities. That is why they are pushing mass transit systems, such like the light rail. Once they get the people back into the cities, they can take the land and declare it wilderness area. It is pretty deep stuff and they are rolling with it. He believes this should be tabled because our sovereignty and will be ruled under world order and dictate everything in our own homes. He knows it sounds farfetched but this is what the plan is. If this goes through, you will get money for it and basically selling out the sovereignty. They are talking about eliminating a lot of the midwest and turning it into national parks. Chairman Callard expressed that he thought Mr. Lauricella was making very broad comments to a very specific program. He disagreed with Mr. Lauricella’s comments and his conclusions. Chairman Callard said that most likely this resolution will be approved knowing that the monies will be monitored to make sure that Mr. Lauricella’s expectations do not occur.

David Knapp, Murray, spoke on behalf of the fire service for the radio upgrade system. He stated that as a frequent user of the system, it has been failing over the last few years and it does need an upgrade. He feels that the cost to upgrade the system at a standard that is useable far outweighs the possibility of a loss of life or a serious injury because of a lack of communications. He is in favor of this project.

Mike Fuller, East Shelby Fire Chief and Shelby Highway Superintendent, stated that an upgrade is needed to the radio system. There are safety issues and it has been failing. The life expectancy of this system is about done and there is a need to upgrade the towers and dispatch.

Allen Lofthouse, Kendall, stated the he believes that the radio system may need to be brought up to date and maybe there is no way around the cost but feels it is expensive for this County. He referenced Resolution No.

131-412 and thought maybe things should be slowed down and more information should be gathered before approval. Chairman Callard stated that it has been researched. Seven regions out of the ten have already applied for it and have taken advantage of the money. Chairman Callard felt we would be neglectful in not having done the same in using the money to help develop our future.

William Murphy, Chief of the Holley Police Department, stated he is in favor of the radio upgrade. The safety issue continues to get worse by the day. The radios are failing and the infrastructure does not work at times. The bottom line of the cost is up there but what is the cost of a life, or two, or three; or the safety of our officers which there is no comparison.

Legislator Allport reminded everyone about the Home and Garden show this weekend hosted by the Chamber of Commerce and encouraged everyone to attend. He also stated that the ARC Best Friends dinner is quickly approaching.

The following resolutions were then presented for adoption:

Legislator Johnson moved to authorize payment of claims of which she audited all of the vouchers. She commended the Clerk of the Legislature and the staff for a job well done in having the vouchers together. She indicated that a lot of work goes on behind the scenes in getting prior authorizations and items in place to make our auditing a lot easier, of which she thanked them very much for their hard work. Legislator Bower seconded her motion. The following resolution was adopted:

RESOLUTION NO. 119-412

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the

Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10596-10757	\$405,725.06
Highway	894-904; 2362-2403	\$126,697.99
Nursing Home	1516-1522; 39740- 39792	\$218,838.91
Job Development	1512-1513	\$793.94
Self Insurance	50128-50130	\$17,401.90

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

RESOLUTION NO. 120-412

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NYS OFFICE OF PARKS & RECREATION

RESOLVED, that this Legislature approves the agreement between the Sheriff's Office and NYS Office of Parks & Recreation for the use of a 2004 Seaswirl boat and trailer at no cost to the county, beginning March 28, 2012 thru December 31, 2017.

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

RESOLUTION NO. 121-412

AUTHORIZING CREATING AND FILLING A TEMPORARY POSITION IN THE HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize creating one (1) full-time temporary Motor Equipment Operator position (5110.31) in the Highway Department at Grade H2 of the CSEA Salary Schedule, for the mowing season of June 1st- October 31, 2011; to be paid from Account D5110.100; and be it

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FURTHER RESOLVED, that Legislature does hereby authorize the filling of this newly created, temporary vacant position effective April 12, 2012.

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

RESOLUTION NO. 122-412

AUTHORIZING EXTENSION OF A SPECIAL USE PERMIT TO OPERATE THE OAK ORCHARD STATE BOAT LAUNCH

WHEREAS, Resolution Number 151-411 authorized Orleans County to operate and maintain the Oak Orchard State Boat Launch through October 31, 2011; now, therefore be it

RESOLVED, that this Legislature hereby approves the extension of the Special Use Permit for county operation and maintenance of the Oak Orchard State Boat Launch from April 1, 2012 through October 31, 2012.

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

RESOLUTION NO. 123-412

APPROVING AGREEMENT FOR DOCK WORKER/CUSTODIAL SERVICES AT ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Ronald Bierstine, 1764 Oak Orchard Rd, Albion, NY 14411, to provide dock worker and custodial services at Orleans County Marine Park and Oak Orchard State Boat Launch from April 15, 2012 to October 15, 2012 at a cost not to exceed \$15,161 to be paid from Account A7180.432-Contracts & Agreements; and be it

FURTHER RESOLVED, that the Legislature Chairman is hereby authorized to sign said agreement.

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

Legislator Johnson moved to fill a vacancy in the Motor Vehicle Department, which she said is a position very much needed. She also commended the staff at the DMV on how well they run a tight ship. Legislator Bower seconded the motion. The following resolution was adopted:

RESOLUTION NO. 124-412

AUTHORIZING FILLING OF VACANCY IN THE MOTOR VEHICLE DEPARTMENT

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

WHEREAS, a forthcoming retirement of a Motor Vehicle Application Examiner effective May 30, 2012, will create a challenge to servicing the public's needs in the Department of Motor Vehicles; therefore, be it

RESOLVED, that this legislature does hereby authorize the filling of a vacant full time Motor Vehicle Application Examiner position in the Motor Vehicle Department at a Grade 9 of the CSEA Union Contract Salary Schedule, effective May 30, 2012.

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

RESOLUTION NO. 125-412

AUTHORIZING FILLING OF VACANCIES IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Sheriff's Office:

Correction Officer, full-time (Position No. 3150.49), at grade 5 of the Orleans County Sheriff Employees Association, effective April 12, 2012.

Deputy Sheriff, full-time, (Position No. 3110.21), at Grade 1 of the Orleans County Deputy Sheriff's Association, effective April 26, 2012.

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

RESOLUTION NO. 126-412

APPROVING ADDITION TO THE ORLEANS COUNTY EMPLOYEE HANDBOOK

WHEREAS, the County Legislature wishes to clarify the role of the Board of Ethics to employees and county officials; now, be it

RESOLVED, that this Legislature approves the following Section 6 addition to the Code of Ethics in the Orleans County Employee Handbook effective immediately:

SECTION 6. ADVISORY OPINIONS

The Board of Ethics renders advisory opinions to County officers and employees with respect to the County Code of Ethics and General Municipal Law Article 18. Should a County officer or employee have a question or concern as to ethical standards of conduct relative to a particular matter, a written request for an advisory opinion may be submitted to the Clerk of the Legislature for referral to the Board of Ethics.

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

RESOLUTION NO. 127-412

APPROVING AGREEMENT FOR MOWING AT ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature hereby approves an agreement with Property Maintenance by CK, 590 Moore St., Albion, New York 14411, for mowing at the Orleans County Marine Park at a cost of \$275 per mowing to be paid from Account A7180.432-Misc. Contracts; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Chairman of the Legislature to sign said agreement.

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

RESOLUTION NO. 128-412

**AUTHORIZING SETTING UP GRANT FUNDS IN THE
EMERGENCY MANAGEMENT BUDGET**

WHEREAS, Resolution No. 116-312 authorized purchase of portable radios and accessories from Harris Corporation from Homeland Security Program Funds; be it

RESOLVED, that this Legislature authorizes the Treasurer to set up Homeland Security Funds available from Grants as follows:

Revenue:

A4309.2009	State Homeland Security Grant Program FY2009	\$ 76,276.06
A4309.2010	State Homeland Security Grant Program FY2010	114,442.00
A4309.2011	State Homeland Security Grant Program FY2011	3,469.54

Appropriations:

A3640.486.2009	Grant SHSP FY2009	\$ 76,276.06
A3640.486.2010	Grant SHSP FY2010	114,442.00
A3640.486.2011	Grant SHSP FY2011	3,469.54

and,

WHEREAS, Resolution 112-312 authorized the purchase of two high band radios from State Homeland Security Funds Fiscal Year 2009; be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up additional Homeland Security Grant Funds from Fiscal Year 2009 as follows:

Revenue:

A4309.2009	State Homeland Security Grant Program	\$ 1,500
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FY2009

Appropriations:

A3640.486.2009 Grant SHSP FY2009 \$ 1,500

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

RESOLUTION NO. 129-412

AUTHORIZING PURCHASE OF CYBER SECURITY DEVICE FOR SHERIFF’S DISPATCH AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

RESOLVED, that this Legislature authorizes the Emergency Management Office to expend FY2011 Homeland Security Grant Funds to purchase a Sonic Wall Appliance and associated Analyzer Reporting Software to provide an alternate internet gateway in Dispatch at a cost of \$9,459.50 from IKON Office Solutions, 303 Cayuga Rd, Buffalo, NY 14225; said purchase to be paid from 3640.486.2011, Homeland Security Grant Program Year 2011; and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up Grant Funds in the Emergency Management Budget as follows:

Revenue:

A4309.2011 State Homeland Security Grant \$ 9,459.50
Program

Appropriations:

A3640.486.2011 Grant SHSP FY2011 \$ 9,459.50

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

RESOLUTION NO. 130-412

AUTHORIZING SETTING UP GRANT FUNDS IN SHERIFF’S BUDGET

WHEREAS, Resolution No. 116-312 authorized purchase of portable radios and accessories from Harris Corporation from Homeland Security Program Funds; be it

RESOLVED, that this Legislature authorizes the Treasurer to set up Homeland Security Funds available from Grants as follows:

Revenue:

A4308.2008	State Homeland Security Grant	Program FY2008	\$33,750.00
A4308.2009	State Homeland Security Grant	Program FY2009	35,044.00
A4308.2010	State Homeland Security Grant	Program FY2010	53,308.00
A4308.2011	State Homeland Security Grant	Program FY 2011	45,432.40

Appropriations:

A3110.486.2008	Grant SHSP SLETPPFY2008	\$33,750.00
A3110.486.2009	Grant SHSP SLETPPFY2009	35,044.00
A3110.486.2010	Grant SHSP SLETPPFY2010	53,308.00
A3110.486.2011	Grant SHSP SLETPPFY2011	45,432.40

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to support a Regional Sustainability Planning Grant Application that Wayne Hale, Director of Planning and Tourism, presented today during Conference Session. Legislator Eick seconded the motion. The following resolution was adopted:

RESOLUTION NO. 131-412

SUPPORTING A REGIONAL SUSTAINABILITY PLANNING GRANT APPLICATION

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) is requesting proposals to develop regional plans that coordinate sustainability efforts in housing, transportation, emissions and energy efficiency, among others; and

WHEREAS, the Cleaner, Greener Communities Program is a competitive grant program which provides up to one million dollars per

application for each region to develop a comprehensive sustainability plan as a framework for its vision, goals, and objectives for a sustainable future, and identifying the activities or types of projects needed to achieve that future; and

WHEREAS, the lead applicant must be a municipality acting on behalf of a consortium of municipalities, with applications due April 24, 2012; and

WHEREAS, Monroe County has offered to be the lead applicant in submitting a Planning Grant proposal to the Cleaner, Greener Communities Program with the intent to work with a regional entity and interested municipalities within the Finger Lakes Regional Economic Development Council boundaries, to develop a plan for this region; now, therefore be it

RESOLVED, that this Legislature hereby supports Monroe County's proposal to the Cleaner Greener Communities Program; and be it

FURTHER RESOLVED, that Orleans County will participate in this consortium and the Planning Director will provide county representation in this planning effort.

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

RESOLUTION NO. 132-412

APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR CERTAIN APPOINTED OFFICIALS

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (bi-weekly pay periods)
APPOINTED OFFICIALS					
3 rd Asst District Attorney	John Sansone	6	8/1/2011-12/31/2012	N	5.33

and, be it

FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

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

RESOLUTION NO. 133-412

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agency:

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Gustavus Adolphus C&FS Jamestown, NY for the provision of residential foster care services; to be effective May 6, 2012 through May 5, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

ARC of Orleans County, Albion, NY for the provision of the Consumer Directed Personal Care Assistance Program; to be effective May 1, 2012 through April 30, 2013 at rates established by the NYS Department of Health. County cost is \$0.

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

RESOLUTION NO. 134-412

APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND NYS DEPARTMENT OF HEALTH

RESOLVED, that this Legislature approves an agreement between the Health Department and NYS Department of Health, Bureau of Maternal and Child Health-Administration Unit, ESP Corning Tower, Room 878 Albany, NY 12237-0657, to provide Migrant Health Services for the eligible residents of Orleans County. Contract# C023004 is effective April 1, 2012 through March 31, 2013. Contract amount \$53,515. Reimbursement from New York State Department of Health at 100%. County Cost is \$0.

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

RESOLUTION NO. 135-412

AUTHORIZING BUDGET AMENDMENTS WITH THE NEW YORK STATE OFFICE OF HOMELAND SECURITY

WHEREAS, various grants were approved with the New York State Office of Homeland Security:

Resolution No. 407-1211 - SLETPP FY08 NYS Homeland Security

Resolution No. 445-1210 - SLETPP FY09 NYS Homeland Security
Resolution No. 153-411 - SLETPP FY10 NYS Homeland Security

therefore, be it

RESOLVED, that this Legislature approves an Appendix X, amending the following grants for the purchase of portable radios as per Resolution No. 116-312,

2008 SLETPP, Contract No. T838782, \$33,750
2009 SLETPP, Contract No. T838792, \$49,250
2010 SLETPP, Contract No. C838702, \$53,308

and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign the above noted "Appendix X" budget amendments.

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

Legislator Allport explained that if someone receives advertisements for free phones given away by any specific company such like Verizon or AT&T, we pay for this program by owning a cell phone. There is an FCC tax on each personal cell phone and portion of this is given to private companies to pay for this program. The private companies are not giving these cell phones away for free and he further pointed out that Orleans County and our Department of Social Services does not hand out free phones. This is a federal program and for those that qualify, we pay for. Legislator Allport moved a resolution to repeal the portion of the Universal Service Fund, a hidden tax, to provide free cell phone services at our expense. Legislator Johnson seconded the motion. Legislator Smith asked if we have any say in this program. Legislator Allport stated that it is a federal program and Legislator Johnson added that there is no oversight and no say how this tax money is being used. The following resolution was adopted:

RESOLUTION 136-412

**RESOLUTION CALLING ON CONGRESS TO REPEAL PORTION OF
UNIVERSAL SERVICE FUND, A HIDDEN TAX, THAT FUNDS**

TRACFONE "SAFELINK" MOBILE TELEPHONES AND OTHER SIMILAR FREE CELL PHONE SERVICES PROVIDED TO "INCOME-ELIGIBLE" INDIVIDUALS AT THE EXPENSE OF PAYING TELEPHONE CUSTOMERS

WHEREAS, Tracfone's Safelink Wireless subsidiary, Assurance, ReachOut, LifeLine, Cintex Wireless, Conexion Wireless, Standup Wireless, and other telecommunications companies have provided taxpayer-funded cellular telephone services to individuals deemed "income-eligible," as defined as either those receiving incomes up to 135% of the poverty line, or those receiving Medicaid, Food Stamps, Supplement Security Income, federal public housing, Temporary Assistant for Needy Families, or free lunch through the federal school lunch program; and

WHEREAS, the "free" cellular telephones are in fact funded by a hidden tax placed on paying cellular telephone customers' telephone bills, namely the Federal Communication Commission's "Universal Service Fund," which is passed along as a "Universal Connectivity Charge"; and

WHEREAS, per the Federal Communications Commission, the Universal Service Fund rate is "increased or decreased depending on the needs of the Universal Service programs," meaning that increases in the number of individuals receiving free cell phones and cellular service will increase the costs to paying customers; and

WHEREAS, per the Federal Communications Commission, the Universal Service Fund rate for the First Quarter of 2012 is 17.9% of telecommunications revenues; and

WHEREAS, this constitutes a 17% increase in the Universal Service Fund tax from the Fourth Quarter of 2011, when it was set at 15.3%, and a 57% increase in the Universal Service Fund tax since the Fourth Quarter of 2008, when it was set at 11.4%; and

WHEREAS, annual expenditures on Universal Service programs has increased from \$4.3 billion in 2000 to \$8 billion in 2010, a 86% spending increase in one decade; and

WHEREAS, the stated rationale in materials provided by Tracfone and Safelink Wireless is that Lifeline telephones "provide the people with a sense of

security because they have access to help during an emergency," despite the fact that even deactivated cellular phones may be utilized to dial 911; and

WHEREAS, there is no oversight over the usage of monthly minutes and text services for Lifeline service, meaning that the "free" minutes may be used for any activities, including the illicit, rather than purposes outlined by the providers of said "free" service as justification (e.g. job searches and emergencies); and

RESOLVED, that the Legislature of the County of Orleans does hereby call upon the U.S. Representative Kathleen C. Hochul and U.S. Representative Louise M. Slaughter to introduce legislation to initiate repeal of the portion of the Universal Service Fund tax providing free cellular service to individuals and terminate federal funding of free cell phones; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon U.S. Senator Charles E. Schumer and U.S. Senator Kirsten E. Gillibrand to initiate the same in the Senate; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby call upon President Barack H. Obama to sign into law such legislation as repeals the portion of the Universal Service Fund that subsidizes free cellular service or defunds SafeLink, Lifeline, and other similar programs; and be it

RESOLVED that the County of Orleans shall forward copies of this Resolution to President Barack H. Obama, U.S. Charles E. Schumer, U.S. Senator Kirsten E. Gillibrand, U.S. Representative Kathleen C. Hochul, U.S. Representative Louise M. Slaughter, Federal Communications Commission Chairman Julius Genachowski, and all others deemed necessary and proper.

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

RESOLUTION NO. 137-412

**APPROVING AGREEMENT BETWEEN EMERGENCY
MANAGEMENT AND NEW YORK STATE DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES**

WHEREAS, Resolution No. 365-1111 authorized the Emergency Management Office to apply for the FY11 State Homeland Security Grant Program in the amount of \$ 92,680; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the NYS Division of Homeland Security and Emergency Services and the Orleans County Emergency Management Office for a contract period of September 1, 2011 to August 31, 2014.

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

RESOLUTION NO. 138-412

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND
NEW YORK STATE DIVISION OF HOMELAND SECURITY**

RESOLVED, that this Legislature approves the grant acceptance agreement between the Sheriff's Department and New York State Division of Homeland Security, Contract #T972412; in the amount of \$47,320; for the purchase of Mobile Data Terminals and accessories.

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

Legislator Johnson moved a resolution to authorize an Emergency Communication System Radio Tower Project in and for the County of Orleans at a maximum estimated cost of \$5,300,000 and authorizing the issuance of \$4,500,000 in bonds to pay for part of the cost. She expressed that this is a resolution that has been very near and dear to her heart since the first day she became a Legislator. She has attended many Fire Chief meetings and Emergency Manager meetings to where it was expressed that the risk of their first responders was at their utmost concern. We had radios, specifically in Holley that would not reach the fireman outside the building and also back at dispatch. She read the following briefing

prepared by Chuck Nesbitt, Chief Administrative Officer regarding this project:

*Essentially, the resolution authorizes the borrowing of **up to \$4.5 million** to re-band the infrastructure, install a Harris P25 system and expand the system with two additional towers, one in the east end of the county and one in the west end of the county (final locations TBD) as well as the purchase of Harris portable radios to put in the hands of police, fire and ambulance personnel countywide. Upon completion it is our expectation that we will have dramatically improved radio system coverage countywide and particularly in the Village of Holley, which is directly in line with the request made by Chief Murphy (Holley) and Chief Nenni (Albion) at the July 27, 2011 meeting of the county legislature.*

This is another important step in the process to replace and upgrade the public safety radio infrastructure. The county has struggled to get things moving through the re-banding process since 2004, anxiously working to bring the situation to resolution. We have succeeded in getting many of the obstacles to progress removed and are gaining momentum in this process.

In order to reach settlement with Sprint Nextel on the backbone the FCC requires that financing be in place and that the impacted entity be ready to proceed with the proposed project. We have finally reached the cusp of a settlement on most of the major issues and are beginning to regain control over our own fate and the ability to advance the project. This has been a difficult and involved process of negotiating agreements involving millions of dollars with as many as five different entities relative to issues that are impacted not only by local and state circumstances but also federal law and international treaties, requiring the assistance of engineers and special counsel.

This turned out to be a case unparalleled in complexity and conflict nationally. Our counsel, Alan Tilles from Shulman Rogers, a well respected Washington DC area law firm practicing in this specialty, indicates that there has not been a more difficult or complicated situation that he is aware of in the entire country.

Legislator Johnson stated that it is with the hope of protecting our first responders much better than we have been able to, that she moved the following resolution; seconded by Legislator Bower. Chairman Callard

stated that this resolution marks the beginning of the end of this project. A need that has been there for a number of years and we will finally complete this by the end of this year or the first quarter of 2013. Chairman Callard called for a roll call vote:

RESOLUTION NO. 139-412

A RESOLUTION AUTHORIZING AN EMERGENCY COMMUNICATION SYSTEM RADIO TOWER PROJECT, IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$5,300,000 AND AUTHORIZING THE ISSUANCE OF \$4,500,000 BONDS OF SAID COUNTY TO PAY PART OF THE COST THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Orleans, New York, as follows:

Section 1. An emergency communication system radio tower project, consisting of the construction of towers and installation of related infrastructure, the acquisition of equipment, and land or rights-in-land, in and for the County of Orleans, New York, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$5,300,000; provided, however, no expenditures shall be made in connection therewith unless and until all procedural requirements of the State Environmental Quality Review Act have been satisfied.

Section 2. It is hereby determined that the plan for the financing of said specific object or purpose is as follows:

- (a) by the issuance of the \$4,500,000 serial bonds hereby authorized to be issued pursuant to the provisions of the Local Finance Law; and
- (b) by the expenditure of \$800,000 monies received or to be received from grants-in-aid and other available funds, which monies are hereby appropriated therefore

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Orleans, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the

principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in *The Medina Journal* and *The Daily News*,

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the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Moved, Johnson; second, Bower.

Roll Call: 7 ayes; Allport, Bower, Callard, Eick,

Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

With no further business, Pastor Harriger closed the meeting with a benediction. Legislator Rush moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:02 p.m.

LEGISLATURE MEETING
April 25, 2012

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

The Clerk presented the following communications: Underage Drinking Town Hall Meeting will be held tonight, April 25, 2012 at 7:00 pm at the LA Webber Middle-High School Auditorium, 25 Housel Avenue, Lyndonville sponsored by the Orleans United Drug Free Communities Coalition. National Prescription Drug Take Back Day will be held April 28, 2012 between 10 a.m. and 2 p.m. Collection points include the Orleans County Public Safety Building in Albion and the Holley and Medina Fire Departments. The 2012 Spring Jubilee will be held on May 4th at the Orleans County 4-H Fairgrounds hosted by the Orleans County Office for the Aging and the ARC of Orleans. Doors open at 10:00 a.m. and Lunch will be served at Noon. The 52nd Annual Armed Forces Week Opening Ceremony will be held at the Buffalo Erie Canal Park, adjacent to the Naval & Servicemen's Park on May 6' 2012 at 12:45 p.m. The Fire and EMS Training Recognition Dinner is Saturday, May 12, 2012 at the Carlton Recreation Hall. Doors open at 6 p.m. and dinner will be served at 6:30 p.m. with an award program to follow. The League of Women Voters of Orleans County will be hosting their Annual Dinner Meeting at the Crooked Door Tavern on May 24th at 5:00 p.m. Congresswoman Kathy Hochul will join them as their guest speaker at 5:30 p.m.

Legislators Smith and Allport, of the Economic Assistance and Opportunity Committee presented a Special Recognition award to Diana Fackler, who is retiring as a Principal Stenographer at the Department of Social Services after completing forty-one and a half years of service to the County of Orleans.

Chairman Callard stated that Diana is the longest serving county employee that we have in the County. We wish her well in her retirement.

Legislators Rush and Bower, who represents the Town of Kendall, presented a Proclamation to the Kendall Bicentennial Committee in

celebration of their Town of Kendall Bicentennial and wishes them much success in all of their scheduled events.

Legislators Johnson and Bower, of the Public Safety committee presented a Proclamation to Chuck Persons, President of the Orleans County Chapter of ABATE, to designate the month of May as Motorcycle Safety and Awareness in Orleans County. Legislator Johnson stated that Pastor Harriger, also an avid motorcyclist, will be presenting the proclamation at the Rally on May 6th.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through March of 2012. Treasurer Heard stated that on the first of April sales tax checks were paid to the Towns and Villages and school and village relevies were paid so approximately \$3 million was paid out the next day so keep that in mind when next month's report is submitted.

During open discussion, Allen Lofthouse, Kendall, stated that at the last meeting Paul Lauricella brought up "Agenda 21". At that time it didn't seem like too many people knew about it, including him. He advised that he further researched it and provided handouts to the Clerk to distribute to the Board. He questioned Resolution 146-412, if the part-time position being created is over and above normal amount of hired people. Mr. Nesbitt explained that last year we exceeded revenue in the Motor Vehicle Department by about \$100,000 and we are having difficulty with the amount of work to make money. He further explained that we have dealership business out of Rochester. He stated that they feel the services are better here than in Monroe County. Mr. Lofthouse said he always took his DMV business to areas that his wife did her shopping in and his father always took the DMV workers candy on every holiday and he never had a problem. Mr Lofthouse asked what HAVA stood for. Help America Vote Act, Mr. Nesbitt indicated.

Paul Rusin, Murray, mentioned a new czar appointed by President Obama under the right to protect formula that the United Nations has put together. Mr. Rusin said that basically what that says is that if any anyone notices that there is any problem with any government in power that the United Nation and its auspices would have their militaries step in and try to control any violence. Mr. Rusin admitted that it doesn't relate too much of what is going on in this chamber but does relate to the Agenda 21 issue

that was spoken of before. He referenced sustainable development and that it destroys personal property rights which are included under the Fifth Amendment. Under the environmental protocols meaning that they can basically do anything they want to under the auspices of the environmental protection agency. He discussed in length the fact that the Department of Homeland Security bought 480 million hollow point ammo. He thought this was wasteful for the federal government to purchase. He asked if our nation should prepare for unrest. After further comments, he sees everything coming down the pike to be more tyranny. He also said he reviewed the information that was given to him regarding Michael Connors from Albany County regarding the reprieve from taxes on fuel. He thought that it would take awhile before it would work.

Paul Lauricella, Yates, reiterated on Agenda 21 and concerned with passing Resolution No.131-412 at the last meeting. He said that there is another organization involved called International Council on Local Environmental Initiatives. They use greenhouse gases to control what you eat, what you drive and more. Your personal rights can be restricted under environmental concerns. The over arching of political and social theory behind it is communitarianism. In which individual rights come below the ranks of the community. Inalienable rights are given to us by our god and the constitution and for whatever of the greater good, the community becomes first. By expressing your individual rights, you are a threat to the community. Mr. Lauricella said that this stuff is being taught in school. We need to stop this stuff. We need to save a future for them to be free. They are the last line of defense for the citizens. These things are becoming real and it is up to us to do something. He wishes this Board would rethink giving money to this cleaner, greener community program. Is Orleans County going to give up its sovereignty to the United Nations. These things are very real and coming down the pike and we need to do something. He said there are not enough of us to stand up because we are a minority but need our elected leaders to understand this.

Legislator Rush stated that the Lighthouse committee has just put a sidewalk down there. They are selling bricks that go into the sidewalk at a cost of \$75 each. We will have applications available here at the office or when the Lighthouse is open.

Chairman Callard reported that many of the Legislators attended the ARC Best Friends Dinner and he congratulated Legislator Allport who is completing his tenure as President of the ARC Board. Chairman Callard

stated that he has served the organization well and also serves the county well as Legislator.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 140-412

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	10770-10902	\$390,934.44
Highway	No Claims	
Nursing Home	1525-1536; 39793-39826	\$100,853.70
Job Development	1517-1520	\$13,457.29
Self Insurance	50192	\$.11

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

RESOLUTION NO. 141-412

APPROVING APPOINTMENTS TO THE AGING ADVISORY COUNCIL

RESOLVED, that this Legislature approves the following appointments to the Office for the Aging Advisory Council for a three year term, effective April 1, 2012 through March 31, 2015. (* denotes final term)

- | | |
|-------------------|--------------------------------------|
| * Thaddeus Nauden | PO BOX 48, Waterport, NY 14571 |
| Cindy Piedimonte | 3649 Hurd Road, Holley NY 14470 |
| Abraham Rozman | 115 Knapp Street, Albion, NY 14411 |
| Florence Surdi | 13919 Allen Road, Albion NY 14411 |
| * Elizabeth Ward | 12384 Wheeler Road, Medina, NY 14411 |

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 142-412

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND WAYNE COUNTY

RESOLVED, this Legislature approves an agreement with the Wayne County Sheriff, 7376 Route 21, Suite 1000, Lyons, NY, 14489, for the housing of Orleans County inmates in the Wayne County Jail, when needed, at a cost of \$85 per prisoner/per day, effective January 1, 2012 through December 31, 2013.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve the Sheriff's Office to apply for two grants; seconded by Legislator Smith. Legislator Allport stated that this is nothing more than an Albany's attempt at a revenue maker. They disguise it as public safety. If they were truly involved in public safety they would not be closing down jails nor having more people on house arrest with bracelets on them, they would be putting them in jail where they belong. They would be providing funds to local municipalities for solving murders, rapes, child molesting, and so forth. This is attacking travelers who don't have their seat belts on or have child seats installed. Hospitals do not let babies go home without the proper safety and even organizations are available to provide free child safety seats to those that need them. He said that every county should send a note back to Albany telling them to use this fund for training their own people on how to be

fiscally responsible. He does not believe this should not be passed. Legislator Bower also cannot support this and has not supported this for years. He will supply more information to the board before the grant is accepted concerning the lack of issuing citations. He will have these records for 2011 and he will also provide the number of seat belt violations issued during the course of this grant on overtime. The following resolution was adopted:

RESOLUTION NO. 143-412

AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR’S TRAFFIC SAFETY GRANTS

RESOLVED, that the Sheriff is authorized to apply for the following Governor’s Traffic Safety Grants for the funding period October 1, 2012 through September 30, 2013, as follows:

Child Passenger Safety Grant - \$3,500
Buckle-up New York - \$6,156

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 2 nays, Bower and Allport; 0 absent.

RESOLUTION NO. 144-412

AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES FOR THE HIGHWAY DEPARTMENT

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the years 2012-2013; and

WHEREAS, such bids have been received, opened, and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 145-412

APPROVING RENEWAL AGREEMENTS BETWEEN OFFICE FOR THE AGING AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby authorize the following agreements for the Office for the Aging:

Medina Memorial Health Care System, Long Term Home Health Care Division, 200 Ohio St., Medina, NY 14103 - subcontractor to provide Meals on Wheels from January 1, 2012 to December 31, 2012 to home care clients with Medina Memorial Health Care System reimbursing Orleans County Office for the Aging \$6 per hot meal and \$8.95 for clients receiving hot and cold meals. This is a revenue source, County cost is \$0.

Medina Memorial Health Care System, Long Term Home Health Care Division, 200 Ohio St., Medina, NY 14103 - subcontractor renewal for 2012-2014 between the Orleans County Office for the Aging and Medina Memorial Hospital for Office for Aging to provide Lifeline (Personal Emergency Response System) to Home Care patients at a cost of \$30 monthly and one time installation cost of \$50. This is a revenue source, County cost is \$0.

Coordinated Care Services Inc. (CCSI), 1099 Jay Street, Bldg. J, Rochester NY 14611, subcontractor renewal from May 1, 2012 – December 31, 2013 to provide ongoing technical support to OFA in financial management with regards to fiscal database created in 2007. Hourly rate to not exceed \$60/hour effective May 1, 2012 through December 31, 2013. County maximum cost is \$797.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 146-412

AUTHORIZING CREATING AND FILLING PART TIME POSITION IN THE MOTOR VEHICLE DEPARTMENT

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

WHEREAS, there has been an increased volume of work in the Department of Motor Vehicles, it has created a challenge to servicing the public's needs and maintaining quality customer service while continuing to sustain the revenue generated; therefore be it

RESOLVED, that this legislature does hereby authorize creating a part time Motor Vehicle Application Examiner position in the Motor Vehicle Department at a Grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created part-time vacant position effective May 30, 2012.

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

RESOLUTION NO. 147-412

**AUTHORIZING THE PURCHASE OF FOUR TON AIR
CONDITIONING SYSTEM FOR THE SERVER ROOM AT THE
PUBLIC SAFETY BUILDING**

WHEREAS, the air conditioning system in the Public Safety Building server room is at capacity for the current equipment installed, and Computer Services will be installing more server equipment into this server room which will increase need for cooling; be it

RESOLVED, that this Legislature approves the purchase of a four ton ductless air conditioning system with installation from Houseman Refrigeration in Oakfield NY, at a cost not to exceed \$7,650 with \$7,000 to be paid from A1680.270 – Computer Services-Capital Projects and \$650 to be paid from A1680.220 – Computer Services-Office Equipment.

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

RESOLUTION NO. 148-412

APPROVING EXTENDING TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, Resolution No. 238-711 authorized the creation of a temporary full-time Clerk (6010.2012*) effective through April 30, 2012 at grade 7 of the CSEA Salary Schedule; and

WHEREAS, a clerical employee (position 6010.0132) in the Department of Social Services is on an extended leave; be it

RESOLVED, that this Legislature does hereby authorize the extension of this temporary full-time Clerk position (6010.2012*) in the Department of Social Services which shall expire the earliest of either October 26, 2012 or upon the return of the clerical employee (position 6010.0132).

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

Legislator Smith moved to fill vacancies in the Department of Social Services; seconded by Legislator Allport. Legislator Allport added that both these positions have been budgeted for the entire year and there is no additional cost. Mr. Nesbitt added that both employees took other employment within the County. The following resolution was adopted:

RESOLUTION NO. 149-412

AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the filling of two full-time vacant positions in the Department of Social Services as follows:

Account Clerk Typist position (6010.0408) at Grade 9 of the CSEA Salary Schedule effective April 30, 2012

Sr. Account Clerk Typist position (6010.2007) at Grade 10 of the CSEA Salary Schedule effective April 26, 2012.

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

RESOLUTION NO. 150-412

APPROVING AGREEMENT EXTENSION BETWEEN ORLEANS COUNTY AND NYS OFFICE OF INDIGENT LEGAL SERVICES

RESOLVED, that this Legislature approves an agreement extension between the Orleans County and NYS Office of Indigent Legal Services, State Capitol Rm. 254, Albany, NY 12224 to provide funds in the amount of \$11,462 to assist the County in improving the quality of indigent legal services; effective through March 31, 2013.

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

RESOLUTION NO. 151-412

AMENDING RESOLUTION NO. 106-312 AND AUTHORIZING TO HIRE A JAIL SUPERINTENDENT FOR THE ORLEANS COUNTY JAIL

WHEREAS, Resolution No. 106-312 authorized the filling of the vacant Jail Superintendent; and

WHEREAS, the Orleans County Legislature recognizes the importance to hire highly competent personnel in sensitive positions; now, be it

RESOLVED, that this Legislature amends Resolution No. 106-312 by authorizing the Orleans County Sheriff to hire an Orleans County Jail Superintendent with a salary at Grade 8, Step 6 of the Orleans County Management Compensation Plan.

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

RESOLUTION NO. 152-412

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

RESOLVED, that this Legislature approves an agreement with Haroff Auction and Realty, Inc. and Absolute Auctions and Realty, Inc. for professional auction and licensed real estate broker services for the County In Rem Auction; for their professional services rendered through December 31, 2012 for the County In Rem Auction to be held on Wednesday, June 27, 2012.

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

RESOLUTION NO. 153-412

SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES NOTWITHSTANDING ANY RESOLUTION HERETOFORE ADOPTED

RESOLVED, that the following terms of auction for County-owned property for the auction to be held Wednesday, June 27, 2012 at 11:00 a.m. at the Albion American Legion Post, 131 South Main Street, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION
ORLEANS COUNTY TAX PROPERTY AUCTION
ALBION AMERICAN LEGION POST
ALBION, NEW YORK
June 27, 2012
11:00 AM

This is the sale at public auction of various parcels of real property, which have been conveyed in the County of Orleans by final judgment under the so-called In Rem Tax Foreclosure Proceedings. This sale is ordered by various resolutions of the Orleans County Legislature and is in accordance with the appropriate provisions of the Real Property Tax Law. This sale and sale of each and every parcel herein is upon the following terms:

TERMS AND CONDITIONS

OF THE
ORLEANS COUNTY AUCTION OF TAX FORECLOSED PROPERTY

1. Orleans County acquired title to these properties in accordance with Article 11 of the Real Property Tax Law of the State of New York, and all known rights of redemption under said provisions of law have been extinguished by the tax sale proceedings; and/or as a result of forfeiture.
2. For purposes of these Terms and Conditions, parcel shall be defined as a section, block and lot number.
3. All real property, including any buildings thereon, is sold "AS IS" and without any representation or warranty whatsoever as to the condition or title, and subject to: (a) any state of facts an accurate survey or personal inspection of the premises would disclose: (b) applicable zoning/land use/building regulations; (c) water assessments are the responsibility of the purchaser, whether they are received or not; (d) the levied 2012 Town and County tax bill including any releived taxes, 2011/2012 village taxes, 2011/2012 school tax, any village or town water and sewer rents and assessments, in addition to any other applicable charges (including, but not limited to, omitted and pro rata taxes, demolition charges, interest and penalties); and (e) for purposes of taxation, the purchaser shall be deemed to be the owner prior to the next applicable taxable status date after the public auction.
4. The purchaser shall be solely responsible for the payment of: the levied 2012 Town and County tax bill including any releived taxes; any Village taxes levied after May 31, 2012, the 2012/2013 school taxes, the 2013 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.
5. All purchasers are advised to personally inspect the premises and to examine title to the premises prior to the date of the auction. Upon delivery of the quitclaim deed by the County of Orleans to the successful purchaser, any and all claims with respect to title to the premises are merged in the deed and do not survive.
6. No personal property is included in the sale of any of the parcels owned by Orleans County, unless the former owner or occupant has abandoned same. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.
7. All informational tools, such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record

cards, etc., are for identification purposes only and are neither a guarantee nor a warranty as to location, dimensions, parcel use and/or size, or anything else. THE COUNTY, THE AUCTIONEER, AND THE AUCTION SERVICE MAKE NO WARRANTY EXPRESSED OR IMPLIED IN CONNECTION WITH THIS SALE.

8. The County of Orleans reserves the right, in its sole discretion, to withdraw from the auction any of the properties listed on the schedule of real property.
9. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and sold subject to the provisions of law applicable thereto.
10. All bidders are required to register and provide suitable personal identification prior to the auction. Auctioneer reserves the right to decline registration if identification is not sufficient.
11. All bidders are required to use the bidder number issued to them for all purposes associated with the auction. A bidder may not bid on behalf of a party who is on the prohibited bidder list.
12. Bidder acknowledges receipt of the pamphlet entitled "Protecting Your Family From Lead in Your Home." Bidder also acknowledges that he/she has had the opportunity to conduct a risk assessment or inspection of the premises for the presence of lead-based paint, lead-based paint hazards, mold, asbestos or any other hazardous substances.
13. The former owner of the property, or his agent, shall not be deemed to be the successful bidder on the property or purchase same at the public auction, unless the bid amount exceeds the amount of the purchase price to affect the release of County's interest. If the former owner or his agent reacquires the property, all liens existing prior to the foreclosure, will be reinstated and the purchaser (former owner) must sign the deed to reinstate the liens.
14. Purchaser shall provide information necessary to complete, and shall execute, the necessary forms and documents required for recording the deed in the Orleans County Clerk's Office. The purchaser executing the auction terms and conditions of sale may not assign or otherwise transfer his right to complete the bid, unless the County agrees in writing. The deed prepared will be in the name of the successful bidder (and spouse) only. No third

- party bidding will be accepted, unless the bidder identifies that he is bidding as an agent for a disclosed principal.
15. The auctioneer's decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the proceeding bid.
 16. The Purchaser will execute an Offer to Purchase form immediately upon being declared the high bidder. The approval of each bid by Resolution of the County Legislature *will not constitute a Contract of Sale* and the County reserves the right to reject any bid prior to the closing of title and the recording of the deed.
 17. The Purchaser shall be responsible for the payment of an eleven percent (11%) buyer's premium should buyer be paying by credit card or a ten percent (10%) buyer's premium should the buyer be paying by cash or by bank check in addition to the accepted purchase price and the closing fees/costs. The "buyer's premium" is the fee/commission earned by the auctioneer. An additional one and one half percent (1.5%) of the purchase price will be added to each parcel for advertising expenses. Accepted purchase price is the amount bid by a perspective bidder, which has been approved by the Orleans County Legislature.
 18. All required deposits must be paid in full for all successful bids immediately upon being declared the successful bidder. Any successful bidder, who fails to tender the deposit immediately upon being declared the successful bidder, will be forbidden to participate in this or any other auction. Any parcels which the County did not receive deposits for, as per these terms and conditions, will be considered to be defaulted, and resold and the bidder will be disqualified from further bidding.
 19. 25% of the total contract price (total contract price is the combination of the high bid and the buyer's premium, as defined in section 17 of these terms and conditions), shall be paid as a down payment on the day of the auction upon execution of an Offer to Purchase Form. Total contract prices selling for \$250.00 or less must be paid in full at auction, including all closing costs which consist of the following will be paid with the down payment on the day of the auction for each parcel: (a) New York State Transfer Tax [\$4.00 for the first \$1,000; \$2.00 for each \$500 thereafter of the purchase/bid price]; (b) Filing Fee for the Real Property Transfer Report [\$125.00 if the parcels classification code is 100-199, 200-299 or 411-C; \$250.00 for all parcels otherwise classified]; (c) Filing Fee for combined Gains Transfer Tax

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

20. All bids shall be subject to approval by the Orleans County Legislature, which shall have the right, in the Legislature’s sole discretion, to reject any bid for any reason whatsoever.
21. All parcels for which you are the successful bidder for must be paid in full. No selective closings subsequent to the auction. Failure to remit full payment on all parcels for which you are the successful bidder will result in a default of all deposits tendered, and you will not be permitted to close on any other parcels for which you are the successful bidder.
22. The entire balance of the accepted purchase price, the buyer’s premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to received by the Orleans County Treasurer’s Office on or before July 31, 2012. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on July 31, 2012, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.
24. All sales shall be final, absolute and without recourse, once title has closed and the deed has been recorded. In no event, shall Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, success or assigns, against Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. arising from this sale.

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

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

RESOLUTION NO. 154-412

AUTHORIZING MEMORANDUM OF AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH & REHABILITATION CENTER AND ISLAND PEER REVIEW ORGANIZATION (IPRO)

WHEREAS, in order to participate in the Medicare program the nursing home is required to have a Memorandum of Agreement (MOA)

with a federally designated Quality Improvement Organization (QIO) which Island Peer Review Organization (IPRO) is; therefore, be it

RESOLVED, that this Legislature approves the MOA between IPRO, 1979 Marcus Ave, Lake Success, NY 11042 and The Villages of Orleans Health & Rehabilitation Center for the period August 1, 2011 to July 31, 2014 to provide medical records review for the Medicare Ninth Scope of Work (9th SOW).

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

RESOLUTION NO. 155-412

AUTHORIZING EMERGENCY MANAGEMENT TO PARTICIPATE IN THE FY2012 STATE HOMELAND SECURITY GRANT PROGRAM

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for participation in the Homeland Security FY2012 Grant Program in the amount of \$61,500 to be used for interoperability, effective through a 24 month grant program; and, be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

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

RESOLUTION NO. 156-412

APPROVING PROBATION DIRECTOR TO APPLY FOR GRANT FUNDING THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to apply for monies (\$148,585) from the NYS Division of Criminal Justice Services for the following block grant funding:

Regular State Aid in the amount of \$95,120 for the period of July 1, 2012 to June 30, 2013 to reimburse the county for probation services.

Probation Eligible Reduction Initiative in the amount of \$33,825 for the period of July 1, 2012 to June 30, 2013 to provide supervision and treatment to high risk offenders (Drug Court) eligible for services who are in jeopardy of incarceration.

Intensive Supervision Program in the amount of \$16,596 for the period of July 1, 2012 to June 30, 2013 to provide Intensive Supervision to eligible felons who would otherwise be sentenced to incarceration in our local jail or with the New York State Department of Corrections.

Enhanced Sex Offender Supervision of level 2 and level 3 SORA Registerable Offenders in the amount of \$4,045 for the period of July 1, 2012 through June 30, 2013.

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

RESOLUTION NO. 157-412

AUTHORIZING EXPENDING GRANT FUNDS IN SHERIFF'S OFFICE AND AWARING BID FOR JET BOAT AND TRAILER

WHEREAS, advertisement for sealed bids occurred and one bid was publically opened on April 12, 2012; therefore, be it

RESOLVED, that this Legislature awards the bid for a 2011 Sea Doo Speedster and 2011 Karavan trailer to Anchor Marine, 1501 Ferry Rd, Grand Island, NY, 14072, for the amount of \$18,350; to be fully paid from FY2009 Operation Stonegarden Grant, approved by Resolution No. 214-610, through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants. County Cost \$0.

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

RESOLUTION NO. 158-412

AUTHORIZING FILLING VACANT POSITION AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Clerk position (6030.555) at the Villages of Orleans Health and Rehabilitation Center at Grade 7 of the CSEA Salary Schedule effective April 26, 2012.

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

RESOLUTION NO. 159-412

AUTHORIZING PURCHASE FROM HIGHWAY/BUILDINGS & GROUNDS BUDGET

RESOLVED, that this Legislature authorizes the Highway/Buildings & Grounds Department to purchase a Kubota 27 HP Gas Zero Turn Mower from Bentley Brothers, 13936 Route 31, Albion, NY 14411, from the State Contract, at a cost of \$8,119 minus \$2,119 trade in of a 709 Bobcat Backhoe attachment to equal the balance of \$6,000 purchase price to be paid from account A1620.270 Highway/Buildings & Grounds – Capital Equipment.

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

RESOLUTION NO. 160-412

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

RESOLVED, that this Legislature approves County HAVA Funds Contract #C003236 in the amount of \$179,599.49 between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY 12207. This contract allows for reimbursement of operations and equipment expenses incurred by the board to comply with HAVA regulations, including reimbursement for items not initially

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covered (SHOEBOX costs), effective April 1, 2004 through March 31, 2014.

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

RESOLUTION NO. 161-412

AUTHORIZING FILLING VACANCY IN THE OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Secretary to the Chief Administrative Officer position (1020.02) in the office of the Chief Administrative Officer at Grade 1 of the Management Compensation Plan; effective May 14, 2012.

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

RESOLUTION NO. 162-412

AUTHORIZING SHERIFF'S OFFICE TO APPLY FOR FY2012 STATE HOMELAND SECURITY MONEY

RESOLVED, that this Legislature authorize the Sheriff's Office to apply for funding through the FY2012 State Homeland Security Program; grant funding allocation is in the amount of \$20,500 to be used specifically for law enforcement terrorism prevention activities.

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

RESOLUTION NO. 163-412

AUTHORIZING PURCHASE FOR THE COUNTY RECORDS CENTER

WHEREAS, Resolution No. 28-112 authorized setting up new money as a result of being awarded a Local Government Records Management Improvement Fund Grant for the expansion of the County Records Center; now, be it

RESOLVED, that this Legislature approves the purchase of materials for 1,386 cubic feet of shelving, sections, and materials to set up the new records room, at a cost of \$12,488, NYS Contract pricing, to be purchased from Aurora Storage Products, Inc, 35242 Eagle Way, Chicago, IL 60618, to be paid from A1460.486 – Records Management, Special Grants.

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

Chairman Callard asked for any other unfinished business. Legislator Rush questioned if the Jet Boat will be parked at the Marina or will it remain on the trailer. Mr. Nesbitt stated that it will be used for special operations. Legislator Johnson stated that it is a special boat that can get into the smaller waterways

Legislator Rush made a motion to move into Executive Session at 5:15 p.m. to discuss the employee history of a specific county employee; seconded by Legislator Smith. Motion Carried.

Legislator Bower moved to reconvene the meeting from an Executive Session at 5:34 p.m.; seconded by Legislator Johnson.

Legislator Rush moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:35 p.m.

LEGISLATURE MEETING

May 9, 2012

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislators Allport and Eick.

The Clerk presented the following communications: The Annual Financial Report Update Document for the County of Orleans for the Fiscal Year ending December 31, 2011 has been filed by the Orleans County Treasurer. The Traffic Diversion Program has reported their Distribution of Revenue for the period of January 1, 2012 through March 31, 2012.

Legislator Rush presented a proclamation on behalf to Communities Can in celebration of National Children's Mental Health Day. Those present to accept the proclamation included Lynne N. Wright, Freddie Stewart, Beth Nesbitt and Lynne Williams.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through April 2012. In April the worker's compensation bill was paid so employee benefits look high. The schools and villages were paid their unpaid tax relievis. State aid is down because they implemented new financial software and it took two weeks before that money came in so we should see improvement for next month.

During open discussion, Chairman Callard reminded the public that questions or concerns should be related to the Legislature and that the Board can't spend time on political philosophies. Allen Lofthouse, Kendall, questioned Resolution No.165-512 concerning a two year extension with CSEA and as to why it is a two year extension agreement and not one year. He was concerned that it can't be projected two years from now as to how things will be. The Union and the County negotiated a two year extension agreement to settle, stated Chairman Callard. It was half the term of the current contract. Mr. Lofthouse asked what temporary means for the "temporary layoffs". Mr. Nesbitt said that we have already cut many positions by attrition and not had to lay off people. He said they feel confident that they can continue to do it this way. Laying people off is costly to the County. Mr. Nesbitt stated that we can also repurpose employees to departments that have funding and needs for employment rather than paying high unemployment bills for layoff and laying people

off is not good for the community either. Mr. Lofthouse said the best way to cover that would be not to hire any new staff. Mr. Nesbitt stated that the best way of avoiding to lay people off for the next two years would be not to hire any additional full time staff.

Paul Lauricella, Yates, shared his opinion that the County should have insisted on a one year contract, with no increase for the next two years and no layoff provision. The County should show them who the boss is and should not have the layoff provision in there. Mr. Lauricella also inquired about the Resolution No. 172-512 concerning the \$5,000 contribution to the Lighthouse because if it is bringing people in than why is the taxpayers giving them \$5,000. Legislator Rush indicated that they do not charge a fee to visit the Lighthouse. When they were open last year, they had 2,600 people sign the visitor book. He said if they were opened full time, there is a possibility of having 5,000 people visit the Lighthouse. Legislator Rush stated that this is great for our tourism which also brings sales tax into our county. This is part of our tourism project as well. Mr. Lauricella asked if they sell souvenirs too? They may to help maintain the building. Chairman Callard said that this will help represent the completion of phase one which ties into phase one of the marina project that is being undertaken right now. We hope that there will be a phase two if money becomes available to help further embellish the area. It has been highly received within and outside of the county in stimulating tourism. Mr. Lauricella said that he hopes that they will be self supporting. Chairman Callard stated that they have already created \$250,000 of their own initiative to develop and construct the property. Mr. Lauricella said that they need \$5,000 more? Chairman Callard said that the Board is contributing to help finish phase one but looking at it as a \$5,000 investment and a return of \$250,000, is a good investment. Mr. Nesbitt stated there is a risk that if they run out of money and was unable to finish the project, it is on County controlled property so we would have to finish it. Mr. Lauricella said that people would probably pitch in if they have too. Chairman Callard said that people have already pitched in. Legislator Rush mentioned the ability to purchase bricks to have your name on the brick walk.

Paul Rusin, Murray, questioned Resolution 170-512 as to what the criteria was used in determining the various Mortgage Tax distributions to the towns and villages. Treasurer Heard said it is the result of the sales of mortgages in the various towns and calculated based town assessments.

Legislator Rush moved to add four resolutions to the agenda; second by Legislator George. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 164-512

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	10907-11095	\$386,741.43
Highway	905-913; 2404-2445	\$143,995.03
Nursing Home	1539-1545; 39827-39869	\$409,646.85
Job Development	No Claims	
Self Insurance	50192-50195; 50271	\$8,056.25

Moved, Bower; second, Johnson.
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 165-512

AMENDING RESOLUTION NO. 54-109 APPROVING A TWO YEAR EXTENSION TO THE EXISTING AGREEMENT WITH CSEA

WHEREAS, this Legislature approved an agreement with the Civil Service Employees Association, (CSEA) agreement covering a four-year period beginning January 1, 2009 and ending December 31, 2012; and

WHEREAS, the CSEA and Legislature desire a harmonious working relationship for the next two years; therefore be it

RESOLVED, that the Orleans County Legislature approves an extension of the existing agreement that provides for a 0% increase in 2013 and a 2% increase in 2014; all other terms remain in effect except for the addition of a temporary “no layoff provision”.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Chairman Callard made the following statement: *“The Legislature is pleased that the CSEA and the county have reached an agreement that is sensitive to the current economic climate. It is important to have a strong partnership with our employees that represent the county in the community. The negotiating teams assessed the situation and came to a practical solution. Our employees are appreciated and their jobs are secure.*

I thank the management negotiating team for its efforts working on the agreement and would ask CAO Nesbitt, as the lead, to take that message back to those involved in reaching this expeditious agreement. It not only finalizes some aspects of the 2013 budget, but provides certainty to the employees going forward. Thank-you again.”

Legislator Rush moved to amend an agreement to get additional funds for the rabies program. Paul Pettit, Public Health Director, added that additional funds are available to help offset the costs related to the rabies program. He indicated that our expenses always run over and these additional funds will help with that. Legislator Bower seconded the motion. The following resolution was adopted.

RESOLUTION NO. 166-512

AMENDING RESOLUTION NO. 275-708 AN AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NEW YORK STATE HEALTH DEPARTMENT

RESOLVED, that this Legislature amends Resolution No. 275-708, an agreement between the Health Department and New York State Department of Health, Zoonoses Program; Room 621, GNARESP-

May 9, 2012

Resolutions 164-182

Corning Tower Albany, NY 12237 to provide funding for Rabies control in Orleans County. Contract period January 1, 2008 through December 31, 2012. Contract amount \$18,967. The amendment is for additional funding for the Rabies Program in the amount of \$12,115.12. This increase is to cover expenses exceeded in the first three years of the five year contract.

Moved, Rush; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 167-512

AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of vacancies in the Jail, as follows:

Full-time Correction Officer (3150.12), as a result of a retirement, at Grade 5 of the Orleans County Sheriff Employees Association (OCSEA) Contract, effective May 31, 2012.

Full-time Correction Lieutenant (3150.22), as a result of a promotion, at Grade 7 of the Orleans County Sheriff Employees Association (OCSEA) Contract, effective May 10, 2012.

Part-time Correction Officer (3150.29), as a result of a full time promotion, at \$11.14 per hour, effective May 10, 2012.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 168-512

APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND COMMUNITY ACTION OF ORLEANS AND GENESEE

RESOLVED, that this Legislature approves an agreement between Mental Health and Community Action of Orleans and Genesee, 411 E. State St., Albion, NY 14411 providing, for the period of May 1, 2012

through December 31, 2012, summertime services for youth referred or approved by the Department of Mental Health at a cost of \$5,000. County cost is 0.

Moved Rush; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 169-512

APPROVING VARIOUS AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

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

New Directions Youth & Family Services, Randolph, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Kids Peace National Center for Kids in Crisis, Schnecksville, PA for the provision of therapeutic foster care services; to be effective July 1, 2012 through June 30, 2013 at rates established by New York State Office of Children & Family Services. Reimbursement will vary by child's eligibility for State and Federal Funding.

Moved, Smith; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 170-512

AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending March 31, 2012; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

Mortgage Tax Apportionment
 October 1, 2011 through March 31, 2012

	Town Taxable	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	202,214,366	118,665,093	29.34%	12491.81	3,665.27	8,826.54
Barre	83,516,883			12,516.33	0	12,516.33
Carlton	189,579,392			15,745.93	0	15,745.93
Clarendon	150,447,092			15,776.76	0	15,776.76
Gaines	110,875,414	22,911,153	10.33%	8,066.06	833.38	7,232.68
Kendall	150,271,974			11,768.44	0	11,768.44
Murray	175,341,416	52,532,163	14.98%	18,598.48	2,786.05	15,812.43
Ridgeway	218,555,088	93,748,500	21.45%	16,534.95	3,546.31	12,988.64
Shelby	177,581,387	71,980,958	20.27%	13,869.12	2,810.86	11,058.26
Yates	150,275,911	28,995,801	9.65%	12,507.59	1,206.67	11,300.92
	<u>1,608,658,923</u>	<u>388,833,614</u>		<u>137,875.47</u>	<u>14,848.54</u>	<u>123,026.93</u>

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Legislator Smith moved to approve the Shared Highway Services agreements with the four villages in the county; seconded by Legislator Bower. Attorney Schubel wanted to thank and compliment Highway Superintendent Gray on all of his efforts in bringing this to fruition. Anytime a person can get ten towns and four villages to agree on an agreement, that is as complicated as this one, is a significant accomplishment. A number of towns had concerns for the language alike and Superintendent Gray was very effective in assisting Attorney Schubel's office in the resolution of those language issues and the towns were all supportive. Several weeks ago the State Comptroller's office complimented the Town of Batavia for having an inter-municipal agreement with the Town of Elba which he thinks pales in comparison in what is being done here. He stated that it is a real compliment to this Legislature and the towns and villages that there is unanimity on this. There is a long history of doing this informally throughout the county but the State Comptroller's office is requesting that we memorialize this in the form of an agreement and he believes this is a great achievement.

Superintendent Gray was applauded for his efforts. The following resolution was adopted.

RESOLUTION NO. 171-512

APPROVING AGREEMENTS WITH THE VILLAGES FOR SHARED HIGHWAY SERVICES

RESOLVED, that the Legislature approves agreements with the Villages of Albion, Holley, Lyndonville, and Medina for the Sharing of Highway Services between the County and the Villages, including but not limited to renting, exchanging, or lending of highway machinery, tools and equipment, borrowing or lending supplies, provision of specific services, and maintenance of machinery equipment; agreement effective May 1, 2012 through April 30, 2017.

Moved, Smith; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 172-512

AUTHORIZING CONTRIBUTION TO THE OAK ORCHARD LIGHTHOUSE MUSEUM

WHEREAS, the Oak Orchard Lighthouse Museum committee has endeavored to build a replica of the original lighthouse at Point Breeze at the county run park at Point Breeze; and

WHEREAS Public/private partnerships are integral to the future of development in our county; and

WHEREAS, the Oak Orchard Lighthouse Museum is now a very important part of tourism in Orleans County by bringing people from near and far to add to their knowledge, understanding, and appreciation of our communities history; now, be it

RESOLVED, that the Orleans County Legislature wishes to support the continuation of the Oak Orchard Lighthouse Museum as a tourism attraction and historical edifice on the Oak Orchard River; and be it

FURTHER RESOLVED, that the Orleans County Legislature wishes to contribute \$5,000 to the Oak Orchard Lighthouse Museum to continue in the delivery of history of the Oak Orchard Harbor to paid from the Historian account A7510.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Historian budget as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$5,000
 <u>TO:</u>		
A7510.418	Other Contractual Expenses	\$5,000

Moved, Rush; second, Bower.
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 173-512

AUTHORIZING EMERGENCY PURCHASE FROM THE ENTERPRISE ACCOUNT TO REPLACE A HOT WATER BOILER

RESOLVED, that this Legislature authorizes an Emergency purchase from VJ Stanley, Inc., 11 White St, PO Box 1092, Rochester, NY 14603, for replacement of a hot water boiler and relief valve at the Villages of Orleans Health and Rehabilitation Center at a cost of \$6,423.68; to be paid out of the Villages of Orleans Enterprise Fund 6030.250 – Other Equipment.

Moved; Rush, second, Smith.
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 174-512

AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY DEPARTMENT BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway Department budget, due to the sale of scrap material to pay for detour signs and traffic barriers for the Marsh Creek Road over Oak Orchard Creek Bridge in the Town of Carlton, as follows:

Revenue:

D2650	Sale of Scrap	\$3,200.54
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Appropriation:

D3310.436	Road Fund Traffic Safety-Road Mat'l	\$3,200.54
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Moved, Smith; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 175-512

**AUTHORIZING PAYMENT TO NEW YORK MUNICIPAL
INSURANCE RECIPROCAL**

RESOLVED, that this Legislature authorizes a payment to New York Municipal Insurance Reciprocal, in the amount of \$5,000 under its Municipal Law Enforcement Policy to cover the Orleans County deductible for a settled lawsuit against the County; to be paid from Unassigned A1910.495 - Judgment & Claims.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 176-512

**AUTHORIZING EXPENDING OPERATION STONEGARDEN
GRANT FUNDS IN SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes a purchase of a Panasonic CF-19 computer, portable DVD player (NYS Contract #PY65147); 3 year Toughbook, docking station, Viewsonic 10WProjector, (NYS Contract #PT65143), to purchased from Brite, 7647 Main St. Fishers, Victor, NY in the amount of \$5,259 to be fully paid from FY2009 Operation Stonegarden Grant, approved by Resolution No. 214-610, through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants. No County cost.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Legislator Johnson moved to approve a municipal cooperation agreement for water and sewer. She added that we have been talking about cooperation between municipalities in the county. This is another historical document that was agreed upon between the Village of Medina, Towns of Ridgeway and Shelby, Medina School District and the County of Orleans and a lot of work was involved and a long time in the making of this agreement. Legislator Bower seconded the motion.

RESOLUTION NO. 177-512

APPROVING A MUNICIPAL COOPERATION AGREEMENT FOR WATER AND SEWER

WHEREAS, the Village of Medina owns, operates, and maintains water mains, hydrants, and other appurtenances, a waste water treatment plant, sewer mains, and other related sewage treatment appurtenances, and performs system maintenance and repairs; and

WHEREAS, the Village of Medina has determined that it has the capacity and capability to provide the aforescribed services on a cooperative or contract basis subject to the contingencies set forth in this Municipal Cooperation Agreement; and

WHEREAS, the parties believe that it will produce savings for the taxpayers of the parties by promoting industrial development in all areas of the community by making provision for the aforescribed services by the Village to development parcels outside the Village in a manner that preserves the tax base of the Town(s) while providing compensation to the Village for the provision of "joint services" as such services are defined in section 119-n (c) of the of the General Municipal Law of the State of New York; and

WHEREAS, pursuant to Article 5-G, section 119-o and Article 18-1, section 858(9) of the General Municipal Law of the State of New York, the parties are authorized and have the power to enter into a Municipal Cooperation Agreement with respect to functions which each may legally undertake such as the subject of this Agreement; now, therefore be it

RESOLVED, that this Legislature approves a Municipal Cooperation Agreement between the Village of Medina, a municipal

corporation with offices at 119 Park Ave., Medina, NY; the Town of Ridgeway, a municipal corporation with offices at 410 West Ave., Medina, NY; the Town of Shelby, a municipal corporation with offices at 4062 Salt Works Rd., Medina, NY; the Medina Central School District, a municipal corporation with offices at 1 Mustang Dr., Medina, NY, the County of Orleans, a municipal corporation with offices at 3 S. Main St, Suite 2, Albion, NY; and the County of Orleans Industrial Development Agency (“COIDA”), an industrial development agency formed under Article 18-A of the General Municipal Law with offices at 121 N. Main St., Albion, NY to provide/receive water and sewer services; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign this Municipal Cooperation Agreement on behalf of Orleans County and copies to be forwarded to all parties involved.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Mr. Nesbitt stated he wished to compliment the Chairman for carrying the ball on this and that it has taken forty years to have everyone agree on this for the development of economic development sites on the west end and it is fantastic that this has been done and the Chairman deserves a hand shake and pat on the back for putting this together. Chairman Callard made the following comment: *The Village of Medina and the Town of Shelby talked about a water and sewer agreement through successive boards without success for decades. Without such an agreement during that time commercial and industrial development became contentious and often delayed.*

In January 2011 I called upon the leaders of the village and the towns, now including Ridgeway, to come together and agree upon a tax-sharing deal. When such an agreement was made, then further discussions were conducted with the Medina Central School District. The county and the economic development agency facilitated all the discussions and negotiations and agreement was finalized this month.

The Medina Central School District and the Town of Shelby have already ratified the agreement, now the county, and the Village of Medina and the Town of Ridgeway will conclude ratification of the agreement in the next couple of weeks.

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Resolutions 164-182

This agreement is paramount in this economic climate in bringing new business to the county.

I will next be calling upon other village and town leaders throughout the county to see if other similar needs exist.

RESOLUTION NO. 178-512

RESOLUTION DECLARING MAY 23, 2012 TO BE “MAYDAY FOR MANDATE RELIEF” AND URGING THE MANDATE RELIEF COUNCIL TO TAKE SWIFT ACTION IN SUBMITTING A PACKAGE OF MANDATE RELIEF PROPOSALS TO GOVERNOR CUOMO AND THE STATE LEGISLATURE TO BE VOTED ON THIS SESSION

WHEREAS, the State of New York mandates (requires) the delivery of State programs using local resources, causing some counties to dedicate more than 80 percent of their entire budget toward the funding of State mandated programs and fixed costs; and

WHEREAS, the New York State Association of Counties has identified just 9 state mandates that equal 90 percent of all county property taxes levied in 2010 (outside of New York City), consuming \$4 billion of \$4.4 billion in county property taxes levied. These mandates include: Medicaid, TANF/Public Assistance Safety Net, Child Welfare Protective and Preventive Care, Special Education Pre-School, Early Intervention, Probation, Indigent Defense, Youth Detention, and Pensions; and

WHEREAS, these State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of important local services; and

WHEREAS, these State imposed mandates continue to contribute to New York’s highest in the nation local tax burden for residents and businesses, severely damaging New York’s ability to attract, create and maintain good paying jobs, as well as contributing to population losses to other states; and

WHEREAS, when the State enacted a property tax cap in 2011, a Mandate Relief Council was established to review specific mandates and advance legislative proposals to reduce the statutory and regulatory burden on municipalities; now therefore be it

RESOLVED, that Orleans County Legislature does hereby declare May 23, 2012 to be “Mayday for Mandate Relief” to demonstrate that the decisions made in Albany have a direct impact on the property tax levy and local community services here in Orleans County; and be it

FURTHER RESOLVED, that Orleans County Legislature hereby calls on the Mandate Relief Council to take swift action in submitting a package of Mandate Relief proposals to Governor Cuomo and the State Legislature to be voted on by our State Representatives during the 2012 State Legislative Session; and

BE IT FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, members of the New York State Legislature, NYSAC and all those deemed necessary and proper.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 179-512

AUTHORIZING PURCHASE FROM FUEL FARM BUDGET

RESOLVED, that this Legislature authorizes the Orleans County Fuel Farm to purchase 2 stainless steel island forms for Fuel Farm Islands located at 225 West Academy Street, Albion, NY 14411 from S&W Services, Inc., 768 Brooks Avenue, Rochester, NY 14619 at a cost of \$5,700, to be paid from the account DM5140.444 – Fuel Farm.

Moved, Smith; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 180-512

AUTHORIZING PAYMENT TO WENDEL ENERGY SERVICES FOR ENERGY PERFORMANCE CONTRACT

WHEREAS, Resolution No. 91-311 authorized the Orleans County to enter into an agreement with Wendel Energy Services LLC to implement an Energy Performance Contract; be it

RESOLVED, that this Legislature authorizes payment to Wendel Energy Services, 140 John James Audubon Pkwy, Amherst, NY 14228 in the amount of \$28,607.16 for a portion of the Project Development Agreement (PDA) (\$7,112.30) to be paid from Buildings and Grounds account A1620.403.0222 – Maintenance/Capital Projects and for a partial payment to Monroe Piping and Sheet Metal (\$21,494.85) as authorized in Resolution No. 285-911.

Moved, Smith; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 181-512

ACCEPTING AND APPROVING THE SALARY REVIEW COMMITTEE'S RECOMMENDATION

WHEREAS, the Salary Review Committee met to review the requests. The review was performed in accordance with the guidelines contained in the salary review policy. Under this policy, a recommendation to upgrade must be based on the following: a change in job responsibilities or change in the qualifications or the position appearing to be underpaid when compared with comparable positions involving similar responsibilities; and

WHEREAS, the Salary Review Committee has reviewed two requests for salary review and presented recommendation to the Legislature in executive session on April 25, 2012; therefore be it

RESOLVED, that this Legislature approves the salary review committee's recommendation that includes the following upgrade, effective January 1, 2013:

Director of Computer Services Grade 10, Step 8 of the Management Compensation Plan.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

RESOLUTION NO. 182-512

APPROVING AN EMPLOYMENT AGREEMENT WITH THE CHIEF ADMINISTRATIVE OFFICER

WHEREAS, this Legislature wishes to maintain stable leadership of county government operations; and

WHEREAS, professional management frees county elected officials to focus on the policy issues, empowers them to provide leadership and develop a vision for the community; therefore be it

RESOLVED, that this Legislature approves and authorizes the Chairman to execute a five year agreement with Charles H. Nesbitt Jr., to serve as Chief Administrative Officer for the County of Orleans at the current salary for all assigned duties for 2012.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Legislator Rush moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:03 p.m.

LEGISLATURE MEETING

May 23, 2012

Chairman Callard called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by Legislator Smith, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower.

The Clerk presented the following communications: Care Net Center of Greater Orleans is part of the group organizing the Albion Strawberry Festival 5k & 8k Race. They are requesting permission to place a large vinyl banner on the Courthouse Square lawn as soon as possible to advertise this event. This event kicks off at 8 a.m. on Saturday, June 9th. This request was approved unanimously by the Legislature. The New York State Division of Local Government Services will be holding training for Local Boards on Thursday, June 14th from 5 p.m. to 9:30 p.m. at the Erie Community College North Campus in Williamsville, at Kittinger Hall. This event is sponsored by the Erie County Department of Environment and Planning, Orleans County Planning Board, and Niagara County Department of Economic Development. Resolution received from the County of Oswego entitled “A Resolution Opposing the Memorandum of Understanding between New York State and the Federal Government to Speed Development of Wind Towers in Lake Ontario’s Eastern Basin.” Resolution received from the County of Chenango entitled “A Resolution Requesting Sales Tax Exemption for the Purchase of Seeds and Plants used to Grow Food for Personal Consumption.”

During open discussion, Paul Rusin, Murray, questioned the Mental Health position resolution and why there is a change in grades. Legislator Allport advised that the position is being replaced in the billing department with an Account Clerk Typist position because per civil service rules, she has been working out of title. He further stated that this will conform to the civil service rules and provide the proper title. Mr. Rusin raised Resolution No. 196, which he thanked Chairman Callard for his indication that he is looking into Agenda 21, but said part of Agenda 21 is that the Environmental Protection Act is designed to make everything more expensive. Almost everything done through government, or even in the private sector, will be done especially if there is a public/private partnership and dealing with union skill labors becomes expensive. In regards to Chairman Callard’s comment regarding politics,

he said there is a definition going around about “politics”, with “poly” meaning many, and “tics” meaning blood sucking creatures. Let’s just hope we don’t have this in this forum here today.

Paul Lauricella, Yates, wanted to discuss the state programs and mandates. He said that everyone is being told that they need to get involved by Governor Cuomo and Assemblyman Hawley has been bringing up bills to try to get mandate relief. He said it has to be understood that everyone that is trying to get this done is in the minority, either liberals or hardcore lobbyists. The republicans are in name only. He asked what is going to happen if they keep drawing the line in the sand farther away and telling us to back up. Mr. Lauricella asked if this group has a plan B. Chairman Callard said that these are elected representative and it behooves the people to elect these individuals and if they are disgruntled, then they should elect new representation. It is up to us, in our voting, to make the change. Mr. Nesbitt stated that in fairness to the Governor, he submitted mandate relief proposals that not all went through. The four that we looked at as mandate relief proposals in the Governor’s budget, only two went through. The pension reform did not go through in its original form but a more watered down but still pretty strong pension reform version was approved. The Medicaid reform, in our view was positive. They did tinker around the edges with it a bit which brought to a halt a 8 million dollar bill that local governments are paying, further expressed Mr. Nesbitt. Paul Lauricella stated that all of the towns are onboard, all of the connecting County Legislators too; but it comes to the point where, when does defiance come in and this may be the only way we get mandate relief. People have had enough of the taxes. When the revolution was fought, if we had people sit there and do nothing, this country would not be here.

Allen Lofthouse, Kendall, asked who deals with the union negotiations. Chairman Callard indicated that a negotiation team of management is appointed. Mr. Nesbitt indicated that he is the lead on this team and others are included which include management of the broad sections of the work force. A representative is picked from the Nursing Home because they have 150 employees, another representative from DSS because they have 85 employees and to also include the County Attorney and the Personnel Director. Mr. Lofthouse asked how many unions are negotiated, Mr. Nesbitt indicated three.

May 23, 2012

Resolutions 183-196

Legislator Smith shared that on April 26th there was a job fair sponsored by ARC. There were 29 employers and over 300 job seekers. Kentucky Fried Chicken had 114 applicants and have hired 56 part time employees. Of those hired, 8 were Public Assistance recipients, 2 SafetyNet applicants, and 8 food stamp recipients. They plan to open on the 29th or 30th of May. The grand opening is scheduled for June 15th. Chairman Callard stated that those figures are heartening and it relieves the strain on Social Services. He said we have a host of retail stores and other businesses opening in the next month or two. Legislator Smith indicated that he feels it is great getting these people off assistance which is good for Orleans County.

Legislator Johnson responded to Mr. Lauricella's comment in that he said he has no power. She indicated that in November he does have the power when he votes and needs to remember this. She also reminded him that at our assembly level, our county level, and at our town level we are all in it together on these unfunded mandates. Western New York may be a very small area of the entire State but NYSAC put tonight's conference session presentation together which is supported by all the Counties across the State. She believes our voice is getting out there and it has become loud and clear.

Councilman Schaal personally commended the Legislative body for the efforts they are putting forward on this issue and a lot of other issues. Too often this body, and all other bodies, are being condemned for not doing enough. As Mr. Lauricella pointed out, that "you" have the power. Mr. Schaal thinks Mr. Lauricella doesn't understand that this is a nation of laws. We can do what we can do within the law. He believes this body has done everything it can do and he knows it will continue to provide the best government for the local people.

Legislator Eick announced that a new sign has been installed at The Villages of Orleans Health and Rehabilitation Center and it is lit at night.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 183-512

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	1-124	\$212,020.95
Highway	No Claims	
Nursing Home	1003-1008; 1010-1015; 1018-1019; 25001-25040	\$211,427.69
Job Development	1003-1005	\$10,947.50
Self Insurance	1019; 50269-50270; 50326-50329	\$44,617.28

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

RESOLUTION NO. 184-512

APPROVING AGREEMENTS WITH THE TOWNS FOR SHARED HIGHWAY SERVICES

RESOLVED, that the Legislature approves agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Kendall, Murray, Ridgeway, Shelby, and Yates for the Sharing of Highway Services between the County and the Towns, including but not limited to renting, exchanging, or lending of highway machinery, tools and equipment, borrowing or lending supplies, provision of specific services and maintenance of machinery equipment; agreement effective May 1, 2012 through April 30, 2017.

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

RESOLUTION NO. 185-512

APPROVING AGREEMENT BETWEEN THE BUILDINGS AND GROUNDS AND CONCREATIONS, LLC

RESOLVED, that this Legislature approves an agreement between the Buildings and Grounds Division of the Highway Department and Concreations, LLC, 3890 Pike Rd., Batavia, NY 14020 for repairing stone work around foundation, replace and repoint damaged bricks on south section and repair steps in front of the Treasurer's Building, per written proposal submitted in the amount of \$6,000 with such work to be completed May of 2012. Project to be paid from Buildings & Grounds account A1620.403 – Maintenance Projects.

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

Legislator Eick moved to approve two agreements with the Health Department; seconded by Legislator Rush. Legislator Allport pointed out that the Public Water Supply Program is a cooperation between Soil and Water and the Public Health Department. Soil and Water has a watershed project that is renewed every five years to protect the watershed. That is why around the county you see spray sheds for the fruit growers; see better manure control for dairy and beef farms so the runoff from the cows does not make it to the streams. This is an outstanding cooperation between the two department added Legislator Allport. The following resolution was adopted:

RESOLUTION NO. 186-512

APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following agreements between the Orleans County Health Department and the following agencies:

NYS Department of Health, Bureau of Community Health and Food Prevention, 547 River Street; Room 515 Troy, NY 12180-2216, contract amendment to Resolution No. 275-911: amendment to provide an additional year; April 1, 2012 through March 31, 2013, with additional funding in the amount of \$26,089. Contract #C025046. All other terms of contract remain the same to provide funding to enforce and educate residents and retailers of Orleans County through the Adolescent Tobacco Use Prevention Act and Clean Indoor Air Act. No County Cost.

New York State Department of Health, Center for Environmental Health, Division of Environmental Protection, Bureau of Public Water Supply Protection, Flanagan Square, 547 River St., Troy, NY 12180-2216 to provide \$111,812 to the Orleans County Health Department for the Public Water Supply Program. Contract period April 1, 2012 through March 31, 2013. Contract #C026479. No County cost.

Moved, Eick; second, Rush.

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

Legislator Johnson moved to extend the Crime Victim's Assistance program; seconded by Legislator Rush. Mr. Nesbitt added that this is a 2% funding cut. There is no county dollars spent on this program. The following resolution was adopted:

RESOLUTION NO. 187-512

AUTHORIZING THE DISTRICT ATTORNEY TO ACCEPT A ONE-YEAR GRANT EXTENSION FOR FUNDING FOR THE CRIME VICTIM/WITNESS ASSISTANCE PROGRAM

WHEREAS, Resolution No. 250-709 approved a three year grant from the New York State Crime Victims Board for the Crime Victims Assistance Program effective through September 30, 2012; now, be it

RESOLVED, that this Legislature authorizes the District Attorney to accept a one-year grant extension from the New York State Office of Victim Services for funding in the amount of \$101,688 for the Crime Victim Assistance Program to fund the period of October 1, 2012 through September 30, 2013; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute this grant extension agreement pending review and approval of the Orleans County Attorney and Chief Administrative Officer.

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

RESOLUTION NO. 188-512

AUTHORIZING THE DIRECTOR OF THE OFFICE FOR THE AGING TO ISSUE RFP FOR PERSONAL EMERGENCY RESPONSE SERVICES

RESOLVED, that this Legislature does hereby authorize Office for the Aging Director to issue a Request for Proposals (RFP) from Personal Emergency Response Service Providers to provide Emergency Response System Services in Orleans County for monitoring and maintaining emergency response equipment, responding to emergency signals and maintaining records on client data and monitoring.

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

Legislator Smith moved to approve an agreement with Berkshire Farm Center; seconded by Legislator Allport. DSS Commissioner Tom Kuryla added that this is a renewal of an existing contract for foster institutional care. Children are placed at this location because we do not have services available locally to accommodate the needs of certain children that may have behavioral, mental health, or substance abuse issues. This is a contracted service so they are rehabilitated and supervised appropriately. Mr. Kuryla advised that currently we have no children placed at this location. The following resolution was adopted:

RESOLUTION NO. 189-512

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND BERKSHIRE FARM CENTER

RESOLVED, that this Legislature approves a renewal agreement between the Orleans County Department of Social Services and Berkshire Farm Center, Canaan, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Smith; second, Allport.

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

RESOLUTION NO. 190-512

AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill two vacant positions in the Department of Social Services as follows:

Youth Care Worker (6010.0231) at Grade 8 of the CSEA Salary Schedule effective May 20, 2012.

Caseworker (6010.0219) at Grade 16 of the CSEA Salary Schedule effective July 2, 2012.

Moved, Smith; second, Allport.

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

RESOLUTION NO. 191-512

APPROVING AMENDED AGREEMENT BETWEEN OFFICE FOR THE AGING AND NEIGHBORHOOD LEGAL SERVICES

RESOLVED, that this Legislature amends Resolution No. 404-1211 for an agreement between the Office for the Aging and Neighborhood Legal Services, 5073 Clinton St Rd, Batavia, NY to provide legal services for Orleans County residents age 60 and older from January 1, 2012 to December 31, 2012. Contract has been amended to be paid on retainer of \$4,000 per year, decreased from \$6,000 per year. County cost decreased from \$600 to \$400.

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

RESOLUTION NO. 192-512

APPROVING AGREEMENTS BETWEEN OFFICE FOR THE AGING AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby authorize the following agreements for the Office for the Aging Department:

P2 Collaborative, 6225 Sheridan Dr., Suite 206, Williamsville, NY 14221 to collaboratively work with Orleans Office for the Aging to screen eligible patients who are being discharged from Orleans Community Health who meet requirements of the Care Transitions Program. Office for the Aging will assign coaches certified in the Care Transition Intervention to perform services for eligible discharge patients. P2 will reimburse Orleans County Office for the Aging for each eligible referral completed. Revenue source. County Cost \$0.

Hospice of Orleans, 14080 Route 31 West, Albion, NY 14411 to provide coaching services to eligible patients referred by Orleans County Office for the Aging that have been discharged from Orleans Community Health through the Care Transitions Program. Office for the Aging will reimburse contractor per completed eligible referrals. County Cost \$0.

Orleans Community Health, 200 Ohio St., Medina, NY 14013 to provide coaching services to eligible patients referred by Orleans County Office for the Aging that are eligible patients discharged from Orleans Community Health through the Care Transitions Program. Office for the Aging will reimburse contractor per completed eligible referrals. County Cost \$0.

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

RESOLUTION NO. 193-512

APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS CONTRACTORS

RESOLVED, that this Legislature approves renewal agreements, with no rate changes, between the Villages of Orleans Health and Rehabilitation Center and the following contractors:

Favorite Healthcare Staffing, Inc, 7255 W 98th Terrace-Bldg 5 Ste 150, Overland Park, KS 66212-2215, for Temporary staffing services.

Medical Staffing Network, 2050 S. Clinton Ave., Rochester, NY 14618, for Temporary staffing services.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 194-512

AUTHORIZING ABOLISHING AND CREATING POSITIONS IN THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of an Account Clerk Typist position at Grade 9 of the CSEA Salary Schedule effective June 4, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created Account Clerk Typist position effective June 4, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishing of a Keyboard Specialist position (Position # 4310.31) at Grade 7 of the CSEA Salary Schedule upon the filling of the newly created Account Clerk Typist position.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 195-512

APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND EDITH FORBES

RESOLVED, that this Legislature approves an agreement between the Orleans County District Attorney's Office and Edith E. Forbes, 21 Woodcrest Dr., Batavia, NY 14020 to provide court stenography professional services for Orleans County Grand Jury and Justice Court appearances at a cost of \$200 per Grand Jury Appearance. Additional services for requested printed transcripts at a rate of \$3.80 per page. Term of agreement shall be effective January 1, 2012 through December 31, 2016.

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

RESOLUTION NO. 196-512

AGREEMENT FOR PHASE II ENVIRONMENTAL ENGINEERING AND COORDINATION SERVICES

WHEREAS, the contract for sale of the former Jubilee Building in Medina requires a the site to successfully pass a Phase II environmental review; and

WHEREAS, the Phase I review has revealed that additional work is necessary for the site to successfully pass the Phase II requirements; now, be it

RESOLVED, that this legislature approves an agreement with RJS Environmental in an amount not to exceed \$10,500, to coordinate the completion of the Phase II Environmental Review subject to County Attorney and Chief Administrative Officer review and approval; to be paid from County Attorney Account 1420.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the County Attorney's budget as follows:

FROM:

A1990.435	Contingency	\$10,500
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TO:

A1420.418	Other Contractual Expenses	\$10,500
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Moved Eick; second, Rush.

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

Legislator Allport moved to adjourn; second by Legislator Smith.
Meeting adjourned at 4:58 p.m. .

LEGISLATURE MEETING

June 13, 2012

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

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through May, 2012. Susan Heard, Treasurer stated that we are in good shape, but the month of June is going to be a little bit tougher, due to having to pay for mowing and snowplowing. Sales tax continues to be on the positive side. Legislature Rush commented that he saw the Towns had their mowing in for this audit. He then asked if they mow two or three times. The Treasurer thinks the Towns mow every couple of weeks and we make two payments to them. Mr. Nesbitt, CAO asked the Treasurer about the status of the FMAP. She had not.

During open discussion, Paul Lauricella, Yates, questioned if Resolution No. 199-512 was mandated. Legislator Bower stated that over the next 3 years there will an increase of 17% this year and then an increase of 5% over the next two years. We don't have a choice in the matter. Mr. Nesbitt added that the State law states that the District Attorney be paid the same as the County Court Judge. In this case, Judge Punch also serves as Supreme Court Judge and makes a little more than that, but the District Attorney will be making what the County Court Judge makes strictly as a County Court Judge. Mr. Lauricella then questioned why Orleans County is putting cameras up on the lakeshore line. Mr. Nesbitt stated that this is a NYS Homeland Security funded system that will monitor illegal activity along the lakeshore. Mr. Lauricella asked if there is something going on down there that would warrant this. Mr. Nesbitt stated that there are drugs run across, persons of interest come into our small harbor on Oak Orchard River. Mr. Lauricella argued that there is a lot of public traffic and stated that it is a violation of the 4th Amendment, pursuit of happiness. First it starts with a camera here and a camera there and pretty soon every move we make will be recorded. The Department of Homeland Security, since it has been created has done nothing but stomp on the civil liberties of our citizens. He then questioned Resolution No. 209-512, he state that he has read it five or six times and asked if someone would explain it to him. Mr. Nesbitt stated that he would gladly explain it. He continued that every two years we have to go back to the State Legislature and ask for the same

sales tax rate that we already have. Every two years all of the State Legislators get together to discuss whether or not they are going to grant us the ability to continue to charge us the same amount that we have. All we are asking for is not to have to beg them every two years and avoid the drama of going back and forth on it. We are asking for fairness and the ability to continue to keep what we already have. Chairman Callard called for any more questions. Mr. Lauricella stated that the Conservative Party circulated the petitions for mandate relief for Assemblyman Hawley. One of the big problems with the pensions is this Triborough Law that was formed in 1981. Repeal of the Triborough amendment would establish a more equitable, collective bargaining system in NYS. All of these need to be repealed. This was all started in 1962 by JFK as a payback to the AFL, CIO Union and he allowed the unions to go federal which opened the door. This is something that needs to be pushed at the federal level to repeal this. Even a communist like Roosevelt wanted to sign the bill of rights when everyone was against him. This is what resulted.

Allen Lofthouse, Kendall, question Resolution No. 205-512 if both of these positions were working positions at the time they were abolished. Mr. Nesbitt stated that one of the positions is retiring and the other position will be a layoff. Mr. Lofthouse asked what Mr. Nesbitt thought about what happened in Wisconsin and if Mr. Nesbitt thought a yearly union contract would be better. Mr. Nesbitt stated that he is not in Wisconsin and those are decisions of the Legislature.

Legislator Bower added that he would like it to be one year. Legislator Allport added the contract went from four years to two years. Chairman Callard asked if there anymore questions and with there being none, the following resolutions were presented for adoption:

RESOLUTION NO. 197-612

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,

the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	143-354	\$453,048.60
Highway	1-19; 1-31	\$1,279,702.93
Nursing Home	1020; 1022-1029; 1030-1031; 25041-25086	\$474,557.88
Job Development	No Claims	
Self Insurance	50192, 50396, 50453-50455, 50457	\$46,972.82

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

RESOLUTION NO. 198-612

AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Jail:

Part-time Correction Officer (3150.26) as a result of a promotion, at \$11.14 per hour, effective June 7, 2012.

Full-time Correction Sergeant (3150.09) as a result of a promotion, at Grade 6 of the Orleans County Sheriff Employees Association (OCSEA) contract, effective June 7, 2012.

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

RESOLUTION NO. 199-612

AUTHORIZING THE FILLING OF POSITIONS IN THE DISTRICT ATTORNEY'S OFFICE, MODIFICATION OF SALARIES, AND AMENDING RESOLUTION 459-1210 REGARDING PUBLIC SAFETY PROGRAM MANAGER APPOINTMENT

WHEREAS, Resolution No. 459-1210 created and filled a Public Safety Program Manager position in the District Attorney's Office; and

WHEREAS, the New York State legislation passed two years ago set up a Judicial Compensation Commission that was tasked with reviewing statewide judicial salaries and to make recommendations on new salary levels. The Commission recommended a 27% increase from current salary levels to be implemented over a 3-year period. Pursuant to Judicial Law 183-a, which link judicial salaries with district attorneys' salaries and requires district attorneys' salaries to be at least as high as the County Court Judge in the County; and

WHEREAS, the County anticipates additional State revenue for 2012 to offset this additional expense; now, therefore be it

RESOLVED, that this Legislature authorizes this adjustment in the District Attorney's compensation effective April 1, 2012: and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishing of the Public Safety Program Manager position in the District Attorney's Office effective March 31, 2012.

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

RESOLUTION NO. 200-612

AUTHORIZING EXTENSION OF AGREEMENT WITH VICKI WEINSTEIN-FINNEFROCK, NPP

WHEREAS, Resolution No. 290-810 authorized an Independent Contractor Agreement with Vicki Weinstein-Finnefrock, NPP to provide comprehensive psychiatric evaluations on referred residents at the Villages of Orleans Health and Rehabilitation Center; be it

RESOLVED, that this Legislature authorizes an extension of the Independent Contractor Agreement with Vicki Weinstein-Finnefrock, through August 31, 2012 and that all provisions of the agreement, including the scope of work and terms of payment, remain the same.

Moved, Eick; second, Rush

Adopted. 7 ayes; 0 nays.

RESOLUTION NO. 201-612

AUTHORIZING NORA TO CREATE A PROGRAM MANAGEMENT STRUCTURE AND AUTHORIZE NORA TO PURSUE FUNDING SOURCE(S)

WHEREAS, the Niagara-Orleans Regional Alliance (NORA) was formed as a collaborative to pursue activities and projects of common interest in the most cost effective and efficient manner possible; and

WHEREAS, there is a common interest in escalating economic development, providing better access to regional and global markets, job growth, increased educational opportunity, and enhancing property value; and

WHEREAS, appropriate transportation and telecommunication/Internet infrastructure are key contributors to prosperity in these areas; and

WHEREAS, initial investigations imply that vast areas of our counties lack adequate access to stable, affordable, premises-based broadband Internet services despite the presence of Time-Warner cable modem and Verizon DSL service in population centers; and

WHEREAS, constituent legislators and key stakeholders lack adequately-detailed and concrete data upon which to properly strategize the most beneficial solution(s) for their region; therefore, be it

RESOLVED, that NORA shall CREATE A PROGRAM MANAGEMENT STRUCTURE and formalize a plan to PURSUE FUNDING SOURCE(S) sufficient to perform a detailed study for the purpose of providing comprehensive information upon which future solution strategies may be based; and be it

FURTHER RESOLVED, that a PROGRAM CHARTER shall be created, approved, and authorized by NORA, whose purpose is to provide overarching program structure and to identify executive and operational stakeholders along with their authority and roles subject to the approval of the respective governing bodies.

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

Legislator Johnson added that Orleans County's lack of broadband internet services devalues property and places rural businesses at a competitive disadvantage locally, regionally, nationally, and globally. It is impossible to suggest or pursue any solution authoritatively as the official data in regard to broad band data is flawed. It claims that 95% of Orleans County is served by broadband internet. Federal Legislators use this flawed data to decide what areas of the county to grant broad band infrastructure development funds to. Orleans County is again disadvantaged. A significant amount of grass-roots activity has taken place with regard to finding ways of delivering affordable, premises based broad band to those who lack it. However, grass roots activity can only go so far. This resolution "officializes" the activity of pursuing our own , more accurate broadband penetration study by first forming a collaborative oversight board (NORA), secondly, pursue outside funding sources to defray study costs, and thirdly it empowers the oversight board to proceed with the study. Chairman Callard added that Orleans County has 50% coverage of broadband internet. This will be the second major initiative of the Niagara-Orleans Alliance, first being dedicated to the lakeshore and water level. Mr. Kinsey, Director of Computer Services commented that part of the issue of the broadband coverage is that when this data is reported to the State and Federal officials. A lot of the coverage was based on the wireless portion of the broadband. The infrastructure for a business, wireless would not handle the load. The road data, which shows the roads in the County that do not have coverage, was provided to the State of NY, by myself in 2008.

RESOLUTION NO. 202-612

AUTHORIZING EMERGENCY PURCHASE FROM MAINTENANCE PROJECTS ACCOUNT TO REPAIR AN AIR CONDITIONING UNIT

RESOLVED, that this Legislature authorizes an Emergency purchase from Monroe Piping & Sheet Metal, LLC to provide the EMERGENCY REPAIR of the Air Conditioning Unit at the County Office Building, at a cost of \$5,070.97, contract work order job #355500 to be paid from Buildings and Grounds account A1620.403 - Maintenance Projects.

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

Legislator Allport commend the employees of the Highway Department and Buildings and Grounds on the job they do to maintain our buildings on the limited budget that is provided

RESOLUTION NO. 203-612

**APPROVING AGREEMENT BETWEEN TIME WARNER CABLE
BUSINESS CLASS AND COMPUTER SERVICES**

RESOLVED, that this Legislature approves an agreement between Time Warner Cable Business Class and Computer Services for a 10 megabit per second Internet connection at 13925 Route 31 (Public Safety Building) for county operations (classified as Internet DIA-direct internet access, replacing all three standard internet connections (Computer Services at 34 E. Park St., Public Health at 14012 Route 31, and Public Safety at 13925 Route 31) with one internet connection, and equalize cost for Internet services across all departments and computers as we will have only one internet connection at a cost of \$7,800, a 6% reduction in cost of our current internet access. Term of the contract shall be effective July 1, 2012 through June 30, 2017.

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

RESOLUTION NO. 204-612

**APPROVING APPOINTMENTS TO THE COMMUNITY SERVICES
BOARD**

RESOLVED, that this Legislature approves the appointments to the Community Services Board as follows:

Jose Avila, to serve a four-year term to begin June 14, 2012 and ending June 13, 2016.

Donald Allport, to serve a second four-year term to begin May 29, 2012 and ending May 28, 2016.

Moved, Eick; second, Rush

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

RESOLUTION NO. 205-612

AUTHORIZING ABOLISHING POSITIONS IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, due to continuing low census on the caseload, it is necessary to abolish positions in the department; be it

RESOLVED, that this Legislature authorizes the abolishing of the following positions:

Supportive Case Manager (Position # 4310.39) at Grade 18 of the CSEA Salary Schedule, effective July 1, 2012.

Intensive Case Manager (Position # 4310.16) at Grade 18 of the CSEA Salary Schedule, effective June 16, 2012.

Moved, Eick; second, Rush

Adopted. 7 ayes; 0 nays.

RESOLUTION NO. 206-612

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND EM SYSTEMS, INC.

RESOLVED, that this Legislature approves an agreement between EM Systems, Inc. and the Sheriff's Office for the 2012 Software Maintenance agreement covering CAD, AVL, and Mobile Data Systems in Dispatch effective July 1, 2012 through June 30, 2013 at an annual cost of \$15,000 to be paid from account A3020.486, Public Safety Communications Special Grants.

Moved, Bower; second, Johnson

Adopted. 7 ayes; 0 nays.

RESOLUTION NO. 207-612

**AUTHORIZING EXPENDING OPERATION STONEGARDEN
GRANT FUNDS IN SHERIFF’S OFFICE**

RESOLVED, that this Legislature authorize the purchase of Video Cameras from Linstar (NYS Contract #PT63106) to monitor the Lake Ontario shoreline and Oak Orchard River, in the amount of \$33,936.78, to be fully paid from FY2009 US Department of Homeland Security, paid through account A3110.486 – Special Grants. No county cost.

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

Legislator Allport agrees with Paul Lauricella on the camera issue, but unfortunately they don’t supply enough funds to hire the people to monitor the lakeshore to stop illegal activity. Anything it takes to stop people from coming into this country illegally, I support. Mr. Lofthouse asked if there was a cost to maintain the camera to the County. Legislator Allport stated that the maintenance is covered by the Homeland Security fund.

RESOLUTION NO. 208-612

**AUTHORIZING SETTING UP NEW MONIES AND RESERVE
MONIES INTO MARINE PARK BUDGET**

WHEREAS, Resolution No. 233-610 approved Agreement CE10021 with the New York State Office of Parks, Recreation and Historic Preservation (NYSOPHP) for grant funding for the Orleans County Marine Park Boating Access Project; and

WHEREAS, Resolution No. 187-511 set up new monies for a portion of the project; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to set up the balance of project grant funds as follows:

<u>Revenue:</u>		
A3097	NYS Parks Grant	\$98,815
<u>Appropriation:</u>		
A7180.486	Special Grants	\$98,815

and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up monies from reserve fund to the Marine Park Budget as follows:

<u>From:</u>		
Future Infrastructure Reserve Fund		\$39,925
<u>To:</u>		
A7180.486	Special Grants	\$39,925

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

RESOLUTION NO. 209-612

RESOLUTION IN SUPPORT OF SENATE BILL NO. S5629-B AND ASSEMBLY BILL NO. A6575 AN ACT TO AMEND THE TAX LAW, IN RELATION TO AUTHORIZING CERTAIN COUNTIES, CITIES AND SCHOOL DISTRICTS TO IMPOSE UP TO A FOUR PERCENT RATE OF SALES AND COMPENSATING USE TAXES PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF SUCH LAW AND TO PRESERVE THE AUTHORITY OF CERTAIN COUNTIES AND A CITY TO IMPOSE SUCH TAXES AT RATES IN EXCESS OF FOUR PERCENT; AND TO REPEAL CERTAIN PROVISIONS OF SUCH LAW RELATING THERETO

WHEREAS, the Orleans County Legislature strongly supports this home rule legislation as it provides mandate relief and enhanced fiscal management tools for local governments; and

WHEREAS, County and State legislative staff, along with elected officials, currently spend significant time and energy in order to deal with the renewals of existing local sales tax rate legislation every two years under the current State legislative model; and

WHEREAS, the proposed legislation would end the practice of requiring state approval and renewal for local sales tax rate changes, up or down, that do not exceed four percent; and

WHEREAS, this will also allow county officials to manage their local sales tax rates in a way that is most efficient for local tax payers, and will reduce waste and redundancy in state and local legislative procedure; and

WHEREAS, County leaders make home rule requests out of necessity, as they are necessary in order to finance, implement and deliver state and federally mandated programs, ensure local public health and safety, foster economic development and enhance local quality of life services demanded by county residents; and

WHEREAS, these home rule requests allow local officials to manage their budgets and pay for state mandated and other services in the least intrusive and burdensome way for local taxpayers and are often requested to limited or prevent property tax increases; and

WHEREAS, this legislation would also provide counties with an important local fiscal management tool consistent with similar financial management flexibility granted to New York City a few years ago; now there be it

RESOLVED, that the Orleans County Legislature hereby supports Senate Bill No. S5629-B and Assembly Bill No. A6575 to amend the tax law; and be it

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Cuomo, Senator George R. Maziarz, Assemblyman Steve Hawley, the New York State Association of Counties, Inter County Association of Western New York, and any others deemed necessary.

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

Legislator Smith moved to adjourn; second by Legislator Eick. Meeting adjourned at 4:59 PM.

LEGISLATURE MEETING
June 27, 2012

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and and invocation, the Clerk called the roll. All Legislators were present with the exception of Legislator Allport.

The Clerk presented the following communications: Treasurer Susan Heard has forwarded the notice of correction of taxes to this office and it has been filed. The ARC of Orleans County Meals on Wheels program is holding a Chiavetta's Chicken BBQ, Thursday, August 2, 2012 from 12:30 – 4 pm at the E. Academy St address. Tickets are \$9 and the proceeds from this fundraiser to directly to the Meals on Wheels program. The Oak Orchard Lighthouse is sponsoring "An Afternoon Tea" in conjunction with Oak Orchard Lighthouse Day, Saturday, August 4, 2012 from 2-3 pm. Reservations are required. The Oak Orchard Lighthouse Museum invites you to step back into the 1940's in Orleans County on the evening of Saturday, August 18, 2012 for the annual dinner and presentation. Reservations are required.

During open discussion, Paul Lauricella, Yates, commented on the Brownfield's presentation that took place in the conference session. He stated that PCB's really were a great product that was used in transformers. The reason they all blow up now is because they can't use them anymore. Back in 1968, Nixon started the EPA movement. Some people got sick and that was an in for the EPA to flex their muscles. Asbestos was another great product. Most of the people who got sick where heavy smokers and the two together don't mix. The environmental movement since the late 1960's has become this big business. They have created buzz words and people just go into hysteria because they have not done the research. With hysteria comes a lot of politicians will to give out money to satisfy the public. When you are dealing with these environmental issues, just try not to jump on the band wagon.

Allen Lofthouse, Kendall, asked how much money has the County received to protect the lakeshore through the Operation Stonegarden grants. CAO Nesbitt stated that last year's grant was \$150,000. Treasurer Heard added that we have received different chunks at a time. She doesn't have an exact figure with her, but stated that the money is reimbursed after it is spent up to the \$150,000. Mr. Lofthouse asked if the cameras were a

part of the money that was spent. CAO Nesbitt stated that is was. Mr. Lofthouse again asked about the maintenance and who is liable for it. Highway Superintendent Gray stated that there was minimal maintenance. There are no moving parts. Mr. Lauricella asked where the cameras are going to be placed. He also asked if they are going up the creek where people canoe and added that many people like to drink while they canoe and are concerned about being caught on camera. CAO Nesbitt stated that they are going to be placed mostly near the mouth of the creek and at the water treatment plant.

Legislator Smith had a group called the Biz Kids up to the Legislative Chambers earlier in the day to give an overview of the County. The group consisted of approximately 20 children and his feeling was that they were impressed by what the Legislature does. The group was formed about 4 years ago for children to learn business aspects and grow up to be leaders in the community. He added that it seems to work well and there has been a lot of positive feedback.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 210-612

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	365-517	\$363,583.44

	No Claims	
Highway		
Nursing Home	1034-1040; 25087- 25132	\$\$86,867.51
Job Development	1010-1017	\$21,155.50
Self Insurance	1001, 50192, 50534, 50456	\$4,580.06

Moved, Rush; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 211-612

AUTHORIZING ENERGY PERFORMANCE CONTRACT BETWEEN ORLEANS COUNTY AND WENDEL ENERGY SERVICES, LLC, AND RELATED PROJECT FINANCING

WHEREAS, Resolution No. 91-311 authorized the Legislature Chairman to execute all necessary agreement(s) related to the implementation of an Energy Performance Contract with Wendel Energy Services, LLC; and

WHEREAS, Resolution No. 92-311 authorized the County Treasurer to obtain and enter into project financing by means of the most beneficial terms; and

WHEREAS, Resolution 285-911 authorized Wendel Energy Services, LLC, to execute a subcontractor agreement with Monroe Piping and Sheet metal, LLC, to proceed with the emergency installation of boiler room upgrades at the Orleans County Jail; and

WHEREAS, final project costs on the remaining scope items have been obtained; be it

RESOLVED, that the Chairman is authorized to execute the Energy Performance Contract to complete the installation of facility upgrades, in the amount of \$1,056,337 including all previous payments made to date. The terms of the agreement(s) will be contingent upon County Attorney and Chief Administrative Officer review and approval.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Smith moved to implement funding for the Hulberton Road Bridge; seconded by Legislator Bower. Highway Superintendent Gray added that it is in dire need of replacement and couldn't have come at a better time. The costs incurred by the County are minimal. The following resolution was adopted:

RESOLUTION NO. 212-612

AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE MARCHISELLI PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS

WHEREAS, a Project for the Bridge Replacement of Hulberton Rd Bridge over West Sandy Creek, Town of Murray, Orleans County, PIN 4755.42, BIN 3319220 (the "Project") is eligible for funding under title 23 U.S. code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Orleans desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Preliminary "Engineering" and "Right of Way" Incidentals; and be it

RESOLVED, that the Orleans County Legislature, hereby approves the above Project; and be it

FURTHER RESOLVED, that the Orleans County Legislature hereby authorizes the County of Orleans to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary "Engineering", and "Right of Way" Incidentals work for the Project or portions thereof; and be it

FURTHER RESOLVED, that the sum of \$128,000 is hereby appropriated from the Orleans County Legislature and made available to cover the cost of participation in the above phase of the Project with a contract end date of February 3, 2022; and be it

FURTHER RESOLVED, that in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, the Orleans County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and is hereby authorized to execute all necessary agreements, certifications, or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Orleans County Legislature with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 213-612

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby authorize the following agreements for the Department of Social Services:

Children's Home of Wyoming Conference, Binghamton, NY for the provision of residential foster care services; to be effective May 1, 2012 through April 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

June 27, 2012

Resolutions 210-230

Regional Action Phone, Batavia, NY for RAP hotline to provide crisis intervention to Orleans County youth and their families; to be effective August 1, 2012 through July 31, 2013 at \$1.50 per call. County cost is \$0.

Orleans County Job Development, Albion, NY for funding of summer employment for TANF eligible youth, ages 14 -20; to be effective June 1, 2012 through September 30, 2012 at a cost of \$58,324. County cost is \$0.

Orleans County Sheriff's Department, Albion, NY for safe transportation of youth out-of-county detention facilities; to be effective September 1, 2012 through August 31, 2013 at a cost of \$15,000. County cost is \$7,650.

Baker Victory Services, Lackawanna, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Albion Central School, Albion, NY for the provision of preventive services to children and their families through the assignment of two (2) Social Services Caseworkers to the School District; to be effective August 30, 2012 through August 29, 2013. Said services are to be funded 50% Federal, 31% State, and 19% School.

Moved, Smith; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 214-612

AUTHORIZING PURCHASE OF COMPUTERS IN THE SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Department of Social Services to purchase (from monies appropriated in the 2012 Budget) six (6) ProBook Notebooks and assorted parts through CDWG under NY Microcomputer Aggregate Buy Contract at a cost of \$6,252. County cost is approximately \$2,400.

Moved, Smith; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 215-612

AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full time Legal Assistant position (6010.2012) in the Department of Social Services, as a result of a retirement, at Grade 14 of the CSEA salary schedule effective July 9, 2012.

Moved, Smith; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 216-612

APPROVING AGREEMENTS BETWEEN PUBLIC HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby authorize the following agreements for the Public Health Department:

The ARC of Orleans Rainbow Preschool, 122 Caroline St., Albion, NY 14411; to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract Period July 1, 2012 through June 30, 2013. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances.

Carol Heiligenthaler, 319 Pearl St., Medina, NY 14103; to provide Physical Therapy services through the 3-5 program for the eligible children in Orleans County. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances. Contract period July 1, 2012 through June 30, 2015.

Joan H. Weet, 9772 Mountain Rd, Middleport, NY 14105; to provide Court Stenography services for the Orleans County Health Departments numerous divisions on an as needed basis. Contract period January 1, 2012 through December 31, 2012. Contract amount is \$200 per day, and \$100 per half day. Contract amount based on length of each individual hearing. Reimbursement from State Aid.

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

RESOLUTION NO. 217-612

**SETTING DATE FOR PUBLIC HEARING FOR ADDITIONS TO
CERTIFIED COUNTY AGRICULTURAL DISTRICTS**

RESOLVED, that a public hearing will be held by this Legislature to consider requests for inclusion of additional agricultural lands in certified County Agricultural Districts on the 11th day of July at 4:25 PM at the Legislative Chambers, 3 S. Main St., Albion, NY; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearing in the two official County newspapers.

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

RESOLUTION NO. 218-612

**AUTHORIZING FILLING OF VACANCIES IN THE MENTAL
HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of the following vacancies:

Account Clerk Typist (Position #4310.04) at Grade 9 of the CSEA Salary Schedule, effective July 2, 2012.

Coordinator of Administrative Services (Position #4310.12) at Grade 7 of the Management Compensation Plan, effective July 2, 2012.

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

RESOLUTION NO. 219-612

AUTHORIZING THE HIRING OF A PART TIME CHARGE NURSE AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the part time charge nurse has resigned from the part-time RN charge position at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, this is a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of the part-time RN charge (Position 6030.016) at Grade 21 of the CSEA Salary Schedule, effective immediately.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 220-612

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VNS CHOICE

WHEREAS, the Villages of Orleans Health and Rehabilitation Center is looking to maximize reimbursement and engage in skilled and rehabilitation contracts; and

WHEREAS, VNS CHOICE is a health insurance plan that has been evaluated and proposes to offer its clients nursing home coverage at the Villages of Orleans when needed; therefore be it

RESOLVED, that this Legislature approves the agreement between the Villages of Orleans Health and Rehabilitation Center and VNS CHOICE – 107 e. 70TH St., New York, NY 10021, effective June 1, 2012 through May 31, 2017.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 221-612

AUTHORIZING CREATING AND FILLING OF TWO TEMPORARY PART TIME HEALTH FACILITY WORKERS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, two part time Health Facility Workers will be on medical leave for a period of six months; and

WHEREAS, to assure sufficient staff levels in the Housekeeping and Laundry departments of The Villages of Orleans Health and Rehabilitation Center; be it

RESOLVED, that this Legislature authorizes the creation of two temporary part time Health Facility Workers at The Villages of Orleans Health and Rehabilitation Center, at Grade 2 of the CSEA salary schedule; and be it

FURTHER RESOLVED, that this legislature authorizes these two positions to expire the earlier of six months or when the employees return from medical leave; now, therefore be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created temporary part-time positions, effective immediately.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 222-612

APPROVING THE 2012 YOUTH BUREAU RESOURCE ALLOCATION PLAN

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

WHEREAS, the Orleans County Youth Board, Youth Bureau, and Department of Social Services are desirous of continuing county

comprehensive youth services planning efforts during 2012 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation; and

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

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman to execute such documents as are deemed necessary to effect the 2012 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 223-612

AUTHORIZING SETTING UP NEW MONEY IN YOUTH BUREAU BUDGET

WHEREAS, Xavier Riley donated \$875 to cover the cost of the Youth Awards Program; and

WHEREAS, the Genesee County Youth Bureau Executive Director did request a budget amendment to include appropriation and revenue for this donations and the Committee on Economic Assistance and Opportunity did review the request and does recommend approval at this time; now, therefore be it

RESOLVED, that the Orleans County Treasurer is hereby authorized to set up new money in the Youth Bureau budget as follows:

Revenue:

A2705	Gifts and Donations	\$875
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Appropriation:

A7312.418	Other Contractual	\$875
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Moved, Smith; second, Johnson.
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 224-612

AUTHORIZING PARTICIPATION IN THE 2011 STATE HOMELAND SECURITY PROGRAM

RESOLVED, that this Legislature authorizes the Sheriff's Office to apply for funding through the FY2011 Operation Stone Garden, NYS Homeland Security Program (SHSP) for the period of September 1, 2011 to August 31, 2014, in the amount of \$119,916; said funds to be used to enhance capability to support international boarder and waterway security.

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

RESOLUTION NO. 225-612

APPOINTING THE DIRECTOR OF PERSONNEL AND SELF INSURANCE

RESOLVED, that this Legislature does hereby reappoint John C. Welch, Jr. to the position of Director of Personnel and Self Insurance; said appointment shall become effective August 21, 2012 at a Grade 11 Step 3 of the Management Salary Schedule and shall continue for six years; and be it

FURTHER RESOLVED, that sixty percent of the salary will be allocated to Director of Personnel position and forty percent to the Director of Self Insurance position.

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

RESOLUTION NO. 226-612

**APPROVING PURCHASE OF WIRELESS NETWORKING
HARDWARE AND SETTING UP NEW MONIES IN THE FUEL
FARM BUDGET**

WHEREAS, Resolution No. 179-512 authorized the Orleans County Fuel Farm to purchase 2 stainless steel island forms for the Fuel Farm Islands at a cost of \$5,700; and be it

RESOLVED, this Legislature authorizes the purchase of wireless networking hardware, sundry cables, mounting hardware, poles, and other such items as may be needed to complete the project from CDWG, 230 N. Milwaukee Ave., Vernon Hills, IL 60061 in the amount of \$6,380; and be it

FURTHER RESOLVED, the two purchases are to be paid from the Fuel Farm DM5140.444 Repairs to Equipment and Property; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Fuel Farm budget as follows:

Revenue:

Fuel Farm Capital Reserve Acct. \$12,080

Appropriation:

DM5140.444 Repairs to Equipment and Property \$12,080

Moved, Smith; second, Johnson.
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 227-612

**APPROVING AGREEMENT BETWEEN SHERIFF AND GENESEE
COUNTY SHERIFF FOR THE HOUSING OF INMATES**

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Office and the Genesee County Sheriff's Office for the housing of prisoners in their respective jails at a rate of \$75 per prisoner/per day effective January 1, 2012 through December 31, 2013.

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

RESOLUTION NO. 228-612

ADOPTING PROPERTY IMPROVEMENT POLICY

RESOLVED, that this Legislature adopts the following updated Property Improvement policy, amending the existing Policy as adopted by Resolution No. 91-296:

Property Improvement Policy

Policy

It shall be the policy of the Orleans County Legislature to require approval of any project involving renovation to or construction on any County property. Projects requiring in excess of \$5,000 of expenditure require Legislative Approval and all others require Chief Administrative Officer approval.

Purpose

The purpose of this policy is to:

1. Insure that all of the impacts and effects of a project have been considered.
2. To avoid the utilization of County resources on projects unlikely to be approved as proposed.
3. To prevent the “over commitment” of County resources and insure timely completion of approved projects.

Procedure

“Projects” shall be defined as the renovation, remodeling, construction or reconstruction of any County property, including HVAC and utilities. It also includes the relocation of any office. “Projects” shall exclude minor redecoration or rearranging, as well as routine and emergency repair or maintenance. Proposed projects should be described in summary on a work order and presented to the department’s Legislative Committee and

the CAO. This should generally be done *before* requesting the Buildings & Grounds Department to do any extensive planning, drafting or pricing.

If the project is in excess of \$5,000 and the Legislative Committee approves the project, it will be scheduled for discussion at a conference session. If Legislative approval is obtained at the conference session, the Legislature Chairman and the Committee Chairman will sign the work order, and the department may proceed with the project (subject to existing procedures, such as competitive bidding, purchase orders, etc.). All projects that involve relocation of departments, new construction or significant reconstruction must be approved by a resolution of the Legislature.

Once appropriate approval has been obtained, the Highway committee will oversee the Highway Superintendent's priority list and the project's progress unless the Legislature, in approving the project, has assigned this responsibility to another committee. In addition, the Highway Superintendent (unless another department head has been assigned responsibility for a specific project by the Legislature) will give an update to the committee at his committee meeting every month.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 229-612

APPROVING SALE OF COUNTY-OWNED PROPERTY

WHEREAS, a public auction of various parcels of property owned by the County under the In Rem Foreclosure was held June 27, 2012; and

WHEREAS, bids for various properties were obtained by the auctioneer at such auction in accordance with the stated terms of auction; and

WHEREAS, due deliberation has been made by the Orleans County Legislature as to the propriety of each of the said bids; now, therefore be it

RESOLVED, that bids for various parcels set forth on the schedule hereto annexed be, and the same individually are accepted pursuant to the provisions of the Real Property Tax Law; and be it

FURTHER RESOLVED, that the standard form quitclaim tax deeds be prepared for the separate parcels and delivered to the County Treasurer for execution and delivery upon receipt of the balance of the purchase price set forth in the said deed.

ORLEANS COUNTY AUCTION
 June 27, 2012

ALBION – VILLAGE		Sold To:	Amount:
62.18-3-32	MILLER TIMOTHY		
PC - 311	McClelland St; 2.00 acres		
	Land Total - 17,200		
62.19-3-26	HARDING KEVIN & PAMELA	Robert Vendetti	\$200
PC - 311	North Joseph St; 66.00 x 133.56	2959 Fancher Road	
	Land Total - 5,000	Albion, NY 14411	
62.19-3-30.1	RUSHING ROBERT TIMOTHY	Elizabeth A. Offhaus	\$300
PC - 311	106 North Joseph St; 115.50 x 135.17	555 Redman Rad	
	Land Total - 10,500	Hamlin, NY 14464	
73.6-3-84	MCCLARY STEVEN M	Christine M. Dumont	\$1,750
PC - 210	222 East Bank St; 66.00 x 165.00	127 Worthy Avenue	
	Land - 10,900 Total - 34,800	Medina, NY 14103	
73.6-7-85	HOLT RUBY	Henri M. Pulley	\$12,500
PC - 210	110 Beaver St; 66.00 x 120.12	18 Liberty Street	
	Land - 9,500 Total - 49,000	Albion, NY 14411	
73.7-2-55	GILBERT DUCKETT LIVING TRUST	Concetta M. Cutaia	\$500
PC - 210	129 Clarendon St; 1.80 acres	7 West Avenue	
	Land - 13,400 Total - 43,000	Holley, NY 14470	
73.13-1-7	RUSHING ROBERT	Marie McNeil	\$500
PC-210	344 Hamilton St; 59.73 x 364.65	250 Oak Orchard Estates	
	Land - 11,500 Total - 30,000	Albion, NY 14411	

ALBION - OUTSIDE

82.-1-26	County of Orleans (Braxton Catherine)	Paul Morales	\$800
PC - 314	4095 Taylor Hill Rd; 1.10 acres	9 Smith Street	
	Land Total - 10,700	Sodus, NY 14551	
85.-1-1.321	MILLER THOMAS A	Thomas M. Stark	\$5,000
PC - 311	Holley Rd; 6.20 acres	14229 Root Road	
	Land Total - 18,700	Albion. NY 14411	
85.-1-1-.331	MILLER THOMAS A	Matthew A. Hobart	\$6,000
PC - 311	Riches Corners Rd; 4.97 acres	406 East Center St.	
	Land Total - 16,900	Medina, NY 14103	
BARRE			
94.-1-45.2	ENGLERT CHARLOTTE R	Kevin A. Pask	\$5,250
PC-270	4568 Johnny Cake Ln; .81 acres	4562 Johnny Cake Lane	
	Land - 14,400 Total - 47,500	Albion, NY 14411	
118.-2-24	SUMMERS ROXIE	Craig J. Vanameron	\$1,000
PC-312	15273 Sheeler Rd; 50.00 x 75.00	16170 Route 31	
	Land - 100 Total - 101	Holley, NY 14470	
CARLTON			
5.11-1-2.31	MILLER JEAN A	James L. Shoemaker	\$200
PC-311	Sunset Pkwy; 80.00 x 50.00	919 Brookside Street	
	Land Total - 27,000	Waterport, NY 14571	
5.49-3.51	BEHREND HAROLD	James L. Shoemaker	\$500
PC-311	Brookside St; 33.00 x 75.00	919 Brookside Street	
	Land Total - 4,000	Waterport, NY 14571	
5.49-3-52	BEHREND HAROLD	James L. Shoemaker	\$500
PC-311	Brookside St; 33.00 x 75.00	919 Brookside Street	
	Land Total - 4,000	Waterport, NY 14571	
8.-1-7.21	MACKIE HAROLD A	Concetta M. Cutaia	\$300
PC-311	Lakeshore Rd; 3.80 acres	7 West Avenue	
	Land Total - 13,500	Holley, NY 14470	
8.-1-10	MACKIE HAROLD A		
PC-314	E Shore Dr; 75.00 x 140.00		
	Land Total - 5,000		

June 27, 2012
Resolutions 210-230

8.-1-14	MACKIE HAROLD A	Timothy S. Andrus	\$9,000
PC – 312	15345 Lakeshore Rd; 9.20 acres Land - 19,200 Total - 20,200	15171 Jones Beach Road Kent, NY 14477	
18.3-1-4	BUSHMAN JOSEPH	Patricia A. Daniels	\$1,400
PC – 314	Roosevelt Hwy; 1.20 acres Land Total - 9,800	1499 Oak Orchard Road Waterport, NY 14571	
19.-1-44.11	BISSETTE WILLIAM	Matthew C. Mundion	\$30,000
PC – 210	1663 Kent Rd; 1.30 acres Land - 9,900 Total - 105,500	536 Orient Street Medina, NY 14103	
26.2-1-6	JARRIS TERRY (fmrly County of Orleans)	Courtney L. Plummer	\$100
PC – 314	Railroad Ave; 54.45 x 105.10 Land Total - 2,700	1484 E. Townline Rd. Waterport, NY 14571	
26.2-1-7	JARRIS TERRY (fmrly County of Orleans)	Courtney L. Plummer	\$100
PC – 311	Railroad Ave; 54.45 x 138.10 Land Total - 3,600	1484 E. Townline Rd. Waterport, NY 14571	
27.4-2-19	MCVIGE JOSEPH & JUDY	Gary A. Clinton	\$3,400
PC – 270	1985 Center Rd; 110.00 x 120.00 Land - 6,500 Total - 28,800	1959 East Road, PO Box 21 Waterport, NY 14571	
CLARENDON			
99.-1-12.2	FUDGE MATTHEW	Paul Morales	\$1,950
PC – 311	Fourth Section Rd; 364.32 x 429.00 Land Total - 13,500	9 Smith Street Sodus, NY 14551	
109.-2-35	HOWELL JOHN M & MAUDIE	Janet L. McKinney	\$27,000
PC – 210	16762 Glidden Rd; 185.00 x 225.25 Land - 14,000 Total - 56,200	5108 Upper Holley Road Holley, NY 14470	
GAINES –OUTSIDE			
61.-1-1.2	MAEL OLIVE E	CY Properties, LLC	\$6,000
PC-210	3099 Eagle Harbor Waterport Rd; 1.00 acres Land - 10,500 Total - 15,000	6465 Transit Road Elba, NY 14058	
MURRAY-INSIDE			
77.17-2-59	HALSTEAD OIL CO INC	Rick E. Passer	\$300
PC-484	37 E Albion; 42.00 x 86.50	14 East Avenue	

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PC - 210	10273 Mill Rd; 2.00 acres Land - 8,600 Total 50,000	12900 Roosevelt Highway Waterport, NY 14571	
45.-1-29.3	SHINGLETON JOHN (frmrlly Dunn Charles)	David R. Schlabach	\$1,250
PC - 210	2862 Murdock Rd; 160.00 x 165.00 Land - 7,800 Total - 54,100	2784 Murdock Road Medina, NY 14103	
48.-1-45	PETRIE RUSSELL & MOLLY 2650 Oak Orchard River Rd; 68.00 x 145.25	Glenn Giltner	\$5,250
PC - 270	Land - 4,400 Total - 38,600	12055 East Scott Road Medina, NY 14103	

SHELBY-INSIDE

79.84-1-32	ACEVEDO CLEOTILDE (frmrlly NRRL East LLC)	Richard D. Gillespie	\$100
PC - 311	Oakland Ave; 80.00 x 80.00 Land Total - 7,300	596 Strasburg Road Kitchener, ON, CANADA	
80.45-3-47	INGHAM ERIN	Jeffrey R. Colonna	\$500
PC-220	708 Church St; 44.00 x 227.00 Land - 4,600 Total - 27,000	130 West Avenue Albion, NY 14411	

SHELBY-OUTSIDE

79.-3-59.2	BARNES DARREL & WILFRED , MANUFACTURING	Donald Kleinschmidt	\$18,500
PC - 710	10825 Maple Ridge Rd; 1.90 acres Land - 24,000 Total - 125,400	10780 Telegraph Road, P.O. Box 268 Medina, NY 14103	
81.3-1-35	LILLEY CAROLYN & PHILLIP	Donna J. Hess	\$17,000
PC - 210	4231 East Shelby Rd; 45.00 x 182.25 Land - 3,800 Total - 66,300	3919 Taylor Hill Road Albion, NY 14411	
90.-1-26.11	FURNESS CRAIG	Paul D. Gray	\$1,100
PC - 311	Furness Pkwy; 1.60 acres Land Total - 17,400	11100 Maple Ridge Road Medina, NY 14103	
90.16-1-23	CRAIG RONALD & ZENELLA DEACO	Lauren E. McCracken	\$1,100
PC - 210	4540 Baby Ln; 72.00 x 118.00 Land - 5,700 Total - 32,100	13022 Eagle Harbor Knowlesville Rd. Albion, NY 14411	
103.-1-11.111	HOFFMEISTER KELLY	Thomas M. Stark	\$7,000
PC - 314	East Shelby Rd; 8.90 acres Land Total - 19,400	14229 Root Road Albion, NY 14411	

TOTAL:

\$197,450

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

RESOLUTION NO. 230-612

REQUESTING THAT NEW YORK STATE DEPARTMENT OF TRANSPORTATION ALLOCATE MARCHISELLI FUNDING FOR CRITICAL INFRASTRUCTURE TO FACILITATE ECONOMIC DEVELOPMENT IN THE TOWNS OF SHELBY AND RIDGEWAY AND THE VILLAGE OF MEDINA

WHEREAS, the Town of Shelby along with the Town of Ridgeway and Village of Medina have endeavored to support economic development and job creation by making investments in infrastructure, fostering multi-jurisdictional cooperation and facilitating shovel ready development; and

WHEREAS, it is incumbent upon the State of New York to demonstrate its commitment to improving critical infrastructure in Orleans County to facilitate economic development and job creation providing the State share for Bates Road Reconstruction Project-Phase II in the Towns of Shelby and Ridgeway and the Village of Medina; and

WHEREAS, not providing the anticipated Marchiselli funding match, the State of New York will place a greater share of the project costs onto the local real property taxpayer; therefore, be it

RESOLVED, that this Legislature requests that the State of New York Department of Transportation to allocate Marchiselli funding for the construction component of the Bates Road Reconstruction Project – Phase II.

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Cuomo, Senator George R. Maziarz, Assemblyman Steve Hawley, Supervisor Merle Draper, Town of Shelby; Supervisor Brian Napoli, Town of Ridgeway; Mayor Andrew Meier, Village of Medina; Jim Whipple, OCEDA; and any others deemed necessary.

Moved, Eick; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Eick moved to adjourn; second by Legislator Smith. Meeting adjourned at 4:59 PM.

LEGISLATURE MEETING

July 11, 2012

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

During open discussion, Allen Lofthouse, Kendall, in regards to Resolution No. 234-712 he asked what a Memorandum of Understanding is. County Attorney Schubel stated that it is a lengthy agreement between the sites that are listed and the Department of Health to do vaccinations in the event of a mass emergency in the minority population. The memorandum allows the Department of Health to come onto the listed sites, which indemnifies them from any circumstance that arises from the visit. A Memorandum of Understanding is just another way of saying “contract” or “agreement”. Mr. Lofthouse questioned Resolution No. 237-712. He asked how the county enters into the HEAP program and how the 4% fuel tax is considered. Commissioner Kuryla explained that this is an agreement between DSS and the Office for the Aging to be an alternative site to take the HEAP applications for the senior citizens. It saves the seniors from coming upstairs to a busier environment and keeps a familiar face to work with. There no county cost what so ever, it is 100% reimbursable through the federal government. Legislator Allport added that the homeowner receives a bill from the supplier and then an assistance check is sent to help pay for the bill, so there is tax on the bill that is being paid. Chairman Callard also added the money is simply a flow through of federal money and there is no county cost. Mr. Lofthouse commented on Resolution No. 238-712 and 239-712 asking what the price difference would be for the vests for the probation department and the sheriff’s office. CAO Nesbitt answered that the two resolutions are for different purposes. One is for the amount of grant money that is to be reimbursed and the other is for the actual purchase of the vests. There is a difference in cost if the vest is special ordered for a person of larger carriage.

Paul Lauricella, Yates, asked if this Legislature thinks Resolution No. 236-712, an agreement between Real Property and Pictometry International is a bit invasive. Chairman Callard replied with an emphatic no. Mr. Lauricella continued that Google Earth is free to everyone and they update it every six months. Dawn Allen, Director of Real Property explained that Google Earth is a very nice website, however with Pictometry our department can overlay the tax maps on the images that are

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provided. With this software we have the ability to measure buildings and calculate the pitch of a roof. Barry Flansburg, Assessor for the Towns of Barre, Oakfield, Byron, and Elba added that Google Earth only gives you a picture of property. Pictometry is a flyover of the entire county and merges it with the surrounding counties. It also allows us to look at the property from five different angles and then overlay the tax maps over that. This will tie in with tax maps and property records. Dawn Allen added that when a property is selected, the owners name, tax map number, and address come up. The program will allow us to overlay the utility line map and also allow the 911 communications center to access it in emergency situations. Mr. Lauricella asked if Pictometry should have permission from the homeowners, since they do own the airspace above the property. He also added that he feels that this is something that will be open to lawsuits down the road. Barry Flansburg, stated the Pictometry is an international company that conducts its business worldwide. Chairman Callard stated that when you own property, you don't own airspace. Barry Flansburg continued by stating that the NYS Office of Real Property, under rules and regulations for assessing Towns and Counties qualify for assessment aid from the State, if they contract with Pictometry International, and the photos are within three years old. The State has already said it is not an invasion, because it qualifies in the municipalities for State Aid. We need an upgrade here because the 2005 flyover no longer qualifies us for aid.

William Walters, Albion asked that the speakers identify themselves once again. They did as requested.

Legislator Eick commented on the Bates Road project in the Village of Medina and Towns of Ridgeway and Shelby. Last meeting a resolution was passed to urge the State to re-appropriate the funds that had previously been promised to redo this road. Word has come down that the money will be appropriated to finalize this project. Chairman Callard added that two weeks ago the State said those monies have been depleted, but now there is the question if they had ever been used. This is a fine example of municipalities within the County working in conjunction with our State Senator and Assemblyman.

Legislator Smith attended a meeting in Spencerport on June 27 in reference to the Rte 531 extension. The State did an overview of the project and they are projecting a completion date of August 2015. All of the engineering work is done. The total cost of this project will be 16

million dollars. He reviewed a brochure that explained the proposed project. The Rte 531 extension will run as a four lane highway on Rte 31 then reduce to a two lane highway.

Legislator Eick moved to add three resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then presented for adoption:

RESOLUTION NO. 231-712

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	522-688	\$481,716.24
Highway	20-41; 32-62	\$371,779.68
Nursing Home	1041-1049; 25137- 25178	\$160,844.95
Job Development	No Claims	
Self Insurance	50535-50536; 50605	\$461.00

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

RESOLUTION NO. 232-712

AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Correction Officer (3150.04) in the Sheriff's Office, at the Jail, at Grade 5 of the Orleans County Sheriff's Employee Association Salary Schedule, effective July 12, 2012.

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

RESOLUTION NO. 233-712

AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM AND APPROVING APPOINTMENTS TO THE ALTERNATIVES TO INCARCERATION BOARD

RESOLVED, that this Legislature authorizes the continuance of the Alternatives to Incarceration Program, at a cost of \$61,072, with \$5,531 being reimbursed to the county, leaving a county cost of \$55,541; effective July 1, 2012 through December 31, 2013; and be it

FURTHER RESOLVED, that this Legislature approves the following appointments to the Alternatives to Incarceration Board, term expiring December 31, 2013:

NAME	REPRESENTATION
James P. Punch	Supreme Court Judge
David B. Callard	Chairman of Legislature
Joseph Cardone	District Attorney
Sanford Church	Public Defender
Dawn Keppler	Magistrates
Lucille Welch	Probation Director
Scott D. Hess	Sheriff
Lynne Johnson	Legislator
Thomas Drennan	Chief Deputy/ATI Coordinator
Bonnie Ruhlen	Crime Victim
James Graziano	Director of Community Services
Kathy Hodgins	GCASA
Charles Nesbitt, Jr	CAO

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

RESOLUTION NO. 234-712

APPROVING MEMORANDUM OF UNDERSTANDING FOR SPECIAL POPULATION GROUPS WITHIN ORLEANS COUNTY

WHEREAS, the Orleans County Health Department has a responsibility for the health of all persons in the community including planning and preparing for a large scale health event that may include mass vaccination or prophylaxis; and

WHEREAS, this MOU takes such an event into consideration, providing for the health of the seasonal migrant laborers and their families and other potential special populations who may benefit from this MOU; and

WHEREAS, seasonal/migrant laborers and their families and other special population groups could be at risk due to language and/or cultural diversity in such an event; be it

RESOLVED, that this Legislature approves the Memorandum of Understanding between the Orleans County Health Department and the following partners willing to provide a host site and/or facilitate operations in the event of an emergency:

ABCD/Agri-Business Childcare Development Center, Holley, NY
Orchard Dale Fruit Farm Inc., Waterport, NY
Lamont Fruit Farm Inc., Waterport, NY
Oak Orchard Community Health Center
Liaison to Farmers

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

RESOLUTION NO. 235-712

AUTHORIZING SETTING UP NEW MONEY IN THE CONTROL OF ANIMALS BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Control of Animals budget for donations to the Orleans

County Animal Shelter received from Mr. and Mrs. Thomas Kinton and Mr. and Mrs. Terry Glenn in memory of Jeffrey D. VanSlyke, as follows:

Revenue:

A2705	Gifts and Donations	\$20
A2705	Gifts and Donations	\$25

Appropriation:

A3510.418	Other Contractual Expenses	\$45
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Moved, Bower; second, Johnson.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 236-712

APPROVING AGREEMENT BETWEEN REAL PROPERTY TAX DEPARTMENT AND PICTOMETRY INTERNATIONAL CORPORATION

WHEREAS, the last Orleans County flyover was conducted more than 7 years ago and, many surface features and structures have changed; and

WHEREAS, it is imperative that this reference be current for County and municipal coordination of critical services including EMS, planning, property assessment, and security; and

WHEREAS, this Legislature has received, to date, resolutions of support from the Towns of Albion, Barre, Clarendon, Kendall, Murray, Ridgeway, Shelby, and Yates to partner with Orleans County; be it

RESOLVED, that this Legislature approves the agreement between the Real Property Tax Department and Pictometry International Corporation, 100 Town Center Dr., Ste A, Rochester, NY 14623 to provide a series of 3 flyovers over a period of nine years at a cost of \$75,812.50 for flight #1. Costs to be divided among the County and Towns, payable over 3 years. County cost \$21,000.

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

RESOLUTION NO. 237-712

APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND THE OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve the agreement between the Department of Social Services and Office for the Aging, Albion, NY for the provision of outreach activities for Low Income Home Energy Assistance Program (HEAP) recipients; to be effective August 28, 2012 through August 27, 2013 at a cost of \$17,500. County cost is \$0.

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

RESOLUTION NO. 238-712

AUTHORIZING THE SHERIFF TO APPLY FOR FUNDING

RESOLVED, that this Legislature authorizes the Sheriff to apply for funding from the Bullet Proof Vest Partnership in the amount of \$3,839.93 for the purchase of 7 bullet proof vests for Orleans County Probation, to be reimbursed at 50%; and be it

FURTHER RESOLVED, the terms of the application will be contingent upon County Attorney and Chief Administrative Officer review and approval.

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

RESOLUTION NO. 239-712

AUTHORIZING THE PURCHASE OF BULLET PROOF VESTS

RESOLVED, that this Legislature authorize the Sheriff to purchase 22 bullet proof vests (NYS Contract #PC-64784) in the amount of \$14,850 from United Uniform, to be paid from A3110.415- Uniform & Cleaning Allowance; reimbursed 50% from current Bullet Proof Vest monies.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson stated that this is next step in the completion of the long anticipated radio reband project. It seems like this has been never-ending on the horizon, but this is a major agreement that has taken place. Many thanks go to our Chief Administrative Officer, Chuck Nesbitt and our Director of Emergency Management, Paul Wagner for all of the work that has been done on this project. It is with excitement that the following resolution is moved:

RESOLUTION NO. 240-712

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND SPRINT NEXTEL WITH REGARD TO REBANDING OF THE PUBLIC SAFETY RADIO SYSTEM

WHEREAS, the FCC has mandated that all Public Safety 800MHz radio systems in the United States are required to reband; and

WHEREAS, Orleans County is in the Federal Communications Commission's Wave 4 region for the purposes of rebanding the 800MHz radio system and has conducted negotiations with Sprint Nextel and the FCC Transition Administrator; and

WHEREAS, Orleans County and Sprint Nextel have reached an agreement as to various cost and reimbursement issues; be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the agreement with Sprint Nextel to complete the reband of the Orleans County radio system. The terms of the agreement will be contingent upon County Attorney and Chief Administrative Officer review and approval.

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

RESOLUTION NO. 241-712

AUTHORIZE SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET

RESOLVED, that this Legislature authorizes the Treasurer to set up additional Homeland Security Funds from FY2009 NYS Homeland Security monies as follows:

Revenue:		
A4308	Homeland Security	\$42,636.78
Appropriation:		
A3110.486	Special Grants-Sheriff	\$42,636.78

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

RESOLUTION NO. 242-712

AMENDING RESOLUTION AUTHORIZING FILLING A VACANCY IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, Resolution No. 218-612 authorized filling the position of Coordinator of Administrative Services (Position #4310.12) at Grade 7 of the Management Compensation Plan, effective July 2, 2012; be it

RESOLVED, the Director of Mental Health is authorized to offer a new hire, holding a Masters Degree from an accredited college or university, up to Grade 7, step 7 and as an employee with two years of service for the purpose of earning Annual Leave per the Management Compensation Plan.

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

Legislator Smith moved to adjourn; second by Legislator Allport.
Meeting adjourned at 4:59 PM.

LEGISLATURE MEETING

July 25, 2012

Chairman Callard called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Traffic Diversion Program has reported their Distribution of Revenue for the period of April 1 through June 30, 2012. The Arc of Orleans County is requesting to have a banner placed on the Courthouse Square from July 30th to August 2nd to promote the 10th Annual Signature Series Reception and Silent Auction which will be held on September 14, 2012. The Board approved this request.

Chairman Callard welcomed back the Clerk of the Legislature after being out several weeks recuperating and wished Melissa Blonar, Director of Office for the Aging, well as she will be having her first new born arriving very soon.

During open discussion, Dan Schuth, District Manager for Orleans Soil and Water, announced that they received notification of approval of a grant in the amount of \$335,569 through NYS Ag and Markets Ag Nonpoint Source Pollution Control Program. This money will be directed towards farmers to assist them in reducing contaminated run off from cattle feeding areas. This is run off that is high in phosphorus and nutrients causing pollution and problems within our waterways in Orleans County. This is a cost share grant were farmers will be contributing to this money as they implement their projects. Total economic benefit to the county will be around \$600,000 in addition to the improved water quality to residents and visitors.

Chairman Callard asked Mr. Schuth if this is a new grant in Orleans County. Mr. Schuth responded that Ag & Markets are calling this their round 18 grant time. Mr. Schuth said that the Ag Chemical Mixing Facilities fell under rounds 13 and 14, which we were involved in before. It is a similar process where farmers share in part of the costs.

Legislator Rush added that this is not a new grant, but an addition to other grants. It is added money to do more project with. Mr. Schuth stated that

it is a competitive process in that there were 74 applicants and we placed number 22.

Legislator Allport shared that Veterans Administration has 131 national cemeteries in 39 states with 4 million residents from the revolutionary war to today, with approximately 19,000 acres. He thinks that is amazing and that these patriots have been given such a good resting place. He said that the veterans take care of these sites themselves. If anyone knows of a veteran who has not registered with the Veteran's Administration, please have them do it because they have earned these benefits. Veterans can't receive benefits unless they register. Legislator Allport stated that they should get everything they have coming to them and more because they have earned it.

Legislator Allport also spoke about the Meals on Wheels program which is administered by OFA who contracts with the ARC of Orleans County to prepare the meals for the program. This program is for anyone who is over age 60, regardless of financial status and who is home bound. Legislator Allport indicated that the meals are delicious and people are eating well. He encourages anyone who knows of any Senior Citizen who meets these requirements to contact Office for the Aging to receive these nutritious meals.

Legislator Eick stated that he went by the Marine Park during the Tuesday Night concert and was amazed as to the number of attendees he saw and the good music that was playing.

The following resolutions were presented for adoption:

RESOLUTION NO. 243-712

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,

the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	696-829	\$454,240.65
Highway	42-44	\$168,671.63
Nursing Home	1052-1059; 25179-25203	\$214,798.13
Job Development	1022-1029	\$13,701.86
Self Insurance	1002; 50603-50604	\$14,405.28

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

Chairman Callard mentioned that the Treasurer's report was submitted and asked if Treasurer Heard wished to comment. Chairman Callard stated that the figures look very good. She stated that in June state and federal aid was received. We had not received any aid in the prior two months before that.

Legislator Smith moved to approve an agreement with Hillside Children's Center; seconded by Legislator Allport. Legislator Allport stated that this is a mandated service for children with extreme issues. Commissioner Kuryla added that this is institutional foster care that cannot be provided at a local level. Specialists are involved that have to deal with substance abuse, complex behavior problems, and many other issues that can be dealt with locally. The following resolution was adopted:

RESOLUTION NO. 244-712

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND HILLSIDE CHILDREN'S CENTER

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and Hillside Children's Center, Rochester, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

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

RESOLUTION NO. 245-712

**AUTHORIZING FILLING OF VACANCIES IN THE HIGHWAY
DEPARTMENT**

RESOLVED, that this Legislature hereby authorizes the filling of the vacant full-time position of Automotive Mechanic (Position 5110.25) at Grade H3 of the CSEA Salary Schedule; effective August 6, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of the vacant full-time position of Motor Equipment Operator at Grade H2 of the CSEA Salary Schedule; effective August 6, 2012.

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

RESOLUTION NO. 246-712

**AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF
MENTAL HEALTH**

RESOLVED, that this Legislature does hereby authorize the filling of one full-time vacant Supportive Case Manager position (4310.39) in the Department of Mental Health at Grade 18 of the CSEA Salary Schedule; effective August 6, 2012

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

Legislator Eick moved to approve two agreements for the Public Health Department; seconded by Legislator Rush. Chuck Nesbitt, CAO, pointed out that after discussions with the Albion Water Treatment Plant, they will be able to complete some of the water tests that are normally sent to Erie County, therefore keeping our costs down in transportation and giving the revenue to the Village of Albion, which is a win-win situation for our County. The following resolution was adopted:

RESOLUTION NO. 247-712

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

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

Albion Water Treatment Plant; 961 Wilson Rd, Waterport, NY 14571, to provide water sampling services for the various programs within the Orleans County Health Department. Contract period July 25, 2012 through December 31, 2013. Reimbursement from NYS Water grant, State Aid, and private pay individuals. No County Cost.

NYS Department of Health Immunization Program Rm 649, Corning Tower, Empire State Plaza, Albany, NY 12237-0627, to provide Immunizations for the eligible children and adults residing in Orleans County. Contract Period April 1, 2012 through March 31, 2013. Contract amount \$30,000. Contract# C023261. Reimbursement from New York State Department of Health. No County Cost; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign agreements contingent on the review and approval of the County Attorney and Chief Administrative Officer.

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

RESOLUTION NO. 248-712

ADOPTING ADDITIONS TO CERTIFIED AGRICULTURAL DISTRICTS

WHEREAS, Article 25AA of State Agricultural and Markets Law provides for the addition of predominantly viable agricultural land into existing, certified agricultural districts following an annual thirty day enrollment period and public hearing; and

WHEREAS, said enrollment period occurred in June 2012 and proper notice was provided and a public hearing was held on July 11, 2012; therefore, be it

RESOLVED, that additions to Agricultural Districts No. 1, 2 and 3 of twenty-three whole tax parcels of predominantly viable farmland be adopted as identified by numbers 2.00-1-32, 15.00-1-11.12, 16.00-1-6.2, 16.00-1-7, 29.00-1-41.111, 29.00-1-41.112, 29.00-1-43, 36.00-3-10.11, 36.00-3-17, 36.00-3-19, 40.00-3-27, 40.00-3-29, 40.00-3-33, 41.00-1-38.1, 41.00-1-38.211, 41.00-1-38.23, 51.00-1-40, 53.00-1-34.11, 81.00-1-38.2, 93.00-1-66, 95.00-1-66, 118.00-1-41.112, 118.00-1-41.122; and be it

FURTHER RESOLVED, that a Notice of Determination of Non-Significance - Negative Declaration shall be filed in the absence of a significant effect of this action on the environment, pursuant to Article 8 of Environmental Conservation Law.

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

Legislator Bower moved to cancel the first Legislature meeting in August. After we looked back over the years many of the Department Heads are away on vacation during that time and expect very few resolutions so that is why we have it on the agenda today. Legislator Johnson seconded the motion. The following resolution was adopted:

RESOLUTION NO. 249-712

CANCELING FIRST LEGISLATURE MEETING IN THE MONTH OF AUGUST

RESOLVED, that the Legislature meeting held on the second Wednesday in the month of August (August 8, 2012) will be canceled.

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

RESOLUTION NO. 250-712

AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, the first Legislature meeting in August has been canceled; be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of August 8, 2012:

Fund/Department	Check Number (s):	Amount:
General	843-982	\$285,265.49
Highway	45-68; 63-85	\$394,368.05
Nursing Home	1061-1069; 25204-25266	\$220,171.37
Job Development	No Claims	
Self Insurance	1003;50724,50726	\$3,821.72

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

RESOLUTION NO. 251-712

APPROVING LEASE AGREEMENT BETWEEN PUBLIC DEFENDER AND TOSHIBA BUSINESS SOLUTIONS

WHEREAS, the Public Defender’s Office has a 2001 copier that is obsolete and has become very expensive to maintain because of the unavailability of parts; be it

RESOLVED, that this Legislature approves a lease agreement between the Public Defender’s Office and Toshiba Business Solutions, 6000 N. Bailey Ave, Amherst, NY 14226, for a 60-month lease of a

Lexmark XS463de multifunctional black and white machine at a price of \$28 per month using New York State Contract pricing; and be it

FURTHER RESOLVED, that this Legislature approves a \$17.90 per month service agreement which includes supplies and maintenance with a 3% annual increase during the term of the lease under New York State Contract pricing; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign agreement contingent on the review and approval of the County Attorney and Chief Administrative Officer.

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

RESOLUTION NO. 252-712

AUTHORIZING PARTICIPATION IN THE EMERGENCY MANAGEMENT PERFORMANCE GRANT FOR FEDERAL FISCAL YEAR 2011

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for funding through the FY2011 Emergency Management Performance Grant (EMPG FY 11); said program to support the Emergency Management Office and its programs, through readiness of personnel and administrative expenses that support improvement of readiness, response and recovery activities for all hazards, from October 1, 2010 through September 30, 2011, in the amount of \$20,168.

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

RESOLUTION NO. 253-712

AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.40) position in the Sheriff's Office, at the Jail, at \$11.14 per hour effective July 26, 2012.

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

RESOLUTION NO. 254-712

APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/month
ELECTED OFFICIALS					
Legislator	Donald Allport	6	1/1/2012-12/31/2013	N	3.11
Legislator, Chairman	David Callard	6	1/1/2012-12/31/2013	N	14.13
Legislator	William Eick	6	1/1/2012-12/31/2013	N	6.00
Legislator	Lynne M. Johnson	6	1/1/2012-12/31/2013	N	10.14
APPOINTED OFFICIALS					
County Attorney	David Schubel	6	1/1/2012-12/31/2013	N	16.67
1 st Asst County Attorney	John Gavenda	6	1/1/2012-12/31/2013	N	12.52
2 nd Asst County Attorney	James Bell	6	1/1/2012-12/31/2013	N	9.54
Public Defender	Sanford Church	6	1/1/2012-12/31/2013	N	20.23
1 st Asst Public Defender	Patricia Pope	6	1/1/2012-12/31/2013	N	12.48
2 nd Asst Public Defender	Dominic Saraceno	6	1/1/2012-12/31/2013	N	15.61
3 rd Asst Public Defender	Nathan Pace	6	1/1/2012-12/31/2013	N	7.96
Medical Director/ Coroner's Physician	Thomas Madejski, MD	6	1/1/2012-12/31/2013	N	7.75

and be it

FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

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

RESOLUTION NO. 255-712

AUTHORIZING THE COUNTY TREASURER TO DECREASE PETTY CASH MONIES FOR SUPPORTIVE CASE MANAGER AND INTENSIVE CASE MANAGER POSITIONS AT MENTAL HEALTH

WHEREAS, the State Office of Mental Health requires that all Intensive Case Managers and Supportive Case Managers carry cash for specific client needs; and

WHEREAS, the Intensive Case Managers and Supportive Case Managers need to carry \$75 and at least \$100 is needed to reimburse receipts and voucher the expenditures biweekly to the Legislature; and

WHEREAS, the Mental Health Department has been reduced from five Case Management positions to three Case Management positions (one Intensive Case Manager and two Supportive Case Managers) due to layoffs; be it

RESOLVED, that this Legislature authorizes the County Treasurer to reduce petty cash monies by \$150.

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

Legislator Bower moved to accept donations to the Orleans County Animal Shelter which we have received several over the years. It goes to the credit of the Animal Shelter and the people that staff it who give excellent care to the animals and it shows that the people of our area appreciate it. Legislator Johnson seconded the motion. The following resolution was adopted:

RESOLUTION NO. 256-712

AUTHORIZING SETTING UP NEW MONEY IN THE ANIMAL CONTROL BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Animal Control budget for donations to the Orleans County Animal Shelter received from Mr. and Mrs. B. Scott Clark and Mr. and Mrs. Thomas McVeigh in memory of Jeffrey D. VanSlyke, as follows:

Revenue:

A2705	Gifts and Donations	\$250
A2705	Gifts and Donations	\$30

Appropriation:

A3510.418	Other Contractual Expenses	\$280
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Moved, Bower; second, Johnson.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 257-712

APPROVING PAYMENT OF POSTAGE COSTS FOR ANNUAL MAILING TO REGISTERED VOTERS OF ORLEANS COUNTY

RESOLVED, that this Legislature approves the payment of postage costs in the amount of \$5,105.47 for mailing of the annual mail check postcards by NTS Data Services, Niagara Falls, NY to all registered voters of Orleans County advising them of the 2012 Primary and General Election dates and other relevant voter information, pursuant to New York State Election Law.

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

Legislator Eick moved to purchase human rabies vaccine. Legislator Eick asked Public Health Director Paul Pettit to explain the purchase. Mr. Pettit stated that we entering into our busy rabies season. We have some ongoing post exposure treatments that we need to provide vaccines for. These purchases are a requirement of Public Health law to treat anyone who has been exposed to a potentially rabid animal. Unfortunately it is a very costly vaccine and we need to have it available. We are entering into an active bat season. Legislator Rush seconded the motion. Legislator Allport made an important note that if someone has a bat in the house over the night, don't open the window and let it out. If you report that it was present, you will be mandated to be treated as though it bit you because you may not be aware that it bit you or came in contact with you. You should keep it so it can be tested to avoid any post exposure treatments. It holds true to any animal you think maybe rabid. Having it tested can avoid these treatments. Legislator Smith asked in terms in the dollars we spent this year versus last year, was it all spent. Mr. Pettit stated that we average 19 to 20 cases per year. As Legislator Allport stated that the more people are aware of having the animal tested, which bats 90% of those tested are negative but if we don't have a bat to test, then we have to go under the assumption of the bat was exposed. The following resolution was adopted:

RESOLUTION NO. 258-712

AUTHORIZING EMERGENCY PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of approximately 5 residents at a cost of \$13,706.05 to be paid from the Health Department Budget account A4010.409 – Vaccines and Medications.

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

RESOLUTION NO. 259-712

APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Nursefinders of Rochester; 1900 S. Clinton Ave, Rochester, NY 14618, for the provision of temporary staffing services – Certified Nursing Assistant at \$23/hr; Registered Nurse at \$48.25/hr; Licensed Practical Nurse at \$37/hr; and RN Supervision at \$51.50/hr; effective March 1, 2012 through February 28, 2015.

Angelica Textile Services; 1-3 Apollo Dr., Batavia, NY 14020, for the provision of emergency linen service in the event of a shutdown of internal laundry service, at a cost \$.75/pound; effective May 14, 2012 through May 13, 2013; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign agreements contingent on the review and approval of the County Attorney and Chief Administrative Officer.

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

Legislator Smith moved to select Philips Lifeline for Personal Emergency Response Services; seconded by Legislator Allport. Legislator Allport stated that this is a critical service to allow people to stay in their homes. We have 292 clients that are on lifeline and we have 12 clients on Emma Reed, which is for those that can't afford the service. Melissa Blonar, Director of Office for the Aging, stated that it is a wonderful service. In case of an emergency, they have a necklace that they wear where they can push it anywhere in the home. It doesn't even have to be an emergency situation; it will call local responders on record. The following resolution was adopted:

RESOLUTION NO. 260-712

APPROVING RFP SELECTION OF PHILIPS LIFELINE FOR PERSONAL EMERGENCY RESPONSE SERVICES

WHEREAS, the Orleans County Office for the Aging issued an RFP for personal emergency response services June 1, 2012; and

WHEREAS, three proposals were received on June 30, 2012 and reviewed by the Office for the Aging; and based upon the review it was recommended to select Philips Lifeline, 111 Lawrence St, Framingham, MA 01702; now, therefore be it

RESOLVED, that this Legislature hereby authorizes Philips Lifeline to provide emergency response services for the Orleans County Office for the Aging with a formal agreement to be submitted for approval in August. No county cost.

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

RESOLUTION NO. 261-712

APPROVING AGREEMENT EXTENSION WITH DILCHER EXCAVATING & CONTRACTING

WHEREAS, Resolution No. 69-212 approved an Agreement with Dilcher Excavating & Contracting to construct the south stairway at Orleans County Marine Park; now, therefore be it

RESOLVED, that this Legislature hereby authorizes extension of said agreement, with no change in county costs, through December 31, 2012.

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

Legislator Smith moved to create and fill temporary positions for the HEAP season; seconded by Legislator Allport. Commissioner Kuryla stated that this is a Federal program which there is no local cost to provide the service. These additional people are requested every year at this time

of the year. During the HEAP season the department processes between 2000 and 2200 cases so additional personal is needed to administer this program. The following resolution was adopted:

RESOLUTION NO. 262-712

**AUTHORIZING CREATING TEMPORARY POSITIONS IN
DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature authorizes the creation of temporary positions in the Department of Social Services for implementation of the Home Energy Assistance Program (HEAP) to be reimbursed with 100% Federal funds, as follows:

Full-Time Social Welfare Examiner effective August 1, 2012 through March 31, 2013 at Grade 13 of the CSEA Salary schedule;

Full-Time Social Welfare Examiner effective November 1, 2012 through May 31, 2013 at Grade 13 of the CSEA Salary schedule;

Full-Time Clerk effective November 1, 2012 through April 30, 2013 at Grade 7 of the CSEA Salary schedule;

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created temporary positions.

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

RESOLUTION NO. 263-712

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

RESOLVED, that this Legislature, as a result of a retirement, does hereby authorize the filling of a vacant full-time Caseworker position (6010.0225) in the Department of Social Services at Grade 16 of the CSEA Salary Schedule effective August 31, 2012.

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

RESOLUTION NO. 264-712

**APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN
THE TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS**

RESOLVED, that this Legislature approves the annual software subscription service between the Orleans County Treasurer's Office and KVS Information Systems, 821 Maple Rd, Williamsville, NY 14221 covering all programs relating to the County Treasurer's Office, Personnel Office, and Budget Officer at a cost of \$7,176; effective August 1, 2012 through July 31, 2013, to be paid from the respective budgets, as applicable.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to adjourn; second by Legislator Eick. Meeting adjourned at 4:58 pm.

LEGISLATURE MEETING
August 22, 2012

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Pastor Douglas Holmes of the Albion Presbyterian Church, the Clerk called the roll. All Legislators were present, with the exception of Legislator Johnson.

The Clerk presented the following communications: GCASA will be holding an Open House at their new office location of 249 East Avenue, the former Knights of Columbus Building, on September 11th between 4–6 p.m. The ribbon Cutting Ceremony will take place at 4:30 p.m. followed by tours. On September 25th a land use workshop will be held at Niagara County Community College in Sanborn. This workshop, sponsored by Orleans County Planning Board and Niagara County Department of Economic Development, will commence at 5:00 p.m. Registration deadline is September 18th. There is no training scheduled in Orleans County for the rest 2012. By attending all three sessions, four training hours will be credited, meeting the mandatory annual training requirement. Larry Montello, Commander of the Butts Clark Post 3204 in Medina wishes to invite everyone to the Tribute to the Fallen Heroes Ceremony on Tuesday, September 11th at 10:00 a.m. at the Elks Lodge on West State Street in Albion. Also, an invitation is open to all to attend the Candlelight Vigil at the County Court House lawn in Albion at 6:00 p.m. At this time Mr. Montello is requesting permission to use the Courthouse grounds, power, and to hang the 911 Flag on the pole for the Candle Light Vigil and also permission to post the banner on the lawn to advertise this event. The Legislature approved this request. Karen Watt, owner of Watt Farms, is requesting permission to post a banner on the Courthouse lawn to announce the American Cancer Society Making Strides against Breast Cancer Walk scheduled for October 14th at Watt Farms. The Legislature approved this request. State of New York Office of Real Property Tax Services has sent the List of Certified 2012 State Equalization Rates for the 2012 assessment rolls for Orleans County municipalities and has been filed in our office. New York State Department of Agriculture and Markets has certified that the land included in the Orleans County Agricultural Districts is viable agricultural land, and as proposed is feasible and shall serve the public interest in assisting in maintaining a viable agricultural industry within the Districts.

Economic Assistance and Opportunity Committee Chairmen Henry Smith and Donald Allport presented a Special Recognition Certificate to Christine Kinsey, upon her retirement, for 35 years of Service to the County of Orleans and to the Department of Social Services. Thomas Kuryla, Commissioner and Holli Nenni, Deputy Commissioner of Social Services were also present for her recognition. Ms. Kinsey stated that it has been an honor and privilege to serve the county for this length of time. She said there are a lot of great things happening, and will continue to happen because of all of the dedicated people in the Department of Social Services. She thanked the Legislature for all the work they do for the betterment of Orleans County.

During open discussion, Allen Lofthouse, Kendall, inquired about Resolution No. 276-812. He asked for the amount of time allocated by the caseworker at the Kendall Central School. Tom Kuryla, Commissioner of DSS, indicated it is 65% of the caseworkers 35 hour week. He further explained that preventative services are mandated by the State of New York. The caseworker goes to the school to head off any of the struggles or issues before they get out hand. The caseworker may also conduct services to the family doing whatever is necessary to prevent trouble down the road or even eventual placement into foster care. The local DSS expense is nothing. The cost break down includes 50% is paid by federal, 31% paid by State, and 19% paid by the School. Mr. Lofthouse indicated that he pays the school share, which is a local cost to him. Mr. Kuryla will follow up with Mr. Lofthouse with more of the details.

Paul Lauricella, Lyndonville, commented on the tobacco presentation. He stated that the federal government does subsidize tobacco growers; it is in the farm bill. He does not think it is government's business at the reservations to tell store owners that they need to pay sales tax on cigarettes. Possibly they should ban tobacco products from being sold. He believes it is hypocritical that Towns are falling into this politically correct anti smoking campaign when they are sharing tobacco sales with the County. In summary, he feels that the government is infringing on people's constitutional rights by the restrictions placed on tobacco users. People should not have pressure from government or groups who are getting money from taxpayers to push this anti smoking propaganda.

Legislator Allport further explained the DSS/Kendall Central School contract in which it is about \$14,000 being paid by the School District for these preventative services.

Legislator Allport congratulated the Major Felony Crime Task Force for their success this year. He announced that the ARC Signature Series will be held on September 14th at Hickory Ridge. He expressed that the ARC provides very critical services to our County. Legislator Allport also discussed his hand out that pertained to Agenda 21. He stated that it was written by the United Nations to be a global policy and was created by one of the leading socialists at that time. In 1993, President Clinton's administration propelled that into the US. Currently there are approximately 600 municipalities throughout the country that have signed on to this. This is to remove private land rights. Life, liberty, and the pursuit of happiness, our founders realized that in order for our countries to grow and achieve greatness, land needed to be in the private sector rather than owned by the King. This agenda, which is very active in the United States, is to remove private land ownerships and have a group counsel at the global level to decide how the land should be used. Legislator Allport stated that the reason he looked into this was because of our Resolution No. 131-412. At the time it was presented, he looked into it and checked NYSERDA and NYPA. He thought it was another useless NYS program to try to look like they are pro-business when he firmly believes they are anti-business. The term "greener communities program" just tugged at him. He thinks green technology is a scam. If green energy is there, the private sector would be buying it and using it, not going bankrupt. He further stated that the organization that pushed ethanol to replace fossil fuels to run our cars is now on TV saying that burning ethanol is worse than burning fossil fuels. His original thing with ethanol was to replace the MTBE's agent in gasoline because the government decided it was cancer forming. He asked that everyone investigate this and we should back out of Resolution No. 131-412 and get out of this program. He obtained the book, *Behind the Green Mask*, written by Rosa Koire and it distinctly linked New York State to Agenda 21. He would like to talk about overturning Resolution No. 131-412.

The following resolutions were presented for adoption:

RESOLUTION NO. 265-812

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

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

Fund/Department	Check Number (s):	Amount:
General	996-1141	\$450,392.49
Highway	No Claims	
Nursing Home	1074-1080; 25267- 25293	\$177,639.40
Job Development	1036-1048	\$24,151.73
Self Insurance	1004; 50725, 50797	\$6,517.30

Moved, Smith; second, Allport.

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

RESOLUTION NO. 266-812

APPROVING AGREEMENT EXTENSION BETWEEN PROACT, INC. AND THE COUNTY OF ORLEANS

WHEREAS, Resolution No. 209-609 approved an agreement with ProAct, Inc. to provide Prescription Discount Card Program services to the residents of Orleans County at no cost to the taxpayers of Orleans County; now, be it

RESOLVED, that this Legislature hereby authorizes extension of said Agreement, with no county cost, through December 31, 2013.

Moved, Bower; second, Allport.

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

RESOLUTION NO. 267-812

**APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING
AND PHILIPS LIFELINE SYSTEMS**

WHEREAS, Orleans County Office for the Aging has provided PERS (Personnel Response Systems) since 1983; and

WHEREAS, the PERS system has always been monitored locally; initially at Arnold Gregory Hospital, then Orleans County Nursing Home, and for the past twenty years at the 911 Dispatch office; and

WHEREAS, local monitoring will no longer be an option effective December 31, 2012, an RFP was sent; and

WHEREAS; Resolution No. 260-712 approved the RFP from Philips Lifeline on July 25, 2012; now, be it

RESOLVED, that this Legislature approves the agreement between the Office for the Aging and Philips Lifeline for Personal Response Systems and Central Monitoring Services, effective for an initial term of September 1, 2012 thru December 31, 2013, at no County cost; and be it

FURTHER RESOLVED, that this agreement shall continue in effect upon the same terms and conditions for one (1) successive year “renewal term” upon written agreement by all parties for up to four (4) additional renewal terms; final expiration on December 31, 2017.

Moved, Smith; second, Allport.

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

RESOLUTION NO. 268-812

**AUTHORIZING MASTER LEASE PAYMENT TO DELL FINANCIAL
SERVICES**

WHEREAS, Resolution No. 72-212 authorized a Master Lease agreement with Dell Financial Services; therefore be it

RESOLVED, that this Legislature authorizes a lease payment to Dell Financial Services, One Dell Way, RR8 Box 8747, Round Rock, TX

78682 for 38 leased computer workstations in the amount of \$6,753.47 (PO# 50431) for an annual payment effective March 1, 2012 through February 28, 2013; to be paid from various departments as budgeted in line .222.

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

Legislator Eick moved to approve an agreement with the Health Department and Stepping Stones Learning Center; seconded by Legislator Rush. Legislator Allport stated that this is a mandated program. The county cost is 40.5% and the state pays the rest for early intervention. The following resolution was adopted:

RESOLUTION NO. 269-812

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND STEPPING STONES LEARNING CENTER

RESOLVED, that this Legislature approves an agreement between the Health Department and Stepping Stones Learning Center – 41 Colebrook Dr., Rochester, NY 14617 to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract Period September 1, 2012 through August 31, 2015. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances.

Moved, Eick; second, Rush.
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

RESOLUTION NO. 270-812

AUTHORIZING EXTENSION OF AGREEMENT WITH NEW YORK STATE DEPARTMENT OF STATE FOR IMPROVEMENTS AT MARINE PARK

RESOLVED, that this Legislature approves Appendix X extending Agreement #M030571 with the New York State Department of State through July 31, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Agreement #M030571.

Moved, Rush; second, Allport.

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

RESOLUTION NO. 271-812

APPROVING ACCEPTANCE FOR GRANT FUNDING THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to accept monies (\$149,616) from the NYS Division of Criminal Justice Services effective July 1, 2012 through June 30, 2013 for the following block grant funding:

Regular State Aid (RSA) to reimburse the county for probation services.

Probation Eligible Diversion (PED) to provide supervision and treatment to high risk offenders (Drug Court) eligible for services who are in jeopardy of incarceration.

Intensive Supervision Program (ISP) to provide Intensive Supervision to eligible felons who would otherwise be sentenced to incarceration in our local jail or with the New York State Department of Corrections.

Enhanced Sex Offender Supervision (ESSO) of level 2 and level 3 SORA (Sex Offender Registration Act) Registerable Sex Offenders.

Moved, Bower; second, Smith.

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

RESOLUTION NO. 272-812

AUTHORIZING DISTRICT ATTORNEY TO ACCEPT THE STATE AID TO PROSECUTION GRANT RENEWAL WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, the District Attorney has previously obtained several grants for State Aid to Prosecution with the Division of Criminal Justice Services; and

WHEREAS, an application has been submitted to renew said State Aid to Prosecution grant for the year April 1, 2012 through March 31, 2013; be it

RESOLVED, that the District Attorney is authorized to accept the renewal of the Aid to Prosecution Grant in the amount of \$29,200, with the Division of Criminal Justice Services to provide for an experienced 1st Assistant District Attorney.

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

RESOLUTION NO. 273-812

APPROVING AGREEMENT BETWEEN THE BUILDINGS AND GROUNDS AND CONCREATIONS, LLC

RESOLVED, that this Legislature approves an agreement between the Buildings and Grounds Division of the Highway Department and Concreations, LLC, 3890 Pike Rd., Batavia, NY 14020 for repairing stone work on the outside steps at the entrances of the Legislature, County Clerk's Office, and Courthouse, per written proposal submitted in the amount of \$6,300 to be paid from Buildings & Grounds account A1620.403 – Maintenance Projects.

Moved, Allport; second, Smith.
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

RESOLUTION NO. 274-812

SUPPORTING THE CRITICAL NEED FOR THE BROWN STREET BRIDGE TO BE REPAIRED OVER THE ERIE CANAL IN THE VILLAGE OF ALBION

WHEREAS, the Brown Street Bridge over the Erie Canal in the Village of Albion was closed by NY State Department of Transportation

(NYSDOT) on July 19, 2012 due to safety concerns identified during an annual bridge inspection; and

WHEREAS, NYSDOT will now begin an evaluation to determine the scope of structural deficiencies and cost to repair; and

WHEREAS, the bridge is a major artery for Village residents, and for patrons of businesses which have recently contributed significantly to economic development and revitalization of the neighborhood and the community; and

WHEREAS, the bridge is one of only three bridges over the Canal in the Village, and is the only one that is not a lift bridge; and

WHEREAS, the lift bridges are sometimes closed for repairs and unavailable for vehicle traffic, including emergency vehicles; now, therefore be it

RESOLVED, the Orleans County Legislature along with the Mayor and Board of Trustees of the Village of Albion recognize the critical needs served by the bridge and therefore desire to have it repaired and reopened as quickly as possible; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to Governor Andrew Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, New York State Department of Transportation, Village of Albion, and any others deemed necessary and appropriate.

Moved, Allport; second, Smith.

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

RESOLUTION NO. 275-812

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE HEALTH DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Senior Public Health Technician (4010.03) in the Public Health Department at Grade 17 of the CSEA Salary Schedule effective August 29, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Senior Public Health Technician position in the Public Health Department at Grade 17 Step 1 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant part-time Senior Public Health Technician position effective August 30, 2012.

Moved, Eick; second; Rush.

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

Legislator Smith moved to approve agreements with the Department of Social Services; seconded by Legislator Allport. Legislator Allport stated that Snell Farms is a facility for mandated services involving intense specialized care that local foster homes can't provide. Commissioner Kuryla stated that this institution specializes in treatment therapy for sexually abused children which they can't get on the local foster care level. At this present time we do not have any children in Orleans County in this institution. Chairman Callard asked if we have had any in the past. Commissioner Kuryla stated we have had children there in the past. It is an older institution that holds a good reputation. The following resolution was adopted:

RESOLUTION NO. 276-812

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Department of Social Services and the following agencies:

Snell Farm Children's Center, Bath, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

August 22, 2012
Resolutions 265-285

Kendall Central School, Kendall, NY for the provision of preventive services to children and their families through the assignment of one (1) Social Services Caseworker to the School District; to be effective August 30, 2012 through August 29, 2013. Said services are to be funded 50% Federal, 31% State, and 19% School.

Moved, Smith; second; Allport.
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

RESOLUTION NO. 277-812

AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the filling of two vacant full-time positions in the Department of Social Services as follows:

Social Welfare Examiner (6010.0402) at Grade 13 of the CSEA Salary Schedule effective August 27, 2012.

Caseworker (6010.0215) at Grade 16 of the CSEA Salary Schedule effective August 23, 2012.

Moved, Smith; second, Allport.
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

RESOLUTION NO. 278-812

APPROVING AMENDED AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND PROFESSIONAL PSYCHIATRIC SERVICES, PC

WHEREAS, Resolution No. 388-1211 approved an agreement with Professional Psychiatric Services for staff psychiatrist services; now, be it

RESOLVED, that this Legislature approves an amendment to the 2012 Agreement with Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Court, Hoboken, NJ 07030,

effective August 22, 2012. Amendment increases psychiatric hours by 168 at \$131.17 per hour for a cost of \$22,037.00. County cost is 0.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 279-812

AUTHORIZING TRANSFER OF FUNDS WITHIN REVENUE ACCOUNTS

RESOLVED, that the Treasurer is authorized to transfer funds between revenue accounts to make the appropriate accounting as a result of a funding source change as follows:

From:

A1972	Office for Aging Fees - Local	\$43,289
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To:

A3772	Programs for the Aging – State	\$43,289
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Moved, Smith, second, Allport.

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

RESOLUTION NO. 280-812

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Vicki Weinstein-Finnefrock,, Building 4, Suite 333, 2000 Winton Rd South, Rochester, NY 14610; for Psychiatric nurse practitioner services at a rate of \$125 per hour effective September 1, 2012 through August 31, 2014.

Ivans, Inc. 225 High Ridge Rd, Stamford, CT 06905; for bandwidth connectivity for Medicare billing at a rate of \$101.50 per month effective

September 2, 2012 through August 31, 2013; and will have twelve month renewal terms through August 31, 2017 for which this contract will be re-evaluated for the continuation of services; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign these agreements subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 281-812

AUTHORIZING CREATING PART TIME POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to reduce overtime and staffing agency costs; and

WHEREAS, the creation of two part time Certified Nursing Assistant positions will reduce overtime and agency staffing costs at The Villages of Orleans Health and Rehabilitation Center; now, therefore be it

RESOLVED, that this Legislature authorizes the creation of two part time Certified Nursing Assistant (CNA) positions at The Villages of Orleans Health and Rehabilitation Center at Grade 4 of the CSEA Salary Schedule effective August 23, 2012.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 282-812

GRANTING EXTENSION FOR PAYMENT ON IN REM AUCTION PARCELS

WHEREAS, Resolution No. 153-412 Setting Date and Terms for the Auction of In Rem Tax parcels, indicates the balance of the successful and accepted bids shall be paid to the Orleans County Treasurer by July 31, 2012, unless extended by the County Legislature; and

WHEREAS, time extensions were requested in a timely manner for the following parcels; Parcel #19, Town of Barre; Tax Map #118.-2-24; Parcel #42, Town of Murray; Tax Map #77.17-2-59; Parcel #48, Town of Ridgeway; Tax Map #79.12-3-82 and Parcel #51, Town of Ridgeway; Tax Map #80.9-1-39; now, therefore be it

RESOLVED, that this Legislature grants an extension for the balance due for these parcels for a period of time not to exceed sixty (60) days; and be it

FURTHER RESOLVED, that due to this extension and loss of interest to the County, there will be charge of \$250 per parcel (property with improvements) and a charge of \$100 per parcel (vacant property) for each 30 day period until the property is fully paid, not to exceed 60 days.

Moved, Bower; second, Rush.

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

Legislator Eick moved to purchase additional rabies vaccine; seconded by Legislator Rush. Paul Pettit, Public Health Director, indicated this purchase is to begin treatment for 3 residents who were exposed last week to bats. The following resolution was adopted:

RESOLUTION NO. 283-812

AUTHORIZING EMERGENCY PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of approximately 3 residents at a cost of \$8,223.63 to be paid from the Health Department Budget account A4010.409 – Vaccines and Medications.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 284-812

SUPPORTING THE TOWN OF SHELBY'S REQUEST TO THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO TAKE ACTION AT A DANGEROUS INTERSECTION

WHEREAS, the Town of Shelby has identified the intersection of Salt Works Road and Route 31 as having dangerous conditions to motorists that travel through that intersection; and

WHEREAS, the Town of Shelby Town Board, through their counsel, has sent a letter to the New York State Department of Transportation seeking several requests to make that intersection safer to all motorists; now, be it

RESOLVED, that the Orleans County Legislature supports the following requests to make the intersection of Salt Works Road and Route 31 a safer intersection for all local and visiting motorists that travel through this particular intersection in Orleans County:

- A double solid line striping on NYS Route 31 at Salt Works Road to extend at least 50 yards in each direction , east and west;
- Signs on NYS Route 31 at the intersection of Salt Works Road to prohibit passing on the right at the intersection in both directions, east and west;
- A reduction in speed from 55 miles per hour to 45 miles per hour on NYS Route 31 from a point 50 yards west of Salt Works Road east to the current 40 miles per hour zone.

and be it;

FURTHER RESOLVED, that this Legislature directs the Clerk of the Legislature to forward certified copies of this resolution to the Governor Andrew Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, Genesee Valley (Region 4) Commissioner of the New York State Department of Transportation, the Orleans County Highway Superintendent Gerald Gray, Town of Shelby Supervisor Merle Draper and any others deemed necessary and appropriate.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 285-812

**AUTHORIZING THE TREASURER TO FINALIZE THE FINANCING
ON THE ENERGY PERFORMANCE CONTRACT WITH MUNICIPAL
LEASING CONSULTANTS**

RESOLVED, that this Legislature authorizes the County Treasurer to finalize the financing of the Energy Performance Contract with Municipal Leasing Consultants of Grand Isle, VT, it's agents or assignees. The proposal was approved at a rate of 2.29%, which is fixed. Mr. Thomas Myers of Orrick, Herrington & Sutcliffe (Bond Counsel) is hereby authorized to execute any and all legal documents necessary to conclude the financing of the lease purchase agreement, subject to the approval of the County Attorney.

Moved, Bower; second, Allport.

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

Legislator Smith moved to adjourn; second by Legislator Allport.
Meeting adjourned at 5:08 p.m.

LEGISLATURE MEETING

September 11, 2012/September 17, 2012

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and a moment of silence held in recognition of the 11th anniversary of the 9/11 attacks, the Clerk called the roll. All Legislators were present, with the exception of Legislators Bower, Eick, Rush, and Smith. In the absence of a quorum, Chairman Callard called for a recess and will reconvene on Monday, September 17th, 2012 at 11:30 a.m.

Chairman Callard called the recessed meeting of September 11, 2012 back to order today, Monday, September 17, 2012 at 11:30 a.m. The pledge to the flag was led by Chairman Callard. All Legislators were present, with the exception of Legislator Rush.

Chairman Callard opened the floor for discussion. Paul Rusin, Murray, shared his concerns regarding Resolution No. 289-912 and asked if this is for only commercial vehicles. Chairman Callard stated that they are targeting the trucks. Mr. Rusin feels it should be amended to include all motorists and add in the resolution the proposal to abolish the Thruway Authority itself. Chairman Callard explained that the toll increase is being imposed only on trucks. Chairman Callard also added that it sounds like there is going to be a reorganization between the NYS Department of Transportation and the NYS Canal Authority. Mr. Rusin also commented on Resolution No. 294-912 concerning the approval with out of state travel for a public health employee for migrant labor, which he assumed giving our current situation that most of those will be people of illegal nature. Paul Pettit, Director of Public Health, explained that it is a conference related to seasonal migrant workers. This conference, covered by grant funds, brings our Public Health Nurse up to date on the most recent immunizations and helps with the outreach through Oak Orchard Community Health Center using the information she learned. Mr. Nesbitt added that it helps in the prevention of the spreading of disease brought from Mexico or other countries amongst our population as a result of the failure to make sure public health practices are properly administered. Mr. Nesbitt indicated that he sees Mr. Rusin's point of view but the other point of view is to protect our citizens by having immunizations. Mr. Rusin commented on 301-912 stating that there is no such thing as bullet proof vests. He advised that there are bullet resistant vests which this resolution should not be approved unless this is changed. Mr Rusin also made a

comment about the benefit to the wealthy voters in Resolution No. 302-912.

Legislator Bower asked Luci Welch, Director of Probation, to comment about the Bullet Proof Vests. She said that Bullet Proof is not a term they coin, but the money they access for this is through the Federal Bullet Proof Vest Partnership money. She said that is why that term is used.

Paul Lauricella, Yates, addressed Resolution No. 287-912, establishing the standard work day for county officials. He stated that he is looking at the CSEA Management Compensation Plan. He stated that the work day is 9 to 5 and that everyone complains about the costly pensions. He asked why the standard work day for some is 6 and others are at 7. Mr. Nesbitt explained that this resolution was requested to be done by the NYS Comptroller's Office. All the Management personnel work the same work week as CSEA personnel. There are a few positions that are different. All the positions listed on this resolution are Management. Legislator Allport explained that all Management/Department Heads are non-union, not involved under the CSEA Contract. Mr. Nesbitt stated that our argument with the NYS Comptroller's office is that all of our Management employees who are not elected officials participate in time and attendance reporting and we should not need to pass this resolution. All Management employees are required to take leave credits when they are requesting to take time off. Mr. Nesbitt stated that the standard work day is actually what is worked, 9 to 5, that is why we thought we didn't need to task this but the State Comptroller's Office stated that this resolution needed to be done.

Mr. Lauricella referenced the CSEA Memorandum of Agreement in that employees can be terminated by budgetary reasons, abolishment of programs, or unsatisfactory job performance. Mr. Lauricella asked if the county does job performance analysis in the departments. Mr. Nesbitt explained that the County actively manages the employees on an ongoing basis. The employees that do not perform to standards are put on performance improvement programs. They then need to meet those program standards and if not then they are subject to disciplinary procedure. Legislator Allport stated the County has processes in place and if an employee is not performing there is a paper trail. He added that there are other processes in place to help the employee solve any issues to keep them employed.

Mr. Lauricella questioned in the contract that two part-time jobs equal that of a full-time job, and they are subject to the same benefits as a full-time employee. Mr. Lauricella asked that in hiring a person at a part-time status is to avoid paying out benefits. Mr. Nesbitt stated that there are occasional reasons for hiring two part-time jobs. We look at skills needed for positions that we can't find because they are scarce in the market place. He used Registered Nurses (RN) as an example because the pay on the county level is not as much as hospitals or doctor offices. A RN may want to work in the Health Department and also work per diem in the Nursing Home. Mr. Nesbitt added that contracts need to address every situation that we may possibly run into. Jack Welch, Director of Personnel, commented that the reference Mr. Lauricella is making is in the Management Compensation package. Mr. Welch stated that none of our three collective bargaining units have that type of language in their contracts. In the Management Plan, containing that language, that part of the contract has not been exercised in nearly three to four years.

Allen Lofthouse, Kendall, reference back to a prior meeting, (July 25, 2012) concerning the announcement of a Soil and Water District Grant. He questioned Legislator Eick, who serves on the Soil and Water Conservation District Board, as to how many are dairy and beef farms out of the five farms involved in this grant. Legislator Eick indicated that it depends on herd sizes; having over a certain number of cattle. Mr. Lofthouse asked what the percentage of cost sharing is and how the funds are allocated. Legislator Eick did not know but was willing to get back to Mr. Lofthouse with that information. Mr. Lofthouse asked if the name of the farms would be public knowledge, and Legislator Eick stated that information he could provide too.

Legislator Allport announced that today is Constitution Day. He feels that everyone should reflect on just how much they are willing to sacrifice to keep our freedom because it seems to be under attack today more than ever. He thanked Jerry Gray, Orleans County Highway Superintendent/Buildings and Grounds in working with the Veteran's Administration for the installment of new flag pole in front of their office. Legislator Allport also thanked Senator Maziarz and Assemblyman Hawley for their donations toward the new flag pole. He advised that Paul Fulcomer, Veteran's Administrator, obtained a donation from a contractor for the cement. Legislator Allport also announced that this Saturday, at the Rotary Park in Medina, the Legion will be unveiling the new 911 monument at Noon.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Smith. Motion carried. The following resolutions were then presented for adoption:

RESOLUTION NO. 286-912

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	1174-1370	\$283,478.72
Highway	69-82; 86-120	\$189,089.86
Nursing Home	1081; 1084-1093; 25294-25352	\$247,942.99
Job Development	1051-1052	\$261.91
Self Insurance	1005; 50796, 50798, 50874-50877	\$8,472.94

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

RESOLUTION NO. 287-912

APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR CERTAIN APPOINTED OFFICIALS

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement

reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; and

WHEREAS, the Orleans County Legislature passed Resolution No. 629-1293 establishing standard workdays for elected and appointed officials for purposes of the New York State Employee retirement system only; now, therefore be it

RESOLVED, that the County of Orleans hereby re-affirms the following as standard work days for certain exempt and unclassified appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the employee's time keeping system:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month
APPOINTED OFFICIALS					
Chief Administrative Officer	Charles H. Nesbitt Jr.	6	1/1/2012-12/31/2016	Y	N/A
Secretary to the Chief Administrative Officer	April Flesch	7	1/1/2012-12/31/2016	Y	N/A
Clerk of the Legislature	Nadine P. Hanlon	6	1/1/2012-12/31/2013	Y	N/A
Deputy Clerk of the Legislature	Onnalee O'Connor	7	1/1/2012-12/31/2013	Y	N/A
Secretary to the District Attorney	Richard Ferris	7	1/1/2009-12/31/2012	Y	N/A
Deputy County Treasurer	Roxie Basinait	7	1/1/2010-12/31/2013	Y	N/A
Director of Real Property Services	Dawn Allen	6	10/1/2007-9/30/2013	Y	N/A
Deputy County Clerk/DMV	Susan Rustay	7	1/1/2010-12/31/2013	Y	N/A
Deputy County Clerk	Diane Shampine	7	1/1/2010-12/31/2013	Y	N/A
Director of Personnel and Self Insurance	John C. Welch Jr.	6	8/21/2012-8/20/2018	Y	N/A
Deputy Election Commissioner	Clara Martin	7	1/1/2011-12/31/2012	Y	N/A
Deputy Election Commissioner	Eileen Aina	7	1/1/2011-12/31/2012	Y	N/A
Confidential Secretary to the Sheriff	Deborah Hughson	7	1/1/2012-12/31/2015	Y	N/A
Director of Emergency Management	Paul Wagner	6	1/1/2012-12/31/2013	Y	N/A
County Highway Superintendent	Gerald Gray	6	1/1/2011-12/31/2014	Y	N/A
Deputy County Highway Superintendent	Michael Cliff	7	1/1/2011-12/31/2014	Y	N/A
Secretary to County Highway Superintendent	Jacqueline Tarricone	7	1/1/2011-12/31/2014	Y	N/A
Social Services Commissioner	Thomas Kuryla	6	1/1/2010-12/31/2014	Y	N/A

and be it

FURTHER RESOLVED, the above list reflects appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do participate in our time reporting system; and be it

FURTHER RESOLVED, that appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, Director of Personnel, and the New York State Comptroller.

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

RESOLUTION NO. 288-912

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, Resolution No. 218-612 authorized the filling of a full-time vacant Account Clerk Typist position (4310.04) in the Mental Health Department as a result of a retirement; now, be it

RESOLVED, that this Legislature does hereby authorize the abolishing of this full-time Account Clerk Typist Position (4310.04) in the Mental Health Department at Grade 9 of the CSEA Salary Schedule effective September 12, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Account Clerk Typist position in the Mental Health Department at Grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant part-time position effective September 12, 2012.

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

Legislator Allport presented a resolution to oppose the proposed thruway toll increase on commercial vehicles. He thinks it is important to know, which Albany must not understand, that all the goods that come to areas like Orleans County are on Semi's and truck companies do not have a pile of money sitting around to absorb this increase in cost. This then will be passed on to the businesses, which will then pass it down to the consumers. Legislator Allport stated that this is the wrong time to do this, considering that when this road was originally set up it was going to be toll road until the bond was paid for which has been paid off a long time ago. Legislator Allport requested that this resolution also be forwarded to New York State Department of Transportation. Legislator Eick seconded the motion. Legislator Smith added that there is never a good time for an increase in thruway tolls. Legislator Allport asked if a unanimous second could be obtained. Legislator Bower moved for a unanimous second. Chairman Callard called for a vote and the following resolution was adopted:

RESOLUTION NO. 289-912

OPPOSING THE PROPOSED 45 PERCENT THRUWAY TOLL INCREASE ON COMMERCIAL VEHICLES

WHEREAS, the New York State Association of Counties (NYSAC) has created the Blue Ribbon Task Force on the Future of Farming in New York State to support the long-term economic viability of farms and the agriculture industry in our state; and

WHEREAS, this group of dedicated county leaders continues to advocate in favor of actions that help farmers and in opposition to actions that will negatively impact farms; and

WHEREAS, public policy decisions by leaders in State government over the last few decades have put the long-term economic viability of farms at risk; and

WHEREAS, the New York State Thruway Authority is now proposing a 45% increase in tolls on commercial vehicles; and

WHEREAS, toll increases will directly impact the cost of doing business for farmers and all business owners in New York; and

WHEREAS, toll increases will likely increase the price of food, fuel, feed, and other staples; and

WHEREAS, the State's economic development decisions should be focused on increasing the transportation of produce and goods on our roadways to further promote New York products; and

WHEREAS, NYSAC opposes the proposed 45% toll increase on commercial vehicles; now, therefore be it

RESOLVED, that the Orleans County Legislature supports NYSAC's opposition and calls on the NYS Thruway Authority to employ cost control measures that would stave off the need for toll increases that will stifle economic activity such as moving New York produce to market, and the transportation of other goods and services on New York State's Thruway; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, New York State Association of Counties, Inter County Association of Western New York, and all others deemed necessary and proper.

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

RESOLUTION NO. 290-912

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following agreements with the Public Health Department and various agencies, as follows:

Ridge Road Express Inc, 5355 Junction Rd, Lockport, NY 14094 to provide transportation services to the eligible children in Orleans County through the Early Intervention and 3-5 programs for the 2011-2012 school years. Contract option to renew yearly up to three years. Contract period September 1, 2012 through August 31, 2013. 1.8% rate increase based on the Consumer Price Index. Reimbursement at 59% from NYS.

Health Research Incorporated, 150 Broadway, Ste 560, Menands, NY 12204 to provide funding for Public Health Preparedness/Response for Bioterrorism services and supplies to the Orleans County Health Department and the residents of Orleans County. Contract Period, July 1, 2012 through June 30, 2013. Contract amount \$53,500. No County cost.

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

RESOLUTION NO. 291-912

AWARDING BID, APPROVING AGREEMENT WITH AMSTAR OF WESTERN NEW YORK AND AUTHORIZING SETTING UP NEW MONIES IN THE FUEL FARM BUDGET

WHEREAS, advertisement for sealed bids to paint the Orleans County Fuel Farm Tanks occurred and two bids were received and publically opened on August 23, 2012; now, be it

RESOLVED, that this Legislature awards the bid to Amstar of Western New York; and be it

FURTHER RESOLVED, this Legislature authorizes the Chairman to execute an agreement for painting of the Fuel Farm Tanks with Amstar of Western New York, 825 Rein Rd, Cheektowaga, NY 14225 in the amount of \$36,000 to be paid from account DM 5140.444 – Repairs to Equipment and Property; with such agreement subject to review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Fuel Farm budget for this project as follows:

Revenue:

Fuel Farm Capital Reserve Acct. \$36,000

Appropriation:

DM5140.444 Repairs to Equipment and Property \$36,000

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 292-912

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND ORLEANS/NIAGARA BOCES

RESOLVED, that this Legislature approves the lease agreement between the Villages of Orleans Health and Rehabilitation Center and Orleans/Niagara Board of Cooperative Education Services (BOCES), 4232 Shelby Basin Rd, Medina, NY for two agreed upon rooms comprising of 760 square feet located at 14012 Route 31, Albion, NY for the provision to conduct a Certified Nursing Assistant training program for a period effective August 10, 2012 through August 31, 2014. No County cost.

Moved, Eick; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 293-912

AUTHORIZING CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE TO SIGN A NEW WIA LOCAL STRATEGIC STATE PLAN FOR 2012

WHEREAS, the Workforce Investment of 1998, requires each local Workforce Investment Board to develop and submit to the State a comprehensive local plan with the appropriate Chief Elected Officials; and

WHEREAS, the State will be submitting a new Strategic Plan to USDOL for PY 2012, as such, the local Workforce Investment Boards are to submit a new local plan to NYSDOL for PY 2012, in order to be eligible to receive WIA funds for administering the One Stop System and delivering services to its customers; now, therefore be it

RESOLVED, that the Orleans County Legislature hereby authorizes the Chairman of the Orleans County Legislature to sign the local WIA Strategic Plan on behalf of Orleans County for the period July 1, 2012 through June 30, 2013.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 294-912

AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE

RESOLVED, that this Legislature approves the Out-of-State travel request for Deborah Restivo, PHN; to attend the “East Coast Migrant Stream Forum” at Sheraton Oceanfront Hotel; Virginia Beach, VA from October 18, 2012 – October 20, 2012. No County Cost. Travel and Lodging covered in full through the Migrant Grant.

Moved, Eick; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 295-912

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN THE HEALTH DEPARTMENT AND ROBERTS WESLEYAN COLLEGE

WHEREAS, Roberts Wesleyan College, 2301 Westside Dr, Rochester, NY would like to affiliate with the Orleans County Health Department in an effort to provide clinical experience for students currently enrolled in their Nursing program. Residents of Orleans County will benefit through the Orleans County Public Health Nursing Division; now, be it

RESOLVED, that this Legislature approves the Memorandum of Understanding between the Orleans County Health Department and Roberts Wesleyan College effective August 1, 2012 through July 31, 2017. No County Cost.

Moved, Eick; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 296-912

APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the renewal of agreements between the Department of Social Services and various agencies, as follows:

Elmcrest Children's Center, Syracuse, NY for the provision of residential foster care services; to be effective October 1, 2012 through September 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

L. Woerner Inc. dba HCR, Rochester, NY for the provision of certified nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective September 1, 2012 through August 31, 2013.

The William George Agency, Freeville, NY for the provision of residential foster care services; to be effective September 1, 2012 through August 31, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

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

RESOLUTION NO. 297-912

AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO APPLY FOR A 2013 MEDICAL RESERVE CORPS CAPACITY BUILDING AWARD

WHEREAS, the Orleans County VALOR (Volunteer Alliance Linking Orleans Resources) Medical Reserve Corps (MRC) is in need of funding to support recruitment efforts and develop training programs to maintain a robust volunteer corps; and

WHEREAS, funding in the amount of \$5,000 through the National Association of County and City Health Officials is available to support Orleans County VALOR MRC; now, therefore be it

RESOLVED, that the Orleans County Legislature authorizes the Orleans County Health Department to apply for a \$5,000 2012-2013 MRC Capacity Building Award.

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

RESOLUTION NO. 298-912

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF ALBION FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Albion for the fiscal years of 2012-2013; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$50,000 per year to the Village of Albion with such payments to the municipality in an amount commensurate with the participation for 2012-2013.

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

RESOLUTION NO. 299-912

APPROVING AGREEMENT BETWEEN EMERGENCY MANAGEMENT AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

WHEREAS, Resolution No. 155-412 authorized the Emergency Management Office to apply for the FY12 State Homeland Security Grant Program (SH12-1032-D00) in the amount of \$ 61,500; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the NYS Division of Homeland Security and Emergency Services and the Orleans County Emergency Management Office for a contract period of September 1, 2012 to August 31, 2014.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 300-912

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

WHEREAS, Resolution No. 162-412 authorized the Sheriff's Office to apply for the FY12 State Homeland Security Grant Program in the amount of \$20,500; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the NYS Division of Homeland Security and Emergency Services and the Orleans County Sheriff's Office for a contract period of September 1, 2012 to August 31, 2014; to be used specifically for law enforcement terrorism prevention activities.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

RESOLUTION NO. 301-912

AUTHORIZING TRANSFER OF FUNDS IN THE PROBATION DEPARTMENT BUDGET

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer monies in the Probation Department budget to cover the cost of Bullet Proof Vests and Vest Carriers as follows:

FROM:

A3140.100	Personal Services	\$4,251.86
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TO:

A3140.251	Safety Account	\$4,251.86
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Moved, Bower; second, Johnson.
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Eick moved a resolution calling upon immediate federal assistance for harbor maintenance dredging at the Oak Orchard Harbor; seconded by Legislator Allport. Legislator Johnson stated that this was a Niagara Orleans Regional Alliance resolution that was approved for presentation at their last meeting. She added that Niagara County suffers more boating financial loss than we do but ours is still significant enough to plea for federal assistance. Legislator Allport stated that it should be noted that this is the only deep water harbor between Rochester and Niagara Falls along this section of the Lake Ontario and there are areas of this creek that are down to four feet in water levels. The dredging should be done every five years and we are three years overdue. It is critical to both safety and to our tourism. Chairman Callard added that the Army Corp of Engineers has called for it and money has been set aside for it but the monies have not been allocated for this purpose. He added that Wilson Harbor, in Niagara County, has water at the three feet level which is putting it out of business. The following resolution was adopted:

RESOLUTION NO. 302-912

CALLING FOR IMMEDIATE FEDERAL ASSISTANCE FOR HARBOR MAINTENANCE DREDGING

WHEREAS, since the beginning of the 2012 boating season, there have been 12 reported incidents of boats going aground and damaging their drives while entering Oak Orchard Harbor, which is evidence of severe, and unchecked deterioration of public boating access; and

WHEREAS, Oak Orchard Harbor was last dredged in 2004 and currently has a backlog of 18,000 cubic yards of sediment deposits according to the Army Corps of Engineers; and

WHEREAS, Oak Orchard Harbor is the life blood of the 38 charter boat sport fishing fleet in Orleans County, 32 supporting businesses including marinas, lodging, tackle shops and restaurants, and offers over 400 private and public boat docks; and

WHEREAS, the video telephone provided by U.S. Customs for boats entering the United States from Canada is the only one available within a 30 mile distance on either side of Oak Orchard Harbor: and

WHEREAS, without the availability of this harbor, vessels seeking a harbor of refuge from storms would be in great peril and possible loss of life; and

WHEREAS, the Harbor Maintenance Trust Fund will hold approximately \$8 billion by the end of 2012, originally intended for dredging and maintenance of federal harbors; and

WHEREAS, H.R. 4348, Moving Ahead for Progress in the 21st Century (MAP-21) acknowledged the insufficient spending for federal harbor maintenance and, more specifically stated in Section 1536 (b) Sense of Congress, “the Administration should request full use of the Harbor Maintenance Trust Fund for operating and maintaining the navigation channels of the United States;” now, therefore be it

RESOLVED, that this Legislature hereby calls for immediate federal assistance from the Harbor Maintenance Trust Fund, MAP-21 or other sources to bring the Oak Orchard Harbor to a safe and adequate depth for the enjoyment of recreational boating and in support of the continued economic livelihood of our community and its businesses; and, be it

FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Niagara County Legislature, Charles May-Great Lakes Small Harbors Coalition, Rep. Louise Slaughter, Rep. Kathy Hochul, Sen. Charles Schumer, Sen. Kirsten Gillibrand, Sen. Carl Levin, State Sen. George Maziarz, and State Assemblyman Steve Hawley.

Moved, Eick; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Bower moved to approve a vacant Civil Clerk position to be filled in the Sheriff's Office; seconded by Legislator Johnson. Legislator Allport stated that he does not understand what has happened because the number of employees in this office has been a discussion for years. In the past few years we have not filled 80 full and part time positions combined. Recently we have combined departments or combined jobs by having more employees do more work. The Sheriff Deputies, due to technology upgrades, fill out their own reports. He stated that computers have made offices more efficient. Legislator Allport expressed that he is against this position being filled at this time. He would like to have it tabled to research the financial impact on this and look to the future at the total number of employees we have. Legislator Bower stated that he did not put it on the agenda when it was first referred to him. He wanted to first meet with the Sheriff to be sure this position needed to be filled. Legislator Bower stated that he looked into the facts and figures and believes this should be on the agenda today. Chairman Callard asked Legislator Allport if he wished to table this resolution. Legislator Allport expressed that this board has asked every department to take a hit and pile more work on more people and this department is being excluded. He does not know what happened in the last week and a half. He said that every department head can come forward and justify the existence of every position we have not filled. It seems that the department heads are stepping forward in helping this board and county taxpayers by reducing employees by not filling vacant positions. Chairman Callard asked if Legislator Allport wanted to table this resolution for financial reasons or wish us to vote on this. Legislator Allport stated that he hopes that enough votes will vote this down. He said the vote can move forward. Chairman Callard confirmed that Legislator Allport was not going to table however Legislator Allport stated that he hoped that the person presenting it would table it. Legislator Eick asked if a motion is needed to table. Chairman Callard informed the board that anyone can ask for a resolution to be tabled for financial reasons; it then can be brought back for discussion at a future meeting. Legislator Eick stated that he does not sit on the Public Safety Committee. He understands what Legislator Allport is saying and in that Legislator Bower stated that he spoke with the Sheriff and the position is needed which we cannot put in jeopardy.

Legislator Eick tabled this resolution authorizing filling the vacant full-time Civil Clerk position in the Sheriff's Office due to financial concerns.

Legislator Bower moved to authorize creating a temporary full-time Public Safety Dispatcher position; seconded by Legislator Johnson. Legislator Johnson added, because of the discussion on the last motion, that this is a temporary position. A full time dispatcher is on medical leave for an undetermined amount of time and this is to keep sufficient staff levels manning dispatch. Mr. Nesbitt added that dispatch is a 24/7 operation and in those hours that need to be manned, it is either using over time or by a part-time dispatcher, so we are authorizing the Sheriff to make one of the part-time employees a temporary full-time dispatcher. The following resolution was adopted:

RESOLUTION NO. 303-912

**AUTHORIZING CREATION AND FILLING OF A
TEMPORARY FULL TIME POSITION AT THE SHERIFF'S OFFICE**

WHEREAS, a full-time Public Safety Dispatcher will be on medical leave for an undetermined length of time; and

WHEREAS, to assure sufficient staff levels are met in the Orleans County Dispatch Center to handle emergency situations; now, be it

RESOLVED, that this Legislature authorizes the creation of a temporary full-time Public Safety Dispatcher at the Orleans County Dispatch Center at Grade 4 of the Orleans County Sheriff Employees Association Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created temporary full-time position until employee 3020.04 returns to work from medical leave.

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

RESOLUTION NO. 304-912

**AUTHORIZING AN EMERGENCY PURCHASE FROM HEALTH
DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of 4 residents at an approximate cost of \$11,856.72 to be paid from the Health Department budget account A4010.409 – Vaccines & Medications.

Moved, Eick; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Allport asked Paul Pettit, Director of Public Health, how many people have been treated to date this year. Mr. Pettit indicated twenty-six have been treated, which the average is about twenty per year, so right now it is over our average.

Legislator Eick moved to adjourn; second by Legislator Bower. Meeting adjourned at 12:04 PM.

LEGISLATURE MEETING
September 26, 2012

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

The Clerk presented the following communications: The Albion FFA Chapter will have a formal ribbon cutting ceremony for the new land lab at the Albion High School on September 27, 2012 at 1:00 p.m. This land lab was made possible through a \$25,000 Monsanto grant and will be used by the FFA and other students to gain hands on experience in the field of agriculture. The Orleans County Treasurer has provided the annual examination of Petty Cash Accounts report which has been filed in our office. Regional Action Phone (RAP) will be celebrating their 40th Anniversary on October 17, 2012 from 7 to 9 p.m. at the Genesee County ARC Community Center, 38 Woodrow Rd, Batavia, NY. The Genesee/Finger Lakes Regional Planning Council announces the Fall 2012 Regional Local Government Workshop for November 16, 2012 at the Clarion Hotel in Batavia.

Tim Archer, Sue Starkweather, and Meredith Patterson were present on behalf of the Service Learning Class at the Albion Middle School. Mr. Archer stated that a few years ago the County worked with the School in conjunction with the very successful Alms House Project. Mr. Archer introduced Meredith Patterson who presented the results of the efforts of this project. Miss Patterson stated that the Alms House Project was very important to those that contributed to it and she thanked everyone for keeping it very beautiful. She presented books, *Orleans County Alms "Poor" House and Cemetery (1833-1960)*, to the Legislative Board. Mr. Archer stated that the books were put together the summer after the project was completed. A lot of writing, research, and transcribing went into the book by the students. Mr. Archer wanted everyone to receive a copy as a thank you for everyone's efforts. Sue Starkweather thanked Jerry Gray and his Highway crew for all that they did for this project. Ms. Starkweather stated it was a great experience for the students to realize that something needed to be done and they took action. Chairman Callard expressed it was an extraordinary project. Legislator Allport suggested that it be placed on the Orleans County Tourism Trail. They were applauded for their efforts.

Allen Lofthouse, Kendall, requested more information on what is the Workforce Investment Board (WIB). Mr. Nesbitt explained it is a regional organization made up of members appointed from Genesee, Livingston, Orleans, and Wyoming Counties. They are responsible for establishing policies for the distribution of Federal Grant Funds through the Workforce Investment Act. Generally those dollars are used for training programs to help people find work. He explained the CNA training program at the Nursing Home. Mr. Lofthouse asked if the members are professional people. Mr. Nesbitt stated that the people are appointed by their respective counties, with some being county employees. Chairman Callard serves as the Chief Elected Official, an executive committee official, that oversees the finances directly and who signs the contract with GLOW. The WIB has a staff including an Executive Director who oversees the fund distribution.

Mr. Lofthouse inquired about Resolution No. 316-912 and what accounts for the increasing demand at the DMV. Mr. Nesbitt stated that we have automotive dealers from outside of the county that bring their motor vehicle paperwork to our county. Chairman Callard added that we have excellent service that it provides. We have eleven large and small dealerships within the County, but we have nine dealerships outside of the County. We continue our outreach to even develop that further.

Mr. Lofthouse inquired about the cost associated with the conference set for approval in Resolution No. 320-912. Mr. Nesbitt stated it includes a plane ticket and registration fee, which he can provide to Mr. Lofthouse.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 305-912

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	1385-1516	\$247,273.73
Highway	No Claims	
Nursing Home	1096-1104; 25353-25378	\$232,684.88
Job Development	1055-1059	\$11,466.44
Self Insurance	1006; 50941-50945	\$45,538.80

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

RESOLUTION NO. 306-912

APPROVING AGREEMENT BETWEEN CRIME VICTIMS ASSISTANCE PROGRAM AND SHEILA MCWETHY

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Crime Victim's Assistance Program and Sheila McWethy of 4008 S. Main St. Rd, Batavia, NY 14020 to provide night court advocate services on a per diem basis at a rate of \$15.25 per hour, not to exceed \$6,500 a year effective October 1, 2012 through September 30, 2013; unless sooner terminated as hereinafter; and be it

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

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

Legislator Johnson moved in its entirety a resolution to oppose an increase in Full-time Equivalency rate for GCC and Urging the New York State Legislature to Reform the Community College Funding System; seconded

by Legislator Bower. Chairman Callard stated that the County Treasurer could attest that in the last few years this has been escalating. Treasurer Heard stated that our biggest enrollment is Genesee Community College. She added that Monroe Community College went up \$840 FTE although most of our students don't go there but we will feel that too. It appeared that all of the schools that we have students at, every single one went up. The following resolution was adopted:

RESOLUTION NO. 307-912

OPPOSING INCREASE OF FULL-TIME EQUIVALENCY (FTE) RATE AT GENESEE COMMUNITY COLLEGE AND URGING THE NEW YORK STATE LEGISLATURE TO REFORM THE COMMUNITY COLLEGE FUNDING SYSTEM

WHEREAS, Orleans County is required to pay a portion of the cost of community college for residents of the County; and

WHEREAS, this portion of the cost is designated as the full-time equivalency (FTE) rate and is set by each community college; and

WHEREAS, the FTE rate for Genesee Community College has doubled from \$1,100 to \$2,200 over the last two years; and

WHEREAS, the latest \$500 increase will result approximately in a \$400,000 increase in the upcoming Orleans County budget with no offsetting revenue; and

WHEREAS, New York State has ordered the state university system to conduct a study of the Community College Funding System as a result of the increased cost being incurred by county government; and

WHEREAS, a revision of the Funding System is necessary to relieve county taxpayers from unanticipated cost increases over which the elected officials have no control; now, therefore be it

RESOLVED, that the Orleans County Legislature strongly opposes the excessive increase in the FTE rate unilaterally imposed by the trustees of the Genesee Community College; and be it

FURTHER RESOLVED, that the Orleans County Legislature urges the New York State Legislature to revise the Community College Funding System to alleviate the increased costs being forced upon already burdened county taxpayers; and be it

FURTHER RESOLVED, that certified copies of this resolution be forward to Senator George Maziarz and Assemblymen Steve Hawley, New York State Association of Counties, Inter-County of Western New York Association, and Genesee Community College, and any others deemed necessary and proper.

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

RESOLUTION NO. 308-912

ABOLISHING A VACANT POSITION IN DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby abolish a vacant part-time Caseworker position (6010.0214) in the Department of Social Services effective September 27, 2012.

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

RESOLUTION NO. 309-912

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND PNP COMPUTER SERVICES

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and PNP Computer Services, 66 N. Main St, Brockport, NY 14420 to provide annual software support; effective September 1, 2012 through August 31, 2013. County cost is \$7,259.96.

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

RESOLUTION NO. 310-912

AUTHORIZING TRANSFER OF FUNDS IN THE ENTERPRISE FUND

RESOLVED, that this Legislature authorizes the Treasurer to transfer monies in the Enterprise Fund to cover the cost of boiler repairs at the Villages of Orleans Health and Rehabilitation Center as follows:

FROM:

A6030.427	Natural Gas	\$22,325.90
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TO:

A6030.250	Other Equipment	\$22,325.90
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Moved, Eick; second, Rush.
Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 311-912

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

WHEREAS, a full-time RN Charge Nurse has resigned and a part-time RN Charge Nurse position is now vacant at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, both the full-time and part-time RN Charge Nurse positions at the Villages of Orleans Health and Rehabilitation Center are critical positions for the effective operation of the Nursing Home; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time RN Charge Nurse position (6030.018) and a vacant part-time RN Charge Nurse position (6030.016) at the Villages of Orleans Health and Rehabilitation Center effective September 27, 2012.

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

Legislator Bower moved to fill a vacancy in the Probation Department. He noted that in the last few months there have been two resignations of

which both went to the state, where they offer more money. The Director of Probation, with a lot of wisdom, didn't elect to fill the first one but when the second person resigned she presented to the committee, which they agreed, to have the second vacancy filled. Legislator Johnson seconded the motion and the following resolution was adopted:

RESOLUTION NO. 312-912

AUTHORIZING FILLING VACANCY IN THE PROBATION DEPARTMENT

WHEREAS, a Probation Officer has resigned and the position is essential to the operations of the Probation Department; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Officer (Position #3140.14) in the Probation Department at a Grade 18 of the CSEA Salary Schedule effective October 4, 2012.

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

RESOLUTION NO. 313-912

CALLING UPON ORLEANS/NIAGARA COUNTY'S CONGRESSIONAL DELEGATION, GOVERNOR CUOMO, THE DEPARTMENT OF DEFENSE, THE DEPARTMENT OF THE AIR FORCE, AND THE NATIONAL GUARD BUREAU TO ENACT PROPOSED TRANSITION TO RECONNAISSANCE ROLE FOR 107TH AIR WING, WITH AIR WING REMAINING AT NIAGARA FALLS AIR RESERVE STATION

WHEREAS, the Niagara Falls Air Reserve Station does employ approximately 3,500 individuals from Niagara and Erie counties, as well as the rest of Western New York; and

WHEREAS, the Niagara Falls Air Reserve Station does have a direct impact on local economies of \$168 million per annum; and

WHEREAS, the loss of jobs and revenue from the closure of one of Niagara County's single largest employers would have devastating

consequences for the region's economy, and would likewise have devastating consequences for hundreds of Niagara County families; and

WHEREAS, the Defense Cuts also include the elimination of the 107th Airlift Wing of the New York Air National Guard, one of two missions currently assigned to the Niagara Falls Air Reserve Station; and

WHEREAS, the Council of Governors had proposed changing the mission of the 107th to a reconnaissance role, assigning either MC-12 reconnaissance aircraft or Unmanned Aerial Vehicles to said Air Wing; and

WHEREAS, the Orleans County Legislature does endorse any viable plan to preserve the 580 Air National Guard jobs, as well as full-time civilian support positions, at the Niagara Falls Air Reserve Station; now, therefore be it

RESOLVED, that the Orleans County Legislature strongly encourages U.S. Representative Kathleen C. Hochul, U.S. Representative Louise M. Slaughter, U.S. Senator Charles E. Schumer, and U.S. Senator Kirsten E. Gillibrand to introduce legislation to the same effect; and be it

FURTHER RESOLVED, the Orleans County Legislature hereby calls upon the Honorable Andrew Cuomo, Governor of the State of New York, to endorse the same in consultation with the Adjutant General of the State of New York, Major General Patrick A. Murphy; and be it

FURTHER RESOLVED, that the Orleans County Legislature hereby urges the Department of Defense, Department of the Air Force, National Guard Bureau, and such subordinate agencies as shall have various responsibilities to produce such transition plans as are necessary to implement the vision of the Council of Governors to initiate that process, and be it

FURTHER RESOLVED, that the Clerk of the Orleans County Legislature is hereby directed to send copies of this resolution to President Barack H. Obama; Secretary of Defense Leon Panetta; Secretary of the Air Force Michael B. Donley; U.S. Senator Charles E. Schumer; U.S. Senator Kirsten E. Gillibrand; U.S. Senate Armed Services Committee Chairman Carl Levin; U.S. Senate Armed Services Committee Ranking Member John McCain; U.S. Representative Kathleen C. Hochul; U.S.

Representative Louise M. Slaughter; U. S. House of Representatives Armed Services Committee Chairman Buck McKeon; Governor Andrew M. Cuomo; General Norton A. Schwartz, Chief of Staff of the United States Air Force; General Craig R. McKinley, Chief, National Guard Bureau; Lieutenant General Harry M. Wyatt III, Director, Air National Guard; Major General Patrick A. Murphy; Niagara Military Affairs Council Chairman Merrell Lane; Mr. Steve Hyjek, Hyjek & Fix; Niagara County Legislature and all others deemed necessary and appropriate.

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

It was noted by Legislator Johnson that 41 Orleans County residents commute full-time to the Niagara Falls Air Reserve Station.

Legislator Bower moved to approve an agreement for food at the jail; seconded by Legislator Johnson. Legislator Bower stated it was well worth noting that some time ago the average meal at the Jail was over \$3.00 and now it is about \$1.50. He thanked everyone who helped in reducing this cost. Mr. Nesbitt noted that it is \$.50 per mile off of the normal prison delivery route, which in our case is less than \$.50 for every delivery. Chairman Callard added that Legislator Smith and himself visited the Correctional Services Food Service and it is very impressive that New York State contained the cost well and across the state could learn well from this agency. Legislator Johnson shared that every prisoner across New York State eats the exact same thing for every meal. The following resolution was adopted:

RESOLUTION NO. 314-912

APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY SHERIFF'S OFFICE AND THE NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES OFFICE OF NUTRITIONAL SERVICES

RESOLVED, that this Legislature approves a renewal agreement between the Orleans County Sheriff's Office and the New York State Department of Correctional Services Office of Nutritional Services, Rome, NY to participate in the Cook/Chill Program effective September 1, 2012 through August 31, 2017, and the food cost is based on quarterly pricing and .50 cents per mile delivery charge; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign these agreements subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

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

RESOLUTION NO. 315-912

APPROVING AN INTERMUNICIPAL AGREEMENT BETWEEN THE ORLEANS COUNTY AND THE VILLAGES OF ALBION, HOLLEY, AND MEDINA

RESOLVED, that this Legislature approves an Intermunicipal Agreement between Orleans County and the Village of Albion, Village of Holley, and Village of Medina for Police SWAT Team Cooperation to deal with certain criminal acts or threats dealt effectively through the use of specially trained tactical team rather than standard police operations; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this Intermunicipal Agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that this Legislature will review this Intermunicipal Agreement for the continuation of the terms and provisions of this Tactical Team Cooperation Agreement at the end of December 31, 2013

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

Legislator Johnson moved to approve positions, create and fill, at the Orleans County DMV; seconded by Legislator Bower. Legislator Johnson commended Susan Rustay and Karen Lake-Maynard for their professionalism in this department. Their concern is not only processing all of the dealer work in an exceptional matter, but their professionalism in handling our County residents that come into the DMV is very impressive too. Chairman Callard pointed out too that the part-time positions are used on an as needed basis to cover absences based on vacations, etc. He

added that he is very excited about the progress that has been in the DMV and has always been pleased with the servicing. The reputation speaks well for it because dealers are coming to us or even expand our business to more dealers. It will be more profitable to expand our employment base there because of the revenues that sustain that cost and more. It provides additional resources to our County when the State is reducing other revenue streams. The following resolution was adopted:

RESOLUTION NO. 316-912

AUTHORIZING CREATING AND FILLING POSITIONS IN THE COUNTY CLERK DEPARTMENT OF MOTOR VEHICLES

WHEREAS, there has been a steadily increasing demand for services at the Department of Motor Vehicle serves; and

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

RESOLVED, that this Legislature does hereby authorize the creation of a full-time Motor Vehicle Application Examiner at Grade 9 of the CSEA Salary Schedule effective September 27, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of a vacant part-time Motor Vehicle Application Examiner (1410.14) at a Grade 9 of the CSEA Salary Schedule effective upon the appointment of the newly created full-time Motor Vehicle Application Examiner; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Motor Vehicle Application Examiners (1410.13) at a Grade 9 of the CSEA Salary Schedule effective November 1, 2012.

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

RESOLUTION NO. 317-912

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND GREATER ROCHESTER COLLABORATIVE MSW PROGRAM

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services Greater Rochester Collaborative MSW Program, Rochester, NY for an intern agreement among Nazareth College, Brockport College, and Orleans County Department of Social Services; to be effective June 12, 2012 through June 12, 2013. County cost will be \$0.

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

Legislator Johnson moved to set the date for a public hearing on Local Law No. 2 Intro regarding overriding the Tax Levy Limit for Fiscal Year 2013; seconded by Legislator Bower. Legislator Johnson expressed that a vote by the Orleans County Legislature to override the state imposed 2% limit on hiking the property tax levy does not commit us to that. The County faces the difficult task of crafting the 2013 budget with few options for cutting. We are looking at a \$400,000 increase on the charge backs for community colleges, retirement cost increase of over \$900,000 and ongoing increases in health insurance. Through all of this, we have held wages stagnant. So, we are looking at a 2% tax cap allowing \$337,000 in room and we just blew \$1.5 million. On top of this the NYS property tax cap calculations remain uncertain and are subject to accounting changes at the whim of New York State. Mr. Nesbitt stated that the overall expenses that Legislator Johnson mentioned were in part of the 9 for 90 calculation last year which ate up 4 ½ times or \$403,000 last year of the tax cap. The following resolution was adopted:

RESOLUTION NO. 318-912

SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 2-INTRO OF 2012 REGARDING OVERRIDING TAX LEVY LIMIT FOR FISCAL YEAR 2013

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled "A Local Law Overriding Tax

Levy Limit Established in General Municipal Law 3-c for Fiscal Year 2013”; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on October 10, 2012 at 4:25 p.m. at which time all interested parties will be heard.

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

Legislator Eick moved a resolution authorizing Orleans County to enter into an agreement to share a Public Health Director and Deputy Public Health Director between Genesee and Orleans Counties. Legislator Eick indicated that this joint venture has been in discussions for many years now and we are finally acting on this pilot project today. Legislator Rush seconded the motion. Mr. Nesbitt stated that this is the first agreement of this kind in New York State. Paul Pettit, Director of Orleans County Public Health, explained that there is a Robert Lou Johnson Foundation Grant that focuses on shared services and it almost mirrors exactly our project. This grant application has been submitted. There will be additional funding to offset further costs associated with this project that will potentially put our County on a national stage for shared services and becoming the best practice toward this initiative. We will know later this year or into the New Year if we will be part of this national study on shared services which involves funding of \$125,000 over the two years. Chairman Callard stated it was important to note that our efforts are increasing to develop intermunicipal cooperation between villages, towns, and the County. We are now actively reaching out to our area Counties. This is a unique and exciting opportunity for Orleans and Genesee Counties and will serve as an example for the rest of New York State. Chairman Callard indicated that Mr. Pettit has unique opportunity to improve service between the expertise of Orleans and Genesee officials and also to reduce cost. The following resolution was adopted:

RESOLUTION NO. 319-912

AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO ENTER INTO AN AGREEMENT TO CONDUCT A PILOT PROJECT WITH GENESEE COUNTY TO SHARE A PUBLIC HEALTH DIRECTOR AND DEPUTY PUBLIC HEALTH DIRECTOR

AND FURTHER EXPLORE SHARED SERVICES OPPORTUNITIES
IN THE AREA OF PUBLIC HEALTH

WHEREAS, the counties of Orleans and Genesee are empowered under Article 5-G of the General Municipal Law to enter into a Municipal Cooperation Agreement to provide Public Health Director and Deputy Public Health Director services; and

WHEREAS, Public Health Law Section 351 allows, with the approval of the New York State Commissioner of Health, up to three counties with a population of less than 150,000 to hire the same Public Health Director; and

WHEREAS, the counties of Orleans and Genesee are committed to providing essential public health services to their residents; and

WHEREAS, given the unprecedented fiscal pressures being faced by Counties in New York State and the mutual desire of Orleans and Genesee to work collaboratively to provide quality services at a reduced cost, the counties are desirous of entering into an agreement to conduct a pilot project focused on sharing a Public Health Director and a Deputy Public Health Director between them sharing the costs equally; and

WHEREAS, the terms and conditions of this Agreement have been approved by the Boards of Health of each county; now therefore be it

RESOLVED, the Orleans County Legislature authorizes the Chairman to sign a shared services agreement for the proposed pilot project focused on sharing Public Health Director and a Deputy Public Health Director (Deputy PHD) between the two counties for a period of two years ending on December 31, 2014 subject to the County Attorney and Chief Administrative Officer's approval; and be it

FURTHER RESOLVED, that the Public Health Director will receive an annual stipend of \$11,368 for the increased responsibility for a second county and a total population of over 100,000 effective upon the execution of the agreement by both counties.

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

RESOLUTION NO. 320-912

AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO ATTEND THE 98th ANNUAL INTERNATIONAL CITY COUNTY MANAGEMENT ASSOCIATION CONFERENCE

WHEREAS the International City County Management Association (ICMA) strives to create excellence in local governance by developing and fostering professional local government management worldwide and provides technical and management assistance, training, and information resources in the areas of performance measurement, ethics education and training, community and economic development, environmental management, technology and innovations in service delivery methods; and

WHEREAS the ICMA advances good governance by supporting communities that understand the value of professional local government management; and

WHEREAS the ICMA Annual Conference enables local government managers to network, discuss key management issues, review major local government developments and share ideas and best practices in all aspects of local government management; therefore be it

RESOLVED that this Legislature authorizes the Chief Administrative Officer to attend the 98th annual ICMA conference in Phoenix Arizona October 6th through the 10th of 2012.

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

Legislator Bower moved to take the resolution authorizing filling a vacancy in the Sheriff's Office off the table; seconded by Legislator Eick.
Motion Carried – 6 ayes; 1 nay, Allport.

Legislator Bower requested to withdraw this resolution. He requested that the Personnel Office look into the Sheriff's Office clerical staffing and report back to the committee with the result from that review of proper staffing. Until this requested information is reported back to the committee, this resolution will remain withdrawn.

September 26, 2012
Resolutions 305-320

Chairman Callard announced that Legislator Johnson is the first Legislator in Orleans County to graduate from the Pelletier Institute and was recognized at the NYSAC Fall conference of this honor. Chairman Callard stated that Mr. Nesbitt is also a past graduate of the Pelletier Institute.

Upon the completion of the benediction by Pastor Roy Harriger, Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:07 p.m.

LEGISLATURE MEETING
October 10, 2012

Chairman Callard called the meeting to order at 4:35 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower. Chief Administrative Officer Nesbitt was also absent.

The Clerk presented the following communications: The Employee Assistance Program Committee is pleased to announce the September 2012 Employee of the Month. Maxine Boyle, a Keyboard Specialist in the Public Health Department was nominated by Kim Castricone. Maxine was nominated because she consistently has shown a willingness to go above and beyond her own workday responsibilities when she has completed them by querying others to offer her support. She is a 100% team player, and recognizes how important working together to get the job done is. She's willing to pitch in whenever and wherever help is needed, which is a wonderful quality.

Legislator Johnson presented a Special Recognition Award to Jeannette Riley for her 34 years of Service in the Orleans County Probation Department upon her retirement. Jeannette thanked everyone for this honor.

Chairman Callard also read the Special Recognition Award for Larry Pratt who was not present. Chairman Callard recognized Larry's 33 years of service dedication to the Orleans County Public Health Department upon his retirement.

Susan Heard, Treasurer, presented the Treasurer's report. She reported that we are in good shape. The retirement bill is paid in December and sales tax looks good through the check she received yesterday. She reported we are on target with sales tax revenue.

During open discussion, James Moore, Hulberton, submitted petitions from local volunteer organizations concerning the rules and regulations in the Public Health Department. He reported that many citizens are concerned with these changes and the impact this can cause on volunteer and charitable organizations. The new rules involve more training, additional fees, and some curtailing on what can be served. One

regulation in particular he mentioned was that cooking can only be done in an approved kitchen which eliminates baked food sales and pie auctions. Chairman Callard said that he will be sure the petitions will be distributed amongst the Board members and he will be willing to work with Mr. Moore and the Public Health Committee to make sure there is a correct understanding of the rules and regulations along with the common sense that has to go along with it. Mr. Moore stated that he is fully behind the Health Department but sometimes they can overreach. He expressed that many of these men and woman feed volunteers every day and we have never worried about it.

Paul Lauricella, Yates, inquired about Resolution No. 323-1012 and where they are getting the money for this increase of 7.5%. Legislator Allport summarized that Buildings and Grounds gets paid by the State to maintain the Courthouse, instead of employing someone else. Chairman Callard advised that the State reimburses the County therefore no direct county cost. Mr. Lauricella is concerned with the State paying for this increase. Chairman Callard directed him to take it up with State elected officials.

Paul Rusin, Murray, inquired about the payment of claims resolution that is passed first thing every month and why there are blank lines in the resolution. He was advised by the Treasurer that this resolution gives her authority to pay the audited bills, completed by the assigned Legislator. Legislator Allport explained the process. Clerk Hanlon added that after the bills are paid, abstracts are submitted to her and the check numbers and total payment for the funds are placed in the final minutes which can be found on our website.

Amy Hope Witroyl, Lewiston, explained her 2020 mission, incorporating good jobs, tax relief, and to get more people come to live here. She stated that the Finger Lakes Regional Economic Development Council Strategic Plan does not contain one project for Orleans County. Her Orleans 2020 project could help change that. She has suggested that Empire State Development give Orleans County dual membership to include the Buffalo Regional Economic Development Council. She raised in discussion the Counties proximity to low cost power, which has not been adequately cultivated in Orleans County. In summary, she said that no state local elected official has fought for Orleans County interests. She stated she looks forward to working with Orleans County on her initiatives.

Allen Lofthouse, Kendall, questioned if the tax cap override is according to the law. Chairman Callard stated that if we want to have the ability to override the tax cap in the budget, we must pass a Local Law which is prescribed by the law. Legislator Allport indicated it is not mandated. Mr. Lofthouse stated that he understood that it is being done for protection.

Paul Lauricella, Yates, inquired if the cost per student for community colleges is mandated. Legislator Allport stated it is and explained that it does not matter where they go to school. He shared an example of a student attending NYC Fashion Institute and it was considered a community college. Chairman Callard stated we are formulated to pay a share of the total tuition. Mr. Lauricella asked if we could reduce the number of students. Chairman Callard stated there is no flexibility. Mr. Lauricella asked why people are not storming New York State with pitch forks; Chairman Callard asked why he is not. Legislators Johnson and Rush indicated that these charge backs have doubled throughout the last two years. Susan Heard, Treasurer, stated that there is no choice in putting our foot down on this issue.

Paul Rusin, Murray, reported that he attended a Tea Party Rally in Albany in August of 2010. He did not see any powerful elected officials there. The Tea Party was there, they tried and they didn't get anywhere. There needs to be more input from the locals. We will need to come together and tell Albany what to do. Chairman Callard advised that we all need to do our part.

The following resolutions were presented for adoption:

RESOLUTION NO. 321-1012

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,

the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1517-1690	\$337,016.55
Highway	83-92; 121-151	96,372.79
Nursing Home	1108-1115; 25379-25424	\$158,834.16
Job Development	1063-1071	\$3,387.59
Self Insurance	1007, 51009-51010, 51074	\$780.12

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

RESOLUTION NO. 322-1012

AUTHORIZING TREASURER TO PLACE ADVERTISEMENT REGARDING UNPAID TAXES

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature authorizes the placement of a notice in the Lake Country Pennysaver notifying the delinquent taxpayers that failure to pay their 2012 taxes will result in the County filing a tax lien against said property as required by New York State Real Property Tax Laws.

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

RESOLUTION NO. 323-1012

APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND NYS UNIFIED COURT SYSTEM

RESOLVED, that this Legislature approves a renewal agreement with the Buildings and Grounds division of the Orleans County Highway Department and the New York State Unified Court System, which provides for the county to clean and maintain the Court Facility, Contract #C300241, at a cost of \$135,940, which is a 7.5% increase from last year, for the period of April 1, 2012 through March 31, 2013, with 100% reimbursement to be made to the county by the state.

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

RESOLUTION NO. 324-1012

**APPROVING RE-APPOINTMENT TO THE MENTAL HEALTH
SUBCOMMITTEE**

RESOLVED, that this Legislature approves the re-appointment of Marilyn Thurston to the Mental Health Subcommittee, waiver to serve a fourth term to begin September 11, 2012 and ending September 10, 2016.

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

RESOLUTION NO. 325-1012

**AUTHORIZING SETTING UP NEW MONIES IN THE PLANNING
BUDGET**

WHEREAS, Resolution No. 342-1010 approved Contract No. T006957 with the New York State Department of State providing grant funds of \$35,000 for a Regional Harbor Dredging Plan; and

WHEREAS, Resolution No. 112-311 originally set up these new monies in the Planning budget, however funds were not expended due to an unforeseen project delay; now, therefore be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Planning Department Budget as follows:

<u>Revenue</u>		
A3910	NYS Dredging Plan	\$35,000
<u>Appropriation</u>		
A8020.486	Planning/Special Grants	\$35,000

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

RESOLUTION NO. 326-1012

AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Public Safety Dispatcher position (3020.16) in the Sheriff's Office at an hourly rate of \$11.14, effective October 11, 2012.

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

RESOLUTION NO. 327-1012

APPROVING AGREEMENT EXTENSION BETWEEN COUNTY OF ORLEANS AND YOST ENGINEERING, INC. FOR CORPORATE COMPLIANCE

RESOLVED, that this Legislature approves an extension on an agreement between County of Orleans and Yost Engineering Inc, 630 Second St., Portsmouth, OH 45662 to provide a web application for verification that a provider, employee, vendor or contractor is not excluded from Medicaid, Medicare, or other federal program participation, effective through October 31, 2013 at an annual county cost of \$1,145.

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

RESOLUTION NO. 328-1012

AUTHORIZING TRANSFER OF FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET

WHEREAS, the County received a Local Government Records Management Improvement Fund (LGRMIF) award in the amount of \$27,847 for the expansion of the county records center which funds were received by Resolution No. 28-112; be it

RESOLVED, that the Treasurer is authorized to transfer monies into the Buildings and Grounds budget to cover construction expenses in the Records Management Center provided from LGRMIF, as follows:

RESOLUTION NO. 331-1012

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

WHEREAS, the full-time Controller has resigned and will be vacant at the Villages of Orleans Health and Rehabilitation Center effective October 26, 2012; and

WHEREAS, this is a critical position for the effective operation of the Nursing Home; now, be it

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Controller position (6030.008) at the Villages of Orleans Health and Rehabilitation Center at Grade 5 of the Management Compensation Plan effective October 29, 2012.

Moved, Eick, second, Smith.

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

RESOLUTION NO. 332-1012

AWARDING BID FOR PRINTING 2013 COUNTY TRAVEL GUIDE AND APPROVING AGREEMENT WITH DUAL PRINTING

WHEREAS, advertisement for sealed bids occurred and three bids was publically opened on October 4, 2012; now, be it

RESOLVED, that this Legislature awards the bid for printing of the 2013 Orleans County Travel Guide to Dual Printing, Inc. of Cheektowaga, NY; and be it

FURTHER RESOLVED, that this Legislature approves an agreement with Dual Printing, Inc., 340 Nagel Dr. Cheektowaga, NY 14225 in the amount of \$9,725 for 40,000 Guides, to be paid from Account A6410.468 I Love New York Matching Funds; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this agreement upon the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Rush; second, Eick.

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

Legislator Smith moved to adjourn; second by Legislator Allport.
Meeting adjourned at 5:07 p.m.

LEGISLATURE MEETING
October 24, 2012

Chairman Callard called the meeting to order at 4:38 PM. After the pledge to the flag and invocation led by Legislator Allport, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Employee Assistance Program Committee is pleased to announce the October 2012 Employee of the Month. Thomas Ashbery, an IT Operations Analyst in the Computer Services Department, was nominated by Patrick McGurn. Tom was nominated because he leads by example. He thoroughly researches and plans projects before execution. He conducts himself professionally at work and in the public. He is always conscious of the cost of projects to the taxpayers and works diligently to minimize project costs. His supervisor added that he exceeds expectations. Susan Heard, Treasurer, has filed notice of a Real Property Tax Refund per Resolution No. 62-211 and has been filed in the Legislature Office.

During open discussion, Paul Rusin, Murray, in Resolution No. 347-1012 he was concerned that they are traveling on the county dime. Chairman Callard stated that portions of the costs are paid by organizations and that fishing is a large industry in Orleans County. Mr. Rusin thought that both resolutions on today's agenda concerning tourism should be combined into one. Chairman Callard stated that they are two different issues. The designation resolution is suggested verbiage by the State. He asked if Resolution No. 351-1012 can't be done in house. Chairman Callard stated that time is of the essence and it is much more cost effective to have it written to see a large sum of money be awarded. In reference to Resolution No. 345-1012, Mr. Rusin shared his thoughts on designer drugs stating that they have drug laws on the books, and are not listened to and feels it is a public/mental health issue. Chairman Callard disagreed with his comments and indicated that the state needs to acknowledge that this is a problem and needs to deal with it. Legislator Allport added that the judicial system is helping people who want to be helped and services are being provided to treat the problem and not punish them.

Legislator Bower expressed that when he was a new Legislator he was concerned with the travel shows. He attended a show in Detroit and

Harrisburg. He indicated that he never worked so hard and could not believe the interest in fishing in Orleans County. This completely changed his mind and feels it is very beneficial to travel to these shows.

Paul Lauricella, Yates, in summary, he again raised issues with not producing a balanced budget. Mr. Nesbitt informed Mr. Lauricella that Counties, by law, are required to pass a balanced budget. He added that he could provide the math on all of the County's budgets, and Orleans County has done better than most Counties.

Allen Lofthouse, Kendall, indicated that he read an article that Governor Cuomo is not going to help New York State Counties and each will have to take care of their own problems. He said "that the county should deal with reality and get off of this entitlement mentality in hunting for grants and money out of the taxpayers." He referenced the 11% unemployment rate, which is one of the highest of two or three counties in the state. He believes a different approach needs to be taken. He indicated he feels that dealing with Legislators is the County's Job. Chairman Callard expressed it is the job of the people. Mr. Lofthouse referenced HR347. Chairman Callard stated that we have the right to vote and that is where we begin, we just can't give up. He added that we all are frustrated, you can't just give up and not take notice of what the State is doing and not say anything to the State.

Legislator Eick moved to add seven resolutions to the agenda; second by Legislator Smith. Motion carried. The following resolutions were then presented for adoption:

RESOLUTION NO. 333-1012

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the

Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1704-1829	\$258,069.29
Highway	No Claims	
Nursing Home	1118-1124,25425-25462	\$200,889.75
Job Development	1074-1084	\$19,101.70
Self Insurance	51191, 51192	\$3,739.15

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

RESOLUTION NO. 334-1012

AUTHORIZING FILLING OF VACANCY AT THE VILLAGES HEALTH AND REHABILITATION CENTER

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant part-time Leisure Time Activities Aide position (6030.604) at the Villages of Orleans Health and Rehabilitation Center at Grade 2 of the CSEA Salary Schedule effective October 25, 2012.

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

RESOLUTION NO. 335-1012

AUTHORIZING TO APPLY FOR A \$35,000 FEMA 2012 COMMUNITY RESILIENCE INNOVATION CHALLENGE GRANT FOR THE ORLEANS COUNTY HEALTH DEPARTMENT'S VALOR MEDICAL RESERVE CORPS TO CREATE A YEAR-LONG WHOLE-COMMUNITY OUTREACH PROGRAM FOR BUILDING COMMUNITY RESILIENCY

WHEREAS, community resilience is the ability to adapt to changing conditions and be prepared to withstand and recover from disruptions due to emergencies; and

WHEREAS, U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) recognizes a 'government-centric approach to disaster management is insufficient to meet the challenges posed by a catastrophic incident', and that the 'Whole Community must be actively involved in all phases of the preparedness, response and recovery cycle'; and

WHEREAS, Orleans County VALOR Medical Reserve Corps volunteers support Whole Community resilience building efforts and seeks opportunities to collaborate with community stakeholders on innovative, sustainable, resilience building projects; and

WHEREAS, FEMA, in partnership with the Rockefeller Foundation, is offering a competitive grant to identify and support best practices to strengthen community resilience; be it

RESOLVED, that Orleans County Legislature authorizes the Orleans County Health Department to apply for the FEMA 2012 Community Resilience Innovation Challenge grant in the amount of \$35,000.

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

Legislator Allport explained that VALOR was created after 911 in which counties coordinate volunteers for emergencies. He stated that if anyone is interested in volunteering, to contact Peg Wiley at the Public Health Department. It is citizens in this county that would step forward to help out their fellow citizens in any type of emergency.

RESOLUTION NO. 336-1012

APPROVING A MANAGEMENT COMPENSATION PLAN FOR 2013 AND 2014 INCLUDING A IMPLEMENTATION OF A HIGH DEDUCTIBLE HEALTH INSURANCE PLAN, COMPENSATION ADJUSTMENTS AND VARIOUS QUALITY OF LIFE ADJUSTMENTS

WHEREAS, this Legislature desires to control costs and provide certainty for the approaching budget process as it relates to compensation for management and elected officials; therefore, be it

RESOLVED, that as of January 1, 2013 the management compensation plan for 2013 and 2014 be updated to reflect a reorganization of health insurance offerings to the management team, savings from the implementation of a high deductible plan and complete health insurance reorganization will be invested back into compensation for management employees allowing for increases of 1% in January and July of 2013 and 1% in January and July of 2014; and be it

FURTHER RESOLVED, that various adjustments will be made to the plan that allow for implementation of quality of life measures at little or no cost to the county; and be it

FURTHER RESOLVED, that the aforementioned plan is to be filed with the Clerk of the Legislature by the Chief Administrative Officer and Director of Personnel and Self Insurance and that the terms and provisions of the plan as filed are incorporated herein by reference as if fully set forth in this resolution.

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

RESOLUTION NO. 337-1012

APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING DEPARTMENT AND THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA)

RESOLVED, that this Legislature approves an agreement between the Office for the Aging Department and NYSERDA, 17 Columbia Circle, Albany, NY 12203 to collaboratively work with Office for the Aging to screen eligible clients for the EmPower New York program that delivers energy efficiency and energy-use education to low-income New Yorkers for the period from September 1, 2012 through December 30, 2015. NYSERDA will reimburse Orleans County Office for the Aging \$20 for each eligible referral completed. Revenue source - County cost \$0.

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

RESOLUTION NO. 338-1012

**APPROVING LEASE AGREEMENT WITH DE LAGE LANDEN
FINANCIAL SERVICES FOR COPIER SYSTEM AT DISTRICT
ATTORNEY'S OFFICE**

RESOLVED, that this Legislature approves a lease agreement with De Lage Landen Financial Services, Inc, 1111 Old Eagle School Rd, Wayne, PA 19087, per the Duplicating Consultants, Inc. proposal, for a Lanier LD645csp High Speed Color Copier/Print/Scan System at the District Attorney's Office, for a 60 month lease term effective November 1, 2012 through October 31, 2017, with monthly lease payment of \$245 and per print maintenance rates billed at .012 per B&W page, .065 per color page for the life of the lease, and a \$75 processing fee; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign agreement subject to the review and approval of the County Attorney and Chief Administrative officer.

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

Legislator Eick moved to approve the creation of part-time CNA positions at the Villages; seconded by Legislator Rush. Legislator Bower added that it is a good move that we hire local people to care for local people. The following resolution was adopted:

RESOLUTION NO. 339-1012

**AUTHORIZING CREATING PART TIME POSITIONS AT THE
VILLAGES OF ORLEANS HEALTH AND REHABILITATION
CENTER**

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to reduce overtime and staffing agency costs; and

WHEREAS, the creation of three part time Certified Nursing Assistant positions will reduce overtime and agency staffing costs at The Villages of Orleans Health and Rehabilitation Center; now, therefore be it

RESOLVED, that this Legislature authorizes the creation of three part time Certified Nursing Assistant (CNA) positions at The Villages of Orleans Health and Rehabilitation Center at Grade 4 of the CSEA Salary Schedule effective November 5, 2012.

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

RESOLUTION NO. 340-1012

AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY BUDGET

RESOLVED, that the County Treasurer is authorized to set up new budget monies in the Highway budget due to the sale of scrap material to pay for emergency repairs on culvert pipes within the County as follows:

Revenue:

D2650	Sale of Scrap	\$3,300
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Appropriation:

D5110.436	Road Maintenance – Road Materials	\$3,300
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Moved, Allport; second, Smith.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to fill a vacant supervisor position at Probation after a retirement. He noted that in the last few months we did not replace a position that was vacated in this department. Motion seconded by Legislator Johnson. The following resolution was adopted:

RESOLUTION NO. 341-1012

AUTHORIZING FILLING OF VACANCY IN THE PROBATION DEPARTMENT

WHEREAS, a Probation Supervisor has retired and the position is essential to the operations of the Probation Department; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Supervisor position (3140.20) in the Probation

Department at Grade 21 of the CSEA Salary Schedule effective October 24, 2012.

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

RESOLUTION NO. 342-1012

CANCELING SECOND LEGISLATURE MEETING IN THE MONTH OF DECEMBER

RESOLVED, that the Legislature meeting held on the fourth Wednesday in the month of December (December 26, 2012) will be canceled.

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

RESOLUTION NO. 343-1012

AUTHORIZING EXTENSION OF AGREEMENT BETWEEN THE SHERIFF'S OFFICE NEW YORK STATE DIVISION OF HOMELAND SECURITY

WHEREAS, in Resolution No. 445-1210, this Legislature approved a grant agreement in the amount of \$49,250 to be effective through July 31, 2012; now, be it

RESOLVED, that this Legislature approves Appendix X extending Contract No. T838792 with the New York State Department of Homeland Security through January 31, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Agreement, subject to the review and approved of the County Attorney and Chief Administrative Officer.

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

Legislator Johnson moved a resolution to rescind an agreement with Computer Services, with a few wording modifications; seconded by Legislator Bower. The following resolution was adopted as amended:

RESOLUTION NO. 344-1012

RESCINDING RESOLUTION NO. 203-612 WHICH APPROVED AN AGREEMENT BETWEEN TIME WARNER CABLE BUSINESS CLASS AND COMPUTER SERVICES

RESOLVED, that this Legislature rescinds Resolution No. 203-612, which approved an agreement between Time Warner Cable Business Class and Computer Services; resolution being rescinded due to errors in the contract made by Time Warner Cable.

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

RESOLUTION NO. 345-1012

RESOLUTION URGING NEW YORK STATE TO BAN THE MANUFACTURE, DISTRIBUTION, SALE, AND POSSESSION OF DANGEROUS UNREGULATED SYNTHETIC DRUGS

WHEREAS, the sale and abuse of synthetic "designer" drugs, known commonly as "bath salts," continues to increase among individuals in our communities; and

WHEREAS, these "designer drugs" are specifically synthesized with a similar, but slightly modified structure of a Schedule 1 controlled substance in order to avoid existing drug laws, and can be continually chemically modified to avoid legal repercussions, while maintaining their intended effects and usages; and

WHEREAS, these compounds stimulate the body's central nervous system, causing effects similar to those caused by cocaine and amphetamines, including but not limited to increased heart rate and blood pressure, hallucinations, paranoia, suicidal thoughts, violent behavior, nausea, and vomiting; and

WHEREAS, hospitals, health agencies, and poison control centers

are experiencing increased emergency room cases, illnesses, deaths, and reports linked to the use and abuse of these substances by children and adults; and

WHEREAS, law enforcement agencies and courts are seeing increased crime in our local communities associated with the sale and abuse of these substances; and

WHEREAS, these designer drugs are marketed as plant food, bath salts, insect repellent, and glass cleaner and can be obtained through storefront retailers, online retailers, and indirectly through others; and

WHEREAS, the Commissioner of Health in New York State issued an Order for Summary Action to Ban the Sale and Distribution of Designer Drugs Commonly Packaged and Marketed as Bath Salts on May 20, 2011; and

WHEREAS, on August 7, 2012 the Public Health and Health Planning Council and the Commissioner of Health amended Title 10 of the Official Compilation of Codes, Rules and Regulations of the State of New York to prohibit synthetic phenethylamines; and

WHEREAS, the New York State Association of Counties applauds Governor Andrew M. Cuomo, the Public Health and Health Planning Council, and the Commissioner of Health on this important first step towards eradicating bath salts in New York State; and

WHEREAS, the United States Senate passed a bill to ban permanently two substances commonly used in "bath salts"; and

WHEREAS, these facts support the assertion that these substances do pose a significant and immediate public health threat and danger to public safety; now, therefore be it

RESOLVED, that the Orleans County Legislature calls upon the State Legislature and Governor to immediately pass further meaningful and effective legislation criminalizing the manufacture, distribution, sale and possession of these substances and their future derivatives by anyone of any age in New York State with the intent of protecting the health and safety of all citizens of New York State; and be it

FURTHER RESOLVED, that the Orleans County Legislature calls upon the State Legislature and the Governor to provide resources to counties for the development of education, prevention, and treatment services related to synthetic drugs; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, and all others deemed necessary and proper.

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

RESOLUTION NO. 346-1012

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF HOLLEY FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Holley for the fiscal year of 2012; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$25,000 per year to the Village of Holley with such payments to the municipality in an amount commensurate with the participation for 2012.

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

Legislator Rush moved to approve attendance at out of state travel shows. He added that three of the shows are paid by Lake Ontario Promotions Council and the others are paid from the Hotel/Motel Tax and I Love New York monies, which individual tax payers do not pay for this. Legislator Eick seconded the motion. The following resolution was adopted:

RESOLUTION NO. 347-1012

AUTHORIZING ATTENDANCE AT OUT-OF-STATE TRAVEL SHOWS

RESOLVED, that this Legislature hereby authorizes attendance at the following travel shows by the Tourism Office to promote Orleans County and regional attractions:

- 1.) Garden State Outdoor Sportsmens Show, Edison, NJ- January 9 to 13, 2013 to be attended by Wayne Hale and Gary Hill.
- 2.) Somerset Fly Fishing Show, NJ- January 24 to 28, 2013 to be attended by Mike Waterhouse.
- 3.) Eastern Sports and Outdoor Show, Harrisburg, PA- February 1 to 11, 2013 to be attended by Mike Waterhouse with costs covered by the Lake Ontario Promotions Council.
- 4.) Allegheny Sport. Travel and Outdoor Show, Monroeville, PA- February 12- February 17, 2013 to be attended by Mike Waterhouse
- 5.) Greater Philadelphia Outdoor Show, Oaks, PA- February 13, 2013- February 17, 2013 to be attended by Wayne Hale with costs covered by the Lake Ontario Sportfishing Promotion Council.
- 6.) Springfield, MA Sportsmens Show, February 20 to 25, 2013 to be attended by Mike Waterhouse with costs covered by the Lake Ontario Sportfishing Promotion Council.

Moved, Rush; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve an affordable Dental Coverage Program, which was presented at last meeting's conference session, seconded by Legislator Rush. Chairman Callard stated that he is very pleased for the County to be developing this program for those that do not have dental coverage. There is a listing available of the providers within the county and for the cost. He said that the costs are remarkably less than what it would be if paying for dental outright. It is a good program and hope to market it as well as the prescription drug program, benefiting our

residents and create new savings for them. The following resolution was adopted:

RESOLUTION NO. 348-1012

APPROVING HEALTH ECONOMICS GROUP, INC TO PROVIDE AFFORDABLE DENTAL COVERAGE TO ORLEANS COUNTY RESIDENTS

WHEREAS, the Health Economics Group provided a detailed presentation at the October 10th Legislative Conference Session on the Dental Network Card Program; and

WHEREAS, New York State Association of Counties (NYSAC) endorses this program through their partnership; and

WHEREAS, the Dental Card Program is designed to give counties the opportunity to provide greater health care access to residents who are currently without dental coverage and to provide an additional opportunity for outreach and communication between county leaders and officials, and the residents they serve; and

WHEREAS, the Dental Card Program is not an insurance program, but is intended to assist patients for whom cost is a barrier to receiving dental treatment; now, be it

RESOLVED, that the Orleans County Legislature approves Health Economics Group, Inc., 1050 Universality Ave, Suite A, Rochester, NY 14607 to provide Orleans County residents with a new voluntary Dental Network Card Program, purchased by the resident at an annual cost of \$36.50 per individual or \$52 per family for coverage; County Cost is \$0; and be it

FURTHER RESOLVED, that all Orleans County Departments will be provided program brochures to encourage residents of Orleans County to take advantage of this affordable dental coverage.

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

RESOLUTION NO. 349-1012

AUTHORIZING COUNTY TREASURER TO CONDUCT A TELECOMMUNICATIONS AUDIT WITH TELESOFT RECOVERY CORP.

RESOLVED, this Legislature hereby authorizes the County Treasurer to enter into an agreement with Telesoft Recovery Corp. to audit all telecommunications for Orleans County departments, including review of all billing media, service and equipment records and invoices. County cost \$0.

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

Legislator Smith moved to approve an agreement with Crestwood Children's Center; seconded by Legislator Allport. Commissioner Kuryla added that this is institutional foster care, a mandated service, for children whose needs cannot be provided in Orleans County. This facility provides specialized care for mental health and substance abuse issues. We use this center periodically and they serve our needs well. The following resolution was adopted:

RESOLUTION NO. 350-1012

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND CRESTWOOD CHILDREN'S CENTER

RESOLVED, that this Legislature does hereby approve a renewal agreement between the Orleans County Department of Social Services and Crestwood Children's Center, Rochester, NY for the provision of residential foster care services; to be effective October 1, 2012 through September 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

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

RESOLUTION NO. 351-1012

APPROVING AGREEMENT BETWEEN SHERIFF’S OFFICE AND J. O’CONNELL & ASSOCIATES, INC. AND AUTHORIZING TRANSFER OF FUNDS INTO THE SHERIFF’S BUDGET FROM CONTINGENCY

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff’s Office and J. O’Connell & Associates, Inc. of 10646 Main St., Clarence, NY 14031, to provide professional services for the purpose of preparing and submitting a grant application to the New York State Office of Interoperable and Emergency Communications FY 2012 Public Safety Answering Points Grant Program, at a cost not to exceed \$8,000; said funds to be paid from A3110.432, Misc. Contracts/Agreements; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign agreement subject to the review and approval of the County Attorney and Chief Administrative officer; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Sheriff’s budget to pay the retainer fee as follows:

FROM:

A1990.435	Contingency	\$4,000
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TO:

A3110.432	Misc Contracts/Agreements	\$4,000
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Moved, Bower; second, Johnson.
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved, in its entirety, a resolution to request our elected state leaders to help address our limited access across canal bridges in our County; seconded by Legislator Bower. Legislator Allport stated that he found it interesting that the State and Federal governments are pushing down more costs to the counties to repair roads and bridges. The state is mandating to the counties that we need to upkeep our infrastructure but they are not keeping up with theirs. Legislator Johnson

added that it came to her attention when she was told that fire engines cannot go across these bridges because of the weight reductions and now this has become a real public safety risk with these closures. Legislator Allport added that with the new design of the curve on Butt's Road makes it very difficult for large trucks to cross this bridge. The following resolution was adopted:

RESOLUTION NO. 352-1012

REQUESTING ELECTED OFFICIALS TO HELP ADDRESS GROWING CONCERN WITH LIMITED ACCESS OF CANAL BRIDGES IN ORLEANS COUNTY

WHEREAS, there is a growing concern of the continued limited access of canal bridges in Orleans County as a result of several bridges being closed over the Erie Canal or having had the weight restrictions significantly lowered; and

WHEREAS, currently the Brown Street Bridge over the Erie Canal in the Village of Albion was closed by NYS Department of Transportation on July 19, 2012 due to safety concerns identified during an annual bridge inspection; and

WHEREAS, with these limitations, Orleans County is extremely concerned with the ability of emergency servicing vehicles getting across the Erie Canal to an emergency under a very critical time frame to save lives; and

WHEREAS, Orleans County has seen serious restrictions in the movement of farm equipment and implements over the canal, having no other options but to drive through our busy villages or forced to drive long distances to access their land impacting our agricultural industry; and

WHEREAS, Orleans County has also seen the closed bridges, or weight reductions, significantly hinder commercial vehicles within our County, causing them to travel extensive miles to pass over the Erie Canal on a bridge that allows their weight limit; therefore be it

RESOLVED, that the Orleans County Legislature calls upon our elected officials to help address our growing concern of limited access of canal bridges in Orleans County, even neighboring Counties across New

York State by the New York State Canal Corporation and the New York State Department of Transportation hindering vital transportation through and about our county; and be it

FURTHER RESOLVED, that the Clerk of the Legislature forward this resolution to Governor Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, New York State Department of Transportation, New York State Canal Corporation, New York State Department of Homeland Security and Emergency Services, New York Farm Bureau, Orleans County Farm Bureau, Orleans County Fire Departments, and all others deemed necessary and proper.

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

RESOLUTION NO. 353-1012

DESIGNATING TOURIST PROMOTION AGENCY AND
AUTHORIZING APPLICATION FOR 2013 STATE TOURISM
MATCHING FUNDS

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office, within the Planning and Development Department, as the official Orleans County Tourist Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 2013 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 2013 State Matching Funds and to receive such funds to the extent that local matching funds are available.

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

RESOLUTION NO. 354-1012

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2012-
2013 SCHOOL TAXES TO THE 2013 COUNTY/TOWN TAX BILLS

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid school taxes,

adding a 7% penalty, to be added to the 2013 tax rolls, for the respective towns as of November 1, 2012.

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

RESOLUTION NO. 355-1012

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2012 SOLID WASTE/RECYCLING FEES TO THE 2013 COUNTY/TOWN TAX BILLS

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 2012 Solid Waste/Recycling fees, to be added to the 2013 tax rolls for the respective towns as of November 1, 2012.

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

RESOLUTION NO. 356-1012

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2012-2013 VILLAGE TAXES TO THE 2013 COUNTY/TOWN TAX BILLS

WHEREAS, Local Law No. 4 of 1997 provides for the collection of certain delinquent Village taxes by the County of Orleans in accordance with Section 1442 of the Real Property Tax Law of the State of New York, be it

RESOLVED, that the County Treasurer is authorized to relevy the unpaid 2012-2013 village taxes, adding a 5% penalty, to be added to the 2013 tax rolls for the respective towns as of November 1, 2012.

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

RESOLUTION NO. 357-1012

AUTHORIZING PURCHASE OF TWO USED VEHICLES FOR THE BUILDINGS AND GROUNDS DEPARTMENT AND AUTHORIZING

TREASURER TO TRANSFER FUNDS INTO BUILDINGS AND
GROUNDS BUDGET FROM CONTINGENCY FOR THIS PURCHASE

WHEREAS, Orleans County's Department of Buildings and Grounds is in need of replacement vehicles to carry out the duties of the department as assigned by this Legislature; and

WHEREAS, two of the current Buildings and Grounds Department vehicles are at the end their useful life; therefore be it

RESOLVED, that this Legislature authorizes the Highway Superintendent to purchase two used vehicles at a cost not to exceed \$8,500 for use by the Buildings and Grounds Department; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Buildings and Grounds budget for this purpose as follows:

FROM:

A1990.435	Contingency	\$8,500
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TO:

A1620.270	Capital Equipment	\$8,500
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Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:13 p.m.

LEGISLATURE MEETING
November 14, 2012

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

The Clerk presented the following communications: Orleans County Employees raised \$1,431 for United for Hurricane Sandy Relief event held on Friday November 9th. Donations will be given to the American Red Cross for Hurricane Sandy Relief. Disclosure of Interest forms for Orleans County employees who received funds in addition to wages in Orleans County have been filed in our office by Susan Heard, Orleans County Treasurer. A Blood Drive is scheduled for November 16th at the Orleans County Administration Building Conference Rooms from 9 a.m. – 2 p.m.

Chairman Callard said he is especially proud of the employees in the county in their participation in the Hurricane Sandy Relief. Participation Ribbons, handmade by the Clerk of the Legislature, who formulated the effort along with the office staff members, drove the process and he said he was very proud of the time and effort by all that was put into this and he thanked everyone.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through October, 2012. Treasurer Heard stated that even though the cash balance looks good, \$2.8 million will be paid out of the general fund for the retirement.

During open discussion, Paul Rusin, Murray, voiced concern about our voting machines in that he does not receive a receipt of how he voted. He asked that the County Board of Elections look into machines that gives a confirmation of how a person votes. Chairman Callard stated that the machines are extremely expensive and was funded by the Federal government. He was not sure why they are not consistent across our states. Mr. Nesbitt stated that there were only a limited number of machines approved by the State Elections Board. The optical scan machines were the ones that were advocated for by the League of Women voters and other advocacy groups, that are the more accurate machines.

Chairman Callard stated that this go around was less problematic and not as many complaints as in the past.

Paul Lauricella, Yates, stated that he does not support Resolution No. 360-1112, concerning the tax cap, along with not supporting Resolution No. 361-1112 concerning the Stop DWI plan. He does support Resolution No. 374-1112 regarding the Clean Water Act but is against any Legislation that comes out of the Obama/Lisa Jackson EPA Administration.

Chairman Callard wanted to make it clear that this Legislature has no intent of overriding the tax levy limit. It is only being passed in an abundance of caution because our experience has shown that the State has made opinions regarding the laws, after the fact that had negative ramifications on other counties after they have passed their budget. He stated that we will be within the tax levy limits.

Mike Elam, Carlton, a representative from the Orleans County Federation of Sportsman, thanked the Legislature for the support to the Sportsman Federation and in the ongoing renovations project of the Log Cabin at the Fairgrounds. They have additional structural problems and their funds are very limited. They need to replace the entire east wall; causing structural integrity therefore they may need to hire a professional to accomplish this. Mr. Elam stated that in the past this Legislature has always been good to them. He asked if it would be possible to support them more this year to help in completing this project while they have able volunteers. Mr. Elam asked for an additional \$5,000 to accomplish this project. He even stated that if they received extra this year, that they can be cut in the next few years. He thanked the Legislature for consideration of his request. Legislator Rush added that he has sat on the Sportsman Federation board since he was elected. He said that the Sportsman Federation did not take funds from the County for about six or seven years, passing up \$6,000 to \$8,000. Funds were restored to the Sportsman Federation again in 2008. Legislator Rush supported the request to restore the Log Cabin. A new roof was put on the log cabin about four years ago and two of the four walls have been repaired. This last wall needing repair is an extensive project. Chairman Callard asked if this will put the log cabin in good stead or will there be additional repairs. Mr. Elam stated it should last for twenty years with minimal maintenance. It was built in 1976, and unfortunately has had minimal maintenance since then. With the way they are repairing it, they are using simulated log siding which is tong and grove preventing moisture to damage them. The original logs used were

not intended to last long. Chairman Callard wished them success and indicated that the Board will see what they can do to help.

Allen Lofthouse, Kendall, questioned Resolution numbers 359 and 363 concerning vacancies and asked if these are mandated by the state. Mr. Nesbitt stated that in Resolution No. 359, is a position in Job Development which is fully federally funded. Resolution No. 363 is a Keyboard Specialist position in the Temporary Assistance Unit, which is our heaviest work loaded unit. Mr. Nesbitt indicated that Temporary Assistance is a mandated program and Mr. Kuryla added that 40% to 50% is reimbursed by the State. Chairman Callard called upon Jack Welch, Director of Personnel and asked him where we stand below budget on positions. Mr. Welch indicated we are 30 positions below in this year's budget. Chairman Callard stated that we have taken an aggressive look at positions. Mr. Welch added that we are very slow in filling positions.

Mr. Lofthouse asked about Resolution No. 367 and if the Sheriff's Department can take on the security contract at the County Office Building. Chairman Callard stated that it would be too costly to have a Deputy located there. In Resolution No. 372, concerning the sales tax extender, he asked if this is something done often. He was advised that it is done very two years. This is not an additional tax, stated Chairman Callard, it is the continuation of what we have ongoing now.

Paul Lauricella added that he is opposed to Resolution No. 372-1112.

Dan Schuth, Soil and Water Conservation District, voiced his commendation to Legislator Johnson for supporting the passage of today's Resolution No. 374-1112. He stated that in 1972 the United States Congress passed the Clean Water's Act which gave specific authority and duties to the US Army Corps of Engineers and the Environmental Protection Agency (EPA). At this time these agencies wish to increase their jurisdiction and coverage to include all waters in the United States including highway ditches, farm ditches, drainage tile on farm land, private ponds; all spelled out in the resolution presented. They are looking for this control through policy and guidance not through Legislation. It takes away the public review and comment from any changes in the Clean Water's Act, giving them sole authority to make these changes with no input from the taxpayers. Mr. Schuth expressed that this is a very serious situation and it is imperative that this policy is withdrawn and our representatives intercede with the EPA with clarification regarding our

concerns. Chairman Callard appreciated the comments Mr. Schuth made today.

Chuck Nesbitt, Chief Administrative Officer and Budget Officer filled the tentative 2013 Orleans County Budget with the Clerk of the Legislature and indicated that copies are available in the office for the public. Mr. Nesbitt presented the following 2013 Budget Message to the Orleans County Legislature:

The 2013 Orleans County Tentative Budget is geared to sustain core services to the public while minimizing the property tax levy impact. The 2013 Tentative Budget proposes \$76,133,318 or a \$647,578 increase in appropriations and \$57,455,138 or a \$427,472 increase in revenues. Both figures represent less than a 1% increase.

The County Legislature, department heads, and county staff have worked diligently together to adapt to new economic realities. Staff has been reduced where possible as the 2013 spending plan shows a reduction of eight full time jobs from the 2012 budget. Programs have been downsized or cut where necessary and work flows have been streamlined. Implementing this plan, the county will have reduced full time head count by approximately 40 positions or 8.6% since 2010 through streamlined operations and program closures.

As you will see in the tentative budget submission that follows, the recommendation achieves one of the major goals of bringing the property tax levy in compliance with the New York State Property Tax Cap. The tax levy limit for Orleans County in 2013 is \$15,737,393. This is an increase of \$337,790 and the increase as proposed in the tentative budget is \$261,501 or under the cap by \$76,289. The \$76,289 will be available as carryover against the 2014 cap. The levy increase achieves a 1.70% growth from 2012 to 2013.

Despite coming in under the cap, it is the recommendation of the budget office to override the property tax cap until such time as the full and final interpretations of the tax cap law by the Executive Branch and the New York State Comptroller's Office have completely evolved. Twenty two counties were caught off guard in 2012 by a little known and unexpected, late fall interpretation by the New York State Comptroller related to sales tax sharing resulting in a negative impact to the finances of those

involved. A cautious approach to the new law continues to be in the best interest of the county taxpayers.

Orleans and Genesee Counties have now partnered in the area of Public Health Administration to provide cost reductions and program stability across county lines. This arrangement is the first of its kind in New York State. The merger was enabled by changes to state statutes that were lobbied for by the Orleans County Legislature, the Genesee County Legislature, the New York State Association of Counties and were fully supported by our local Assembly and Senate delegation as well as the respective Boards of Health. The realization of this change was a true team effort and one that all parties wish to see succeed both programmatically and financially.

The recommended budget plan includes the elimination of the Continuing Day Treatment Program in the Mental Health Department. The program funding through the state is being cut in 2013. New funding models do not appear to adequately support a program of the scale that Orleans County operates and is instead geared toward larger regional type programs. In the spirit of consolidation and shared services, Genesee County has agreed to accept Orleans County clients into their program of the same name. This program elimination results directly in the reduction of five fulltime jobs and based on current funding outlooks, substantial multi-year cost reductions.

Since the beginning of the recession the county has worked very hard to maintain financial stability while maintaining a relatively high level of service. Largely, we have achieved this goal. While doing so, we have changed our mind set, and our operation. We are smaller, more nimble, and better prepared to face what continues to be an uncertain future. This ongoing approach allows us to continue to maintain the vast majority of the important local services in the coming year.

Negative Factors

We do face a number of negative factors in the coming year that are financially difficult to overcome and outside of the control of the county government. Unfunded and underfunded state mandated programs continue to be the most difficult and stubborn problem facing county governments. Promises to bring mandate relief with the property tax cap remain unfulfilled by the Governor and State Legislature. Recent

statements by the Governor indicate that no significant mandate relief for property tax payers is forthcoming.

9 for 90

The 9 New York State mandated programs accounting for 90% of the county property taxes statewide; Medicaid, Indigent Defense, Probation, Physically Handicapped Children/ Early Intervention, Public Assistance/Safety Net, Child Welfare/Protection, Youth Detention, and the Employer contribution to the New York State Retirement accounts for 116% of the county property tax levy. Removing the pension contribution that increased approximately 11% since 2012, the remaining 8 mandated expenses consume approximately 88% or \$8.54 per thousand of assessed value.

Community Colleges

Orleans County pays the local share of student tuition required by state law for county residents attending community college. The cost has increased dramatically in recent years. The 2013 Tentative Budget calls for a \$340,000 (or 24.3%) increase in community college funding due to chargeback rate increases by the colleges themselves. This number has increased \$915,000 or 110% since 2005 an average of 15.7% per year.

Medicaid

The Governor and the State Legislature passed a law that eventually places a hard cap on the growth of Medicaid. However, the 2013 Tentative Budget calls for an additional \$316,058 to cover the 2013 increase in the local share of Medicaid. This represents 55% of the county property tax bill. No other state in the country uses local property taxes to fund Medicaid in the same way as New York. This number has increased \$1,145,482 or 15.3% since 2005, an average of 1.9% per year on an \$8.6 million dollar expense. This program is a key driving factor of New York State property taxes.

New York State Retirement

The 2013 Tentative Budget calls for an increase in the New York State Retirement employer contribution of \$432,707 for a total expense of \$4,440,393. This number has increased \$3,321,549 or 297% since 2005, an average of approximately 37% per year. The contribution rates are set by the New York State Comptroller and cannot be influenced by the county government.

THESE THREE INCREASES ALONE ACCOUNT FOR MORE THAN THE ENTIRE INCREASE IN OVERALL COUNTY SPENDING.

Positive Factors

Health Insurance

Health insurance is actually less expensive for 2013, reduced \$149,757 lower than the 2012 budget. This is the extraordinary result of several factors. First, the county received the lowest year over year growth in premium expense in recent memory. Second, the county has implemented strategies to increase employee cost sharing. Third, the county has continually worked to obtain less expensive insurance products through negotiated benefit reductions.

Wages

The 2013 Tentative Budget calls for total employee wages to be at the lowest level since 2009. Budgeted employee wages will be reduced \$287,393 from 2012. This is the result of less generous labor contracts as well as ongoing reductions in labor force. This is the third year in a row that spending on wages will show a decrease from the 2010 budget.

Sales Tax

On the revenue side, sales tax has recovered from recession levels showing growth in both 2011 and 2012. The 2013 Tentative Budget calls for an increase in the use of sales tax revenue in the amount of \$600,000 to offset cost increases.

Future Outlook

The Orleans County Legislature and county staff have worked very hard to leverage the Sprint Nextel frequency re-banding to the advantage of the county taxpayers and first responders, to reduce the cost of implementing a new public safety radio system. The county has applied for a 911 grant from the New York State Office of Homeland Security. The county also continues to explore partnerships with other counties and private companies to further reduce taxpayer investments. The county hopes to leverage outside funding sources and partnerships to provide Orleans County with a top notch public safety radio system with a tremendous bang for the taxpayer's buck.

The county is beginning to experience a buildup of capital needs in the area of road and bridge infrastructure as well as investment in many of the county buildings and old and deteriorating equipment. This may result in a growing need for a more determined effort to address the investment needed to maintain all aspects of county infrastructure. It may be advisable in the near future for the county to explore a capital borrowing at the favorable rates to address growing infrastructure needs.

Continuing Pressure on Local Programs

There will continue to be tremendous pressure on optional local services as we go forward. The county's growing capital needs, the increasing cost of state programs funded by county property tax, reduced state and federal revenues, and a sluggish economy jeopardize our ability to continue to fund local priorities like public safety, highway, and the Villages of Orleans. The prospect of meaningful mandate relief appears to be a heavy lift for the state government and local governments have been instructed by the Governor to "make the tough calls" when it comes to local priorities while state programs continue to grow virtually unchecked. Further, the worry remains that we may not yet have seen the bottom of the economic downturn.

I want to thank the county's department heads and staff who have worked hard to construct a 2013 budget that addresses priorities and maintains core services while meeting tight fiscal goals. These folks have contributed a great deal to the stability of the county government's financial outlook. I am also appreciative of the guidance and leadership of the County Legislature in shaping this budget and the last several budgets through very challenging times. Finally, I would like to thank Susan Heard, Treasurer, for her many contributions to this budget and the many hours we spend discussing and debating the financial issues facing the county.

Legislator Allport thanked Chuck and Susan, along with the Department Heads on their efforts on this budget and the hours they put into it. Legislator Eick stated that Legislator Allport spoke for all of the Board. Chairman Callard stated that there is a lot of detail in the Tentative budget and copies are available. A Public Hearing will be set this evening for discussion on the budget.

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

Legislator Bower moved to approve the claims against the county. He indicated that he reviewed the claims and one claim stood out, like it does often, and it is for Community Colleges. It has bothered him for many years and possibly this Legislature will press the State to do something about it. He added that if a student drops out, the County still pays for the course. If the student fails the course, the County still pays their share. He stated that nowhere in industry, that he knows of pays for someone who drops out or fails and we should not be paying for it either. Legislator Bower would like to know how many students are dropping out or are failing in Orleans County. Treasurer Heard is not sure if she would be able to get that information, but agrees that we should be able to obtain this information. Legislator Johnson seconded the motion. Chairman Callard further commented that a generalized letter was sent to the State and that there has been an overview committee to make recommendations but he does not believe people realize the specifics of the law. Chairman Callard asked Legislator Bower to entertain a resolution for the next meeting or shortly thereafter, that specifically spells out our questions or requests that those rules be changed. He said that Legislator Bower makes a very valid point and we need to be specific in what the people are paying for. The following resolution was adopted:

RESOLUTION NO. 358-1112

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	1852-2140	\$784,926.12
Highway	93-100; 152-191	\$112,538.82
Nursing Home	1127-1133; 25463-25529	\$217,324.70
Job Development	1085-1091	\$805.00
Self Insurance	1009-1012; 51195-51196	\$16,606.67

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

RESOLUTION NO. 359-1112

AUTHORIZE FILLING OF VACANCY IN THE JOB DEVELOPMENT AGENCY

RESOLVED, as a result of a retirement, this Legislature authorizes filling a permanent full time Employment and Training Counselor position (6210.04) at the Job Development Agency at grade 15 of the CSEA Salary Schedule effective November 27, 2012.

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

Legislator Johnson moved to adopt Local Law No. 2 of 2012 concerning overriding the tax levy limit. She said that we have had our public hearing and we just received a very good presentation from our Budget Officer as to why we are doing this. In that despite the State Comptroller's Office having given us the Tax Cap Law, they have still continued to make changes after the fact. This year alone, twenty-two counties were negatively affected regarding the way they were accounting for the sales tax revenue. Legislator Bower seconded the motion. Chairman Callard reaffirmed that we are not overriding the tax levy limit; we have come in under it. This is being passed in an abundance of caution. Legislator Allport wished to present a way to look at this and understand the reasoning. He said we playing in a game that is being controlled by liars and cheats. In the Governor's office and through the Senate and Assembly, for election reasons, they stood in front of the public and basically blamed the local legislators, local board supervisors and local schools for the high property taxes claiming that we are going reign in groups like ours with a 2% cap and that they would give us mandate relief

in that following spring when they went into session, and it has been two years. He personally believes that this should be voted down and sent to the Governor, and members of our Senate and Assembly. They should be told what they can do with the 2% tax cap and no mandate relief they promised. You cannot protect us from people that control the game and can change the rules at anytime. Legislator Allport stated that in doing this, it justifies to them that we are the problem and not them. The counties are not the problem with the property taxes, it comes directly from the State out of Albany and that is why he is not supporting this. Chairman Callard stated he understands what Legislator Allport is saying and is being done strictly on an abundance of caution. He said that a resolution can be written saying what we think about the tax cap itself and he would entertain that resolution. Chairman Callard charged Legislator Allport to prepare this resolution. The following resolution was adopted:

RESOLUTION NO. 360-1112

ADOPTING LOCAL LAW NO. 2 OF 2012, ENTITLED A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C FOR FISCAL YEAR 2013

WHEREAS, Local Law No. 2-Intro of 2012 was introduced at a regular meeting of the Orleans County Legislature on September 26, 2012 and a Public Hearing was held on October 10, 2012, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 2 Intro of 2012, in the form hereto annexed below, and hereby is adopted as Local Law 2 of 2012; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 2 of the year 2012, together with the required text thereof in the official newspaper and shall file such adopted Local Law No. 2 of 2012 as prescribed with the Office of the Secretary of State.

LOCAL LAW NO. 2 OF 2012
A Local Law to Override the Tax Levy Limit Established in
General Municipal Law 3-c for Fiscal Year 2013

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Orleans pursuant to General Municipal Law §3-c, and to allow the County of Orleans to adopt a budget for the fiscal year 2013 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

Section 3. Tax Levy Limit Override

The County Legislature of the County of Orleans, New York, is hereby authorized to adopt a budget for the fiscal year 2013 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

Moved, Johnson; second, Bower.

Roll Call: 6 ayes: Bower, Callard, Eick, Johnson, Rush, Smith; 1 nay, Allport; 0 absent.

Adopted.

RESOLUTION NO. 361-1112

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE

RESOLVED, that this Legislature approves the 2013 STOP-DWI PLAN with the New York State Department of Motor Vehicle-Governor Traffic Safety Committee at a cost of \$72,766, effective January 1, 2013 through December 31, 2013. County cost \$0.

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

RESOLUTION NO. 362-1112

AUTHORIZING EXTENSION OF AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF HOMELAND SECURITY

WHEREAS, in Resolution No. 416-1108, this Legislature approved a grant agreement in the amount of \$33,750. to be effective through August 31, 2012; now, be it

RESOLVED, that this Legislature approves Appendix X extending Contract No. T838782 (FY08) with the New York State Department of Homeland Security through February 28, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of said Agreement.

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

RESOLUTION NO. 363-1112

AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature hereby authorizes the filling of a vacant full-time Keyboard Specialist position (6010.0132) in the Department of Social Services at Grade 7 of the CSEA Salary Schedule effective November 15, 2012.

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

RESOLUTION NO. 364-1112

SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET FOR THE YEAR 2013

RESOLVED, that the public hearing for the Tentative County Budget for 2013 be held on Monday, December 3, 2012 at 7:00 p.m. at the Orleans County Courthouse, Albion, New York; and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the officially designated County newspapers.

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

RESOLUTION NO. 365-1112

SETTING DATE OF SPECIAL MEETING TO ADOPT THE 2013 ORLEANS COUNTY BUDGET

RESOLVED, that this Legislature will call a special meeting on Wednesday, December 5, 2012 at 9:00 a.m. at the Orleans County Legislative Chambers to adopt the 2013 Orleans County Budget and have various other resolutions presented for adoption that pertain to the preparation of the 2013 Town and County tax levy.

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

RESOLUTION NO. 366-1112

AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending September 30, 2012; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment
April 1, 2012 through September 30, 2012**

	Town Taxable	Double	Village Taxable	Rate	Due Town	Village share	Town share
Albion	201,783,750	403,567,500	118,118,589	29.27%	<u>20,169.95</u>	<u>5,903.46</u>	<u>14,266.49</u>
Barre	85,858,152				<u>8,907.66</u>		<u>8,907.66</u>
Carlton	190,091,756				<u>10,744.38</u>		<u>10,744.38</u>
Clarendon	151,083,826				<u>32,138.61</u>		<u>32,138.61</u>
Gaines	111,312,120	222,624,240	22,932,939	10.30%	<u>10,488.02</u>	<u>1,080.39</u>	<u>9,407.63</u>
Kendall	152,085,456				<u>23,702.38</u>		<u>23,702.38</u>
Murray	174,510,750	349,021,500	51,905,314	14.87%	<u>11,889.94</u>	<u>1,768.23</u>	<u>10,121.71</u>
Ridgeway	219,818,065	439,636,130	93,555,772	21.28%	<u>18,082.76</u>	<u>3,848.06</u>	<u>14,234.70</u>
Shelby	177,709,745	355,419,490	71,494,511	20.12%	<u>12,353.27</u>	<u>2,484.93</u>	<u>9,868.34</u>
Yates	<u>152,045,248</u>	304,090,496	<u>28,895,424</u>	9.50%	<u>9,945.90</u>	<u>945.08</u>	<u>9,000.82</u>
Total	1,616,298,868		386,902,549		158,422.87	16,030.15	142,392.72

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

RESOLUTION NO. 367-1112

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

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

G4S Secure Solutions, f/k/a The Wackenhut Corporation, Williamsville, NY for the provision of armed security services for the County Office Building; to be effective January 1, 2013 through December 31, 2013 at a cost of \$25.96 per hour. County cost is \$8.56 per hour.

Gateway-Longview, Buffalo, NY for the provision of residential foster care services; to be effective January 1, 2013 through December 31, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

GLOW Workforce New York, Batavia, NY, a Memorandum of Understanding to establish a cooperative working relationship between the partners and to define the roles and responsibilities of the parties to this agreement with regard to implementing One-Stop Centers, affiliated sites, and one-stop system in GLOW effective from August 27, 2012 ongoing. County cost will be \$0.

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

RESOLUTION NO. 368-1112

AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's budget for reimbursement from the Bullet Proof Vest Partnership, as follows:

Revenue:

A4340	Bullet Proof Vest Grant	\$7,425
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Appropriation:

A3110.486	Special Grants	\$7,425
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Moved, Bower; second, Johnson.
Adopted. 7 ayes, 0 nays, 0 absent.

RESOLUTION NO. 369-1112

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT
AND FREED, MAXICK AND BATTAGLIA, P.C.**

RESOLVED, that this Legislature approves a renewal agreement between the Health Department and Freed, Maxick & Battaglia, P.C., Liberty Bldg, Suite 800, 424 Main St., Buffalo, NY 14202, to provide Healthcare Audits and Consulting services for the Orleans County Health Department as needed for Medicare and Medicaid Cost reports required by New York State through December 31, 2012. Contract not to exceed \$15,000. Reimbursement at 36% through State aide.

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

Legislator Allport moved to approve an agreement with LaBella Associates for the Highway Department. Legislator Allport explained that we had nine bridges that we were to get money for. The State and Federal government is forcing down the costs to the county on bridge repairs, causing hard decisions on what infrastructure will be repaired. He stated that he believes this is part of the Agenda 21 plan and now New York State is in agreement with this and he believes that this is part of the plan by shutting down rural bridges and letting the roads deteriorate. He agrees with this resolution but opposes with what the State is doing to the local counties. Legislator Smith seconded the motion. The following resolution was adopted:

RESOLUTION NO. 370-1112

**APPROVING AGREEMENT BETWEEN THE HIGHWAY
DEPARTMENT AND LABELLA ASSOCIATES, P.C.**

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Ste 201, Rochester, NY 14614 to perform Architectural/Engineering Consulting Services for the Route 279 Waterport Bridge over Oak Orchard Creek in the Town of Carlton; and be it

FURTHER RESOLVED, that this agreement is effective October 1, 2012 through December 31, 2015. NYS Contract #D033788, Pin 4755.29, Bin #1044370, at a cost of 137,530 with \$110,024 reimbursement and a final County cost of \$27,506.

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

Legislator Johnson moved to continue the additional hours for the Emergency Management Director; seconded by Legislator Bower. Legislator Allport thanked Director Wagner for all of his work in getting the Radio system all straightened out, along with the Public Safety Committee. Legislator Johnson added that by the end of 2013 our emergency services should be well on its way with good radios and new towers. Chairman Callard stated that the new radio process will begin in December and will move forward. The following resolution was adopted:

RESOLUTION NO. 371-1112

AUTHORIZING CONTINUATION OF CHANGE OF WORK HOURS FOR EMERGENCY MANAGEMENT DIRECTOR POSITION

WHEREAS, Resolution No. 382-1211 authorized the continued 37.5 hours per work week for the position of Director of Emergency Management through December 31, 2012; be it

RESOLVED, that this Legislature authorizes the continuation of the Emergency Management Director's hours of 37.5 hours per week effective January 1, 2013 through December 31, 2013; and be it

FURTHER RESOLVED, that the annualized salary shall be figured on a prorated basis.

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

RESOLUTION NO. 372-1112

REQUESTING THE ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS

TO EXTEND THE EXPIRATION OF THE IMPOSITION OF AN
ADDITIONAL 1% SALES AND COMPENSATION USE TAX

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax is in the best interests of the County of Orleans; be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of a senate bill and an assembly bill, entitled “An Act to amend the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax”; said bills to extend the sales tax increase through November 30, 2015.

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

RESOLUTION NO. 373-1112

APPROVING AGREEMENT BETWEEN THE VILLAGES OF
ORLEANS HEALTH AND REHABILITATION CENTER AND
HOSPICE OF ORLEANS COUNTY, INC

RESOLVED, that this Legislature approves an agreement between Hospice of Orleans County, Inc., 14080 Route 31 W., Albion, NY 14411 and the Villages of Orleans Health and Rehabilitation Center to provide lunch and dinner meals to Hospice for their inpatients on a daily basis for a revenue of \$11.88 per patient day effective November 8, 2012 through November 7, 2013.

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

Legislator Johnson moved in its entirety to oppose the Clean Water Act Draft Guidance proposed by the Environmental Protection Agency; as spoken of so eloquently by Mr. Schuth today and has been approved by NORA. Legislator Bower seconded the motion and requested that Congressman-Elect Collins should also receive a copy. Legislator Allport added his comments on this topic again referencing Agenda 21. In summary, he stated that again the Federal government is stealing private

ownership and enforcing the destruction of American rights. By passing this legislation, they are taking away personal rights. Legislator Allport requested that this resolution be forwarded to the U.S. President also. The following resolution was adopted:

RESOLUTION NO. 374-1112

OPPOSING THE CLEAN WATER ACT DRAFT GUIDANCE PROPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY

WHEREAS, counties across New York State are committed to environmental stewardship and the protection of our natural resources, and recognize the need to harmonize municipal programs and services with the legislative intent and objectives of the Clean Water Act (CWA); and

WHEREAS, the CWA was not intended to protect ditches and other channels through which water flows intermittently nor was it intended to capture seeps, wet areas, isolated man-made ponds and other structures not currently subject to the CWA; and

WHEREAS, the Environmental Protection Agency (EPA) and the United States Corps of Engineers (Corps) have developed draft guidance on *Identifying Waters Protected by the Clean Water Act* (draft guidance) to clarify the EPA and Corps' understanding and definition of the CWA that will inform all of the EPA's regulatory programs and policy actions; and

WHEREAS, this draft guidance creates uncertainty, confusion and would capture a significant number of public works activities and transportation infrastructure projects that would, under the new guidance, be subject to the CWA and its costly and time-consuming permitting and regulatory protocols; and

WHEREAS, the draft guidance greatly expands the number of projects subject to jurisdictional determination or CWA permitting which do not currently require such oversight at great expense to taxpayers with little, if any, environmental benefit while diverting scarce resources from other programs that do provide environmental protection and conservation benefits; and

WHEREAS, the financial impact of the draft guidance to New York's counties will be significant, with additional costs to roadside ditch projects and ongoing public works projects due to the need for jurisdictional determinations by the Corps or CWA permitting; and

WHEREAS, the financial impact of the draft guidance will also pose a serious threat to New York's farms, important pillars of New York's rural economies; and

WHEREAS, the Orleans County Legislature believes that it is improper to so significantly change the scope of the Clean Water Act without legislative authorization by the U.S. Congress or through the formal rulemaking process to allow public and stakeholder comments on this critically important and complex issue; now, be it

RESOLVED, that the Orleans County Legislature urges the EPA and the Corps to withdraw the draft CWA guidance immediately, work collaboratively with states and local governments to enforce the current scope of the CWA, and respect the Authority of state and local governments in ensuring the protection of our water resources; and be it

FURTHER RESOLVED, that the Orleans County Legislature supports federal legislation consistent with the above recommendations and urges its Congressional and State representatives to intercede with EPA, and requests that EPA report to them on their response, clarification, and adaptations regarding the aforementioned concerns; and be it

FURTHER RESOLVED, that a copy of this resolution will be sent to President Barack Obama, U.S. Senators Charles Schumer and Kirsten Gillibrand, New York Congresswomen Louise Slaughter and Kathy Hochul, Congressman-Elect Chris Collins, EPA Administrator Lisa Jackson, Governor Andrew Cuomo, New York Senator George Maziarz, New York Assemblyman Steve Hawley, EPA Region 2 Administrator Judith Enck, and all others deemed necessary and proper.

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

RESOLUTION NO. 375-1112

AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET

RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget to finish year end projects as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$12,000
<u>TO:</u>		
A1620.403	Other Contractual Expenses	\$12,000

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

RESOLUTON NO. 376-1112

APPROVING PAYMENT TO PHOENIX GRAPHICS INC FOR GENERAL ELECTION MATERIALS

RESOLVED, that this Legislature approves the payment of \$12,220.50 to Phoenix Graphics, Inc., 1525 Emerson St, Rochester, NY 14606 for Optical Scan Poll Site Ballots, Absentee/Affidavit Ballots and Sample Ballots for the November 6, 2012 General Election as required by NYS Election Law and NYS 6210 Compliant.

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

Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:26 p.m.

LEGISLATURE MEETING
November 28, 2012

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present, with the exception of Legislator Johnson.

Chairman Callard asked for any discussion from the public and from the Board, with there being none, the following resolutions were then presented for adoption:

RESOLUTION NO. 377-1112

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	2158-2265	\$328,004.82
Highway	No Claims	
Nursing Home	1136-1148; 25530-25558	\$289,406.29
Job Development	1103-1105	\$52,084.00
Self Insurance	51274-51276	\$26,514.00

Moved, Bower; second, Allport.

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

RESOLUTION NO. 378-1112

**APPROVING AN INTER-MUNICIPAL AGREEMENT WITH
GENESEE COUNTY FOR YOUTH BUREAU OPERATION**

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County for the operation of the Youth Bureau for 2013; and

WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$850 per month from January 1, 2013 through December 31, 2013 for a total of \$10,200.

Moved, Smith; second, Allport.

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

RESOLUTION NO. 379-1112

**APPROVING APPOINTMENTS TO ORLEANS COUNTY YOUTH
BOARD**

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

RESOLVED, that this Legislature approves the following appointments to serve on the Orleans County Youth Board beginning December 1, 2012 through December 31, 2015:

Margo Bowerman	12690 NYS Rte. 31, Albion, NY 14411
Holli Nenni	245 Caroline St., Albion, NY 14411
Carrie O'Neill	17045 Roosevelt Highway, Kendall, NY 14476
Olivia Welch	15878 Bridge Rd., Kent, NY 14477
Caelan Welch	15878 Bridge Rd., Kent NY 14477
Marisa Hanlon	1424 Center Road, Kendall, NY 14476

Moved, Smith; second, Allport.

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

RESOLUTION NO. 380-1112

SETTING UNIT CHARGE FOR 2013 COUNTY SOLID
WASTE/RECYCLING PROGRAM

RESOLVED, that this Legislature sets the unit charge for the 2013 County Solid Waste/Recycling Program at the following rate:

- | | |
|-----------------------------|----------|
| 1. One unit of Service | \$183.00 |
| 2. One-half unit of Service | \$ 91.50 |

and be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit of service, and a \$1.00 fee to each half unit of service.

Moved, Rush; second, Eick.

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

RESOLUTION NO. 381-1112

APPROVING APPOINTMENT TO THE ALCOHOL AND
SUBSTANCE ABUSE SUBCOMMITTEE

RESOLVED, that this Legislature approves the new appointment of Debbie Restivo to the Alcohol and Substance Abuse Subcommittee, to serve a four-year term to begin November 15, 2012 and ending November 14, 2016.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 382-1112

APPROVING A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH GENESEE COUNTY FOR MAINTENANCE OF TAX MAPS

RESOLVED, that this Legislature approves a renewal Memorandum of Understanding agreement between Orleans County and Genesee County, Old County Courthouse, 7 Main St., Batavia, NY, for Maintenance of the Orleans County tax maps at a cost of \$6,500 for the term January 1, 2013 through December 31, 2013.

Moved, Bower; second, Allport.

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

RESOLUTION NO. 383-1112

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE COUNTY CLERK'S OFFICE

RESOLVED, that this Legislature authorizes the abolishing of a full-time Index Clerk position, (1410.12) in the Office of the County Clerk; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Index Clerk position in the Office of the County Clerk at Grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of the newly created vacant position, effective January 2, 2013.

Moved, Bower; second, Allport.

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

RESOLUTION NO. 384-1112

APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND THERESA LEHMAN

RESOLVED, that this Legislature approves an agreement between the Health Department and Theresa Lehman, 32 Mission Hill Rd, Brockport, NY 14420 to provide Related Services (Teacher of the Blind and Visually Impaired) through the 3-5 program to the eligible children of Orleans County; to be effective January 1, 2013 through December 31, 2016. Rates set by NYS Department of Health, Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 385-1112

APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

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

Center for Disability Rights, Rochester, NY for the provision of Consumer Directed Personal Assistance Program; to be effective January 1, 2013 through December 31, 2013 at rates set by the New York State Department of Health. County cost is \$0.

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2013 through December 31, 2013 at a cost of \$169/client. Reimbursement/County cost is dependent upon case type (TANF – 0% local cost, Safety Net – 100% local cost).

Moved, Smith; second, Allport.

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

RESOLUTION NO. 386-1112

APPROVING AGREEMENT BETWEEN COMPUTER SERVICES AND TIME WARNER CABLE BUSINESS CLASS

RESOLVED, that this Legislature approves an agreement between Time Warner Cable Business Class and Computer Services for a 10 megabit per second Internet connection at 13925 Route 31 (Public Safety

Building) for county operations (classified as Internet DIA-direct internet access, replacing all three standard internet connections (Computer Services at 34 E. Park St., Public Health at 14012 Route 31, and Public Safety at 13925 Route 31) with one internet connection, and equalize cost for Internet services across all departments and computers as we will have only one internet connection at a cost of \$8,100, a reduction in cost of \$238 from our current internet costs. Term of the contract shall be effective December 1, 2012 through November 30, 2017.

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

RESOLUTION NO. 387-1112

APPROVING RETAINER FOR REIMBURSEMENT CONSULTANT SERVICES FOR THE VILLAGES OF ORLEANS HEALTH & REHABILITATION CENTER

WHEREAS, the Nursing Home may require the services of a financial consultant for reimbursement issues to maximize and analyze revenues/costs; now, be it

RESOLVED, that this Legislature approves a renewal agreement for Reimbursement Consultant Services with Terry Cotton, 1235 Hunters Run, Victor, New York 14564, at a fee of \$110/hour, plus out of pocket expenses in an amount not to exceed \$17,500 per year, effective January 1, 2012 through December 31, 2013.

Moved, Eick; second, Rush.
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

RESOLUTION NO. 388-1112

AUTHORIZING FILLING OF VACANCY IN THE MOTOR VEHICLE DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full time Motor Vehicle Application Examiner position (1410.413) in the Motor Vehicle Department at a Grade 9 of the CSEA Salary Schedule, effective December 3, 2012.

Moved, Bower; second, Smith.

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

RESOLUTION NO. 389-1112

AUTHORIZING EXTENSION OF TEMPORARY POSITION IN PERSONNEL AND SELF INSURANCE DEPARTMENT

RESOLVED, that this Legislature authorizes the extension of the temporary part-time Secretary I position (1430.07) in the Personnel and Self Insurance Department, to be effective through December 31, 2013.

Moved, Bower; second, Allport.

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

Legislator Bower stated the Kevin Doherty is the one who put this agreement together between the Sheriff's Office and Verizon Select Services. He added that he did a marvelous job and asked that Kevin spend just a few minutes to bring the Board up to date. Mr. Doherty explained that Orleans County maintains the 911 center. In the original scheme, when the original center was in the jail all of the equipment was leased. The last round of upgrades, the county purchased the equipment for approximately \$200K with the expectation that that would cover the county for five years. There have since been some industry issues with the company that build the equipment, Northern Telecom. This company has since gone bankrupt and the equipment is not longer being manufactured. Verizon is not willing to provide factory back up on this relatively new equipment. Knowing that the County would be going to the next generation of equipment in the next three years, and knowing that the county needs to stay within the general parameters of what 911 service is, we had the opportunity to replace the equipment. This will prepare the County for future technological advances, such as texting 911. This equipment is currently being used by Broome County. Legislator Allport brought up an incident that took place where many texts sent to 911 during a school shooting, when unheard and unanswered due to the lack of technology. He asked if there was a regulation being put in place on the federal or state government that a message is to be sent back to the sender that the message isn't being heard. Mr. Doherty stated that people have gotten ahead of the technology. There needs to be national standards put into place. Chairman Callard asked if Orleans or Broome County could be used as pilots for the program since they would have the most advanced

equipment. Mr. Doherty stated that it is a possibility, but that discussion has not taken place with Verizon yet. Legislator Bower then moved, seconded by Legislator Rush and the following resolution was adopted:

RESOLUTION NO. 390-1112

APPROVING AGREEMENT WITH THE SHERIFF'S OFFICE AND VERIZON SELECT SERVICES INC.

RESOLVED that this Legislature approves a Systems Agreement in the amount of \$205,812.80 for new system equipment and a Scope of Work Agreement in the amount of \$92,872.72 for staging and installation of the equipment with Verizon Select Services Inc, 1 Verizon Way, Basking Ridge, NJ 07920 for the 911/Radio upgrades Capital Project, effective January 1, 2013 through December 31, 2018.

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

RESOLUTION NO. 391-1112

AUTHORIZING CHAIRMAN TO SIGN EXTENSION OF NYS HOMELAND SECURITY GRANT IN EMERGENCY MANAGEMENT

WHEREAS, Resolution No. 323-910 accepted the FY2009 grant agreement between Emergency Management and NYS Office of Homeland Security for the period September 1, 2009 to July 31, 2012; be it

RESOLVED, that this Legislature approves the extended contract period of August 1, 2009 to January 31, 2013 for SHSP FY2009; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute Appendix X of this grant agreement upon the review and approval of the County Attorney and the Chief Administrative Officer.

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

RESOLUTION NO. 392-1112

**AUTHORIZING ABOLISHING, CREATING, AND FILLING
POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, the Continuing Day Treatment Program will be closed effective January 1, 2013 due to past and projected decreases in state reimbursement; and

WHEREAS, there are viable alternatives outside of the department to serve the program clients; now, be it

RESOLVED, that this Legislature authorizes the abolishing of the following positions effective the close of business on December 31, 2012:

Mental Health Staff Counselor (4310.20) at Grade 22 of the CSEA Salary Schedule.

Mental Health Therapy Aide (4310.27) at Grade 9 of the CSEA Salary Schedule.

Mental Health Therapy Aide (4310.30) at Grade 9 of the CSEA Salary Schedule.

Mental Health Program Director (Friendship House) (4310.02) at Grade 7 of the Management Compensation Plan.

Community Mental Health Nurse (4310.45) at Grade 21 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Community Mental Health Nurse position at Grade 21 of the CSEA Salary Schedule, effective January 2, 2013, with such position to be utilized in the Orleans County Mental Health Clinic; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective January 2, 2013.

Moved, Eick; second, Rush.

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

RESOLUTION NO. 393-1112

ESTABLISHING COUNTY INDIGENT BURIAL RATES

WHEREAS, the Department of Social Services, pursuant to Section 141 of the Social Services Law is required to pay for the burial of certain indigent persons (including indigent veterans); and

WHEREAS, the County wishes to establish specified rates that will be paid to funeral homes and cemeteries for such services; now, therefore be it

RESOLVED, that this Legislature hereby establishes indigent burial rates paid by the Department of Social Services and the Veteran’s Department, for the period January 1, 2013 through December 31, 2013 as follows:

SERVICE	FEE SCHEDULE
Cremation – no services	\$1200
Cremation with Memorial Service	Additional \$400
Crematory Fee	\$265
Burial – No Services:	
Infant	\$600
6 months – 5 years	\$1000
6 years – adult	\$1900
Burial with Memorial Service	Additional \$400
Concrete Vault	\$500
Oversized Casket if needed	\$128
Transportation (when a cemetery plot is owned out of county)	\$1.77/mile (up to cost of a cemetery plot in County)
Cemetery Plot	
Child	\$350

Adult	\$500
Cremation grave if available	\$281
Internment of Casket*	
Child	\$225
Adult	\$480
Internment of Remains	\$200
Lowering Device if not owned by cemetery	\$94

*If client already owns a plot, additional internment costs may be paid, up to the cemetery's published internment rate, but additional costs cannot exceed the county cemetery plot allowance.

Moved, Smith; second, Allport.

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

RESOLUTION NO. 394-1112

ESTABLISHING DAY CARE RATES IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services receives New York State Child Care Block Grant dollars for the sole purpose of providing day care subsidies to eligible low income parents; and

WHEREAS, the New York State Office of Children and Family Services establishes the maximum market rate payment ceiling for day care rates; now, be it

RESOLVED, that this Legislature hereby establishes contract day care rates paid by the Department of Social Services on behalf of eligible clients, effective January 1, 2013 as follows:

DAY CARE CENTER												
Age of Child	Under 1 ½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$6.75	\$5.75	\$0	\$6.75	\$5.75	\$0	\$6.25	\$5.25	\$0	\$6.25	\$5.25
Part-Day	\$24	\$28	\$25	\$23	\$27	\$24	\$22	\$25	\$23	\$21	\$23	\$22
Daily	\$34	\$42	\$36	\$33	\$40	\$35	\$31	\$38	\$33	\$30	\$35	\$32

Weekly	\$0	\$190	\$180	\$0	\$180	\$175	\$0	\$170	\$165	\$0	\$160	\$160
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REGISTERED FAMILY DAY CARE												
Age of Child	Under 1½			1½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.25	\$4.25
Part-Day	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19
Daily	\$28	\$30	\$29	\$27	\$30	\$28	\$26	\$30	\$27	\$26	\$30	\$27
Weekly	\$0	\$150	\$145	\$0	\$140	\$140	\$0	\$140	\$135	\$0	\$140	\$135

REGISTERED GROUP DAY CARE												
Age of Child	Under 1½			1½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$5.00	\$5.00
Part-Day	\$22	\$22	\$22	\$21	\$21	\$21	\$20	\$21	\$20	\$19	\$21	\$20
Daily	\$30	\$33	\$31	\$29	\$32	\$30	\$28	\$32	\$29	\$27	\$31	\$28
Weekly	\$0	\$150	\$150	\$0	\$145	\$145	\$0	\$140	\$140	\$0	\$140	\$140

SCHOOL AGE CHILD CARE												
Age of Child	Under 1½			1½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$6.25	\$5.25
Part-Day	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$21	\$23	\$22
Daily	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$30	\$35	\$32
Weekly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$160	\$160

Moved, Smith; second, Allport.
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

RESOLUTION NO. 395-1112

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND UGI ENERGY SERVICES, INC

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and UGI Energy Services, Inc., for the purchase of natural gas supplies at discounted rates effective November 1, 2012 through October 31, 2013; at a cost not to exceed \$54,340.

Moved, Eick; second, Rush.
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

RESOLUTION NO. 396-1112

**AUTHORIZING SETTING UP NEW REVENUE IN EMERGENCY
MANAGEMENT BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

Revenue:

A1590	Radio- 911 Communications	\$47,152.28
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Appropriations:

A3640.418	Other Contractual	\$47,152.28
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Moved, Bower; second, Allport.

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

RESOLUTION NO. 397-1112

**AUTHORIZING THE TREASURER TO PROVIDE SUPPLEMENT
ALLOCATIONS TO OUTSIDE AGENCIES FROM THE
CONTINGENCY FUND**

RESOLVED, that the Treasurer is authorized to provide supplement allocation to outside agencies from the contingency account in the 2012 budget as follows:

From:

A1990.435	Contingency Fund	\$14,500
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To:

A8745.439	Soil & Water- Authorized Agencies	\$2,500
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A8720.439	Sportsman Federation- Authorized Agencies	\$2,000
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A8750.439	Cooperative Extension- Authorized Agencies	\$10,000
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and be it

FURTHER RESOLVED, that Orleans County Soil & Water receive such funds to update field survey equipment used to assist County and Town ditch construction and maintenance; and be it

FURTHER RESOLVED, that the Orleans County Sportsman Federation receive such funds for repairs and maintenance of the Log Cabin at the Orleans County Fairgrounds; and be it

FURTHER RESOLVED, that the Orleans County Cooperative Extension receive such funds to be applied to the outstanding principal of the Buzz Hill Education Building.

Moved, Rush; second, Eick.

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

RESOLUTION NO. 398-1112

AMENDING RESOLUTION NO. 38-112 AND AUTHORIZING ADDENDUM TO REAL ESTATE PURCHASE AGREEMENT

RESOLVED, that an Addendum to the Real Estate Purchase Agreement between the County and ZOR, Inc. is approved providing that the mortgage by ZOR, Inc. in favor of the County shall be in the principal sum of \$97,000 and shall be subordinate to the mortgage by ZOR, Inc. in favor of the Lake Shore Savings Bank; and be it

FURTHER RESOLVED, that the Legislature Chairman is authorized to sign all documents on behalf of the County in order to complete the transaction pursuant to the Real Estate Purchase Agreement as amended.

Moved, Bower; second, Allport.

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

Legislator Smith moved to adjourn; second by Legislator Allport.
Meeting adjourned at 4:54 p.m.

SPECIAL LEGISLATURE MEETING
December 5, 2012

Chairman Callard called the meeting to order at 9:00 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present.

Chairman Callard opened the floor for discussion, with there being none he called for the presentation of resolutions. Legislator Eick moved to add seven resolutions to the agenda; second by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

RESOLUTION NO. 399-1212

ADOPTING THE 2013 ORLEANS COUNTY BUDGET

WHEREAS, the 2013 tentative budget for Orleans County was presented to the general public at a public hearing held at 7:00 p.m. on December 3, 2012; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; now, be it

RESOLVED, that this Legislature does hereby adopt the 2013 tentative budget, as the Orleans County budget for 2013, with a tax levy of \$15,661,104.

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

Legislator Allport moved in its entirety a resolution requesting the Mandate Relief promised when the 2% Tax Cap was passed. Legislator Allport requested a unanimous second which the Board approved. Chairman Callard requested that this resolution be forwarded to the Pennysaver. He emphasized that if the State did what they promised then taxes would be lower. He expressed that without mandate relief, taxes cannot be lowered because unfunded mandates constitute 118% of our budget. We cannot cut enough, even eliminating services to the public that would carry us through that extra 18% and begin to lower the dollar amount of what the state has imposed upon us, stated Chairman Callard. The following resolution was adopted:

RESOLUTION NO. 400-1212

**REQUESTING THE MANDATE RELIEF PROMISED WHEN THE 2%
TAX CAP WAS PASSED**

WHEREAS, the Orleans County Legislature urged the state not to impose a local property tax cap on county governments unless it is coupled with significant cuts and reforms to the state mandated programs that cause local property tax increases; and

WHEREAS, the New York State Association of Counties has identified just 9 state mandates that equal 90 percent of all county property taxes levied in 2010 (outside of New York City), consuming \$4 billion of \$4.4 billion in county property taxes levied. These mandates include: Medicaid, TANF/Public Assistance Safety Net, Child Welfare Protective and Preventive Care, Special Education Pre-School, Early Intervention, Probation, Indigent Defense, Youth Detention, and Pensions; and

WHEREAS, 100% of the county property taxes collected in Orleans County are consumed by unfunded or underfunded state mandates controlled at the state level; and

WHEREAS, New York is the only state to require a significant local share to fund Medicaid costs imposed at the state level representing 55% of the 2013 Orleans County property tax burden; and

WHEREAS, the State of New York mandates (requires) the delivery of State programs using local resources, causing some counties to dedicate more than 80 percent of their entire budget toward the funding of State mandated programs and fixed costs; and

WHEREAS, these State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of important local services; and

WHEREAS, these State imposed mandates continue to contribute to New York's highest in the nation local tax burden for residents and businesses, severely damaging New York's ability to attract, create and maintain good paying jobs, as well as contributing to population losses to other states; and

WHEREAS, one of the main reasons companies reject locating in New York State are the high property taxes caused by the mandates; and

WHEREAS, the State merely paying for the programs they impose would allow counties to lower property taxes, helping companies to lower operating expenses, thus helping them to be competitive in the global market; therefore be it

RESOLVED, that the Orleans County Legislature is requesting the Governor, NYS Senate and NYS Assembly to pass the mandate relief promised when the 2% Tax Cap was passed, to help counties lower property taxes; and be it

FURTHER RESOLVED, that Orleans County Legislature hereby calls on the Mandate Relief Council to take swift action in submitting a package of Mandate Relief proposals to Governor Cuomo and the State Legislature to be voted on by our State Representatives during the 2013 State Legislative Session; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, members of the New York State Legislature, NYSAC, WNY Intercounty Association and all those deemed necessary and proper.

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

RESOLUTION NO. 401-1212

AUTHORIZING TOWN LEVIES

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2013; be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway - Townwide;

Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	121,067.00	178,179	
Barre		588,065	
Carlton		663,558	
Clarendon		386,550	
Gaines	74,320	187,312	29,750
Kendall		405,821	
Murray	184,295	195,024	32,217
Ridgeway	183,600	353,000	48,639
Shelby	261,626	200,977	18,781
Yates	222,800	106,500	14,825

and be it

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable, therefore, with the respective Fire Protection and Improvement Districts in the following towns, as indicated, the amounts for the purpose of such districts as follows:

TOWN	DISTRICT	AMOUNT
Albion	Fire Protection	102,774
	Water District 1	18,000
	Water District 3	74,000
	Water District 4	28,569
	Water District 5	60,692
	Water District 6	21,520
	Water District 7	7,360
	Water District 8	15,000
	Water District 9	9,960
	Sewer District 1	50,765
Barre	Fire District	112,200
	Water District 1	24,254
	Water District 2	12,550
	Water District 3	11,365
	Water District 4	16,214
	Water District 5	37,236
Carlton	Fire Protection	113,615
	Light District I	7,500
	Light District II	10,200
	Water	324,590

Clarendon	Fire Protection	165,774
	Water District 2	47,353
	Water District 3	76,253
	Water District 4	59,911
	Water District 5	18,823
	Water District 6	29,146
	Water District 7	43,897
	Water District 8	9,753
	Water District 9	7,627
	Water District 10	63,452
Gaines	Fire Protection	32,209
	Water District 2	12,657
	Water District 3	11,283
	Water District 4	17,425
	Water District 5	5,315
	Water District 6	8,451
	Water District 7	11,908
	Water District 8	8,470
	Water District 9	6,945
	Water District 10	9,920
Kendall	Fire District 1 (Kendall)	160,500
	Fire District 2 (Morton)	73,708
	Light District 1	5,700
	Light District 2	3,385
	Light District 3	1,975
	Water District 1	3,983
	Water District 2	16,179
	Water District 3	21,172
	Water District 4	71,804
	Water District 5	18,482
Water District 6	13,641	
Murray	Fire Protection District 1	63,062
	Fire District 2 (FHM)	103,723
	Light District 1 (Fancher)	2,400
	Light District 2 (Hulberton)	3,320
	Light District 3 (Brockville)	1,200
	Water District 1	5,000
	Water District 2	31,000
	Water District 3	22,582
	Water District 4	6,000
	Water District 5	4,300
	Water District 6	12,000
	Water District 7	19,500
Water District 8	16,440	
Water District 9	6,500	

	Water District 10	7,000
	Water District 11	103,054
	Water District 12	12,000
	Water District 13	19,201
	Water District 14 (Gaines)	3,900
Ridgeway	Fire Protection	180,470
	Light	3,000
	Water Improvement 31-E	10,400
	Water improvement 269	8,781.50
	Water District 2	18,890
	Water District 3	32,258
	Water District 4	71,913.50
	Water District 5	26,363.63
	Water District 6	13,887.88
	Water District 7	5,462.50
	Water District 8	9,760
	Water District 9	6,350
	Water District 10	11,162.63
	Knowlesville Sewer District	26,520
Shelby	Fire Protection District (Shelby & East Shelby)	229,118
	Light District 1 (Shelby)	2,550
	Light District 2 (Millville)	1,300
Yates	Fire Protection	78,800
	Water District 4	175,310

and be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	6,598.03			396,805
Barre	1,584.20			588,065
Carlton	11,931.90		3,710.00	197,463
Clarendon	5,283.57		577.50	369,065
Gaines	207.48		0	279,500
Kendall				266,839

Murray	525.81	4,103.75	232,199
Ridgeway	19,664.24		317,028
Shelby	20,055.44		395,018
Yates	2,897.20		257,539

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

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

RESOLUTION NO. 402-1212

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID RECYCLING-SOLID WASTE PROGRAM FEES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to add the following 2012 Unpaid Solid Waste/Recycling Fees to the 2013 tax rolls of the several towns in Orleans County:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$15,244.74
	Outside	5,768.28
Barre		6,592.32
Carlton		14,317.72
Clarendon		6,798.33
Gaines	Inside	1,236.06
	Outside	7,519.37
Kendall		6,798.33
Murray	Inside	5,356.26
	Outside	8,858.43
Ridgeway	Inside	14,626.71
	Outside	12,154.59
Shelby	Inside	8,034.39
	Outside	7,004.34
Yates	Inside	2,678.13

	Outside	8,755.46
Total		\$131,743.46

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

RESOLUTION NO. 403-1212

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID
 SCHOOL TAXES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2013 tax rolls of the respective towns as of November 1, 2012:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	141,204.10
	Outside	83,731.08
Barre		65,056.83
Carlton		334,785.26
Clarendon		200,628.39
Gaines	Inside	9,531.53
	Outside	96,927.89
Kendall		207,003.09
Murray	Inside	196,708.33
	Outside	285,209.19
Ridgeway	Inside	149,286.84
	Outside	186,115.45
Shelby	Inside	108,767.79
	Outside	179,011.66
Yates	Inside	33,608.50
	Outside	131,935.52
Total		2,409,511.45

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

RESOLUTION NO. 404-1212

AUTHORIZING TREASURER TO RELEVY CERTAIN UNPAID
 VILLAGE TAXES

RESOLVED, that the Orleans County Treasurer is authorized to relevy certain unpaid village taxes to the 2013 tax bills, adding a 5% penalty, as follows:

VILLAGE	TOWNS:	AMOUNT
Village of Albion	Town of Albion	147,536.93
	Town of Gaines	12,803.85
Village of Holley		85,985.30
Village of Lyndonville		18,985.95
Village of Medina	Town of Ridgeway	105,101.72
	Town of Shelby	101,396.59
TOTAL		471,810.34

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

RESOLUTION NO. 405-1212

AUTHORIZING TREASURER TO CHARGE BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN AND SCHOOL DISTRICTS

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 13, 2012, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns and schools within the County, as follows:

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	Court Order Total	TOTAL
ALBION									
Michael & Frank Mack	73.6-3-17	2012				3.78			3.78
Rural Housing Opportunities	73.6-7-15	2012	289.02	85.81					374.83
Albion Correctional Facility	72.-1-21	2012	597.45		248.59				846.04
Mark Petronio	82.-1-14.1	2012				206.01			206.01
CARLTON									
OOOTL, LLC	7.13-1-1.111	2012	1,538.06	802.06				2,340.12	
Slavena Ruseva	19.-1-75	2012		192.26	100.27				292.53
Donald Cooley	30.-1-70.22	2012		75.00					75.00
Donald Cooley	30.-1-70.22	2011		75.00					75.00

CLARENDON									
Michael Loviria & B.Crider	87.-3-27.225	2012		504.49					504.49
Gerald & Kim Zarpentine	98.-1-38	2012	57.82	36.05					93.87
KENDALL									
Gary & Kelly Sutphen	11.-13-146	2012	60.52	123.50					184.02
Denis Kondakov	11.14-1-50.1	2012	87.41	170.38					257.79
MURRAY									
United States of America	88.5-1-32	2008	7.50				11.72		19.22
Richard Downey	65.-1-17.1	2012	72.46	30.83					103.29
TOTALS			\$2,710.24	\$2,095.38	\$348.86	\$209.79	\$11.72	\$2,340.12	\$3,035.87

Grand Total = \$5,375.99

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

RESOLUTION NO. 406-1212

AUTHORIZING LEVYING CHARGE BACKS

WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

<u>TOWN</u>	<u>OUTSIDE</u>	<u>INSIDE</u>
Albion		85.81
Barre		
Carlton	1,144.32	
Clarendon	540.54	
Gaines		
Kendall	293.88	
Murray	30.83	
Ridgeway		
Shelby		
Yates		

Total amount charged to Towns: \$2,095.38

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

RESOLUTION NO. 407-1212

APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES

RESOLVED, that this Legislature authorizes charge backs for Data Management Services, user fees, tax bills, and rate and map files to be levied on to the 2013 taxes, as follows:

CHARGEBACKS TO TOWNS FOR 2012

TOWN		NO. OF PARCELS	Real Property	Tax Collector User Fees	RATE & MAP Files	RPS User Fees	Total	Total Town
Albion	Inside	1603	2,003.75	0		0	2,003.75	4,230.00
	Outside	949	1,186.25	0	150.00	890.00	2,226.25	
Barre		1391	1,738.75	218.88	150.00	1,020.00	3,127.63	3,127.63
Carlton		2460	3,075.00	100.44	150.00	1,220.00	4,545.44	4,545.44
Clarendon		1777	2,221.25	213.24	150.00	1,020.00	3,604.49	3,604.49
Gaines	Inside	237	296.25	0		0	296.25	2,187.50
	Outside	1033	1,291.25	0	150.00	450.00	1,891.25	
Kendall		1698	2,122.50	0	150.00	1,020.00	3,292.50	3,292.50
Murray	Inside	694	867.50	23.52		0	891.02	4,094.44
	Outside	1422	1,777.50	55.92	150.00	1,220.00	3,203.42	
Ridgeway	Inside	1401	1,751.25	48.00		0	1,799.25	5,514.14
	Outside	1741	2,176.25	68.64	150.00	1,320.00	3,714.89	
Shelby	Inside	957	1,196.25	0		0	1,196.25	3,908.00
	Outside	1347	1,683.75	0	150.00	878.00	2,711.75	
Yates	Inside	384	480.00	46.08		0	526.08	3,182.10
	Outside	1346	1,682.50	161.52	150.00	662.00	2,656.02	
Totals		20,440	25,550.00	936.24	1,500.00	9,700.00	37,686.24	37,686.24

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

Legislator Johnson inquired from Treasurer Heard if our unpaid taxes are higher this year. Treasurer Heard stated that they actually are all lower. The Waste/Recycling is down by \$3,000; unpaid school taxes is down \$90,000 which could include a few big parcels being paid and the unpaid school taxes are down by \$11,000. Chairman Callard was amazed at the size of the unpaid school taxes being \$2.4 million and the Villages is \$472,000. He said it is still sizable and we make those entities whole, as required by law, so we are absorbing those taxes.

December 5, 2012
Resolutions 399-407

Legislator Allport moved to adjourn; second by Legislator Rush. Meeting adjourned at 9:12 a.m.

LEGISLATURE MEETING

December 12, 2012

Chairman Callard called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by retiring Jail Chaplain Rev. Moss, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Employee Assistance Program is pleased to announce Janet Cheverie was recognized as Employee of the Month for November 2012. Janet is Coordinator of the Child Support Collections Unit. Staff nominating Janet described her as “a role model for the unit”, “very much a team player”, and “is always courteous, respectful, and caring to everyone.”

Legislator Bower, Chairman of the Public Safety Committee requested Sheriff Hess and Rev. Moss to join him. He presented a Special Recognition Award to recognize Rev. Moss retiring with 25 years of service as the Orleans County Jail Chaplain. Sheriff Hess also presented Rev. Moss with a plaque from the Sheriff’s Office and the Jail Administration for his dedicated support of his Jail ministry. Rev. Moss with gratefulness accepted the awards. He said it is not easy to work with those that are incarcerated. He thanked them all and stated he was proud of what our leaders are doing for Orleans County.

Legislator Smith, Chairman of the Economic Assistance & Opportunity Committee, presented a Special Recognition Award to Debra Sherk for 32 years of service to Orleans County. She retired as an Employment and Training Counselor in the Job Development Agency. She was applauded for her service.

Chairman Callard, on behalf of the Employee Assistance Committee, announced the December 2012 Employee of the Month. This person is an exemplar of what it truly means to be an employee of the month, read Chairman Callard. Susan Heard, Treasurer, nominated this employee for organizing the Red Cross Hurricane Sandy Relief effort for Orleans County Employees to wear jeans and red shirts. She made ribbons for employees to wear who have uniforms. She made this happen. Together Orleans County Employees raised over \$1,500. Departments submitted pictures and were displayed during our Legislature meeting. The EAP committee selected Nadine Hanlon, Clerk of the Legislature, as employee

of the month for recognition in taking the initiative in organizing this relief effort and donating her time in preparing ribbons. Clerk Hanlon was presented a certificate and congratulated by Chairman Callard and the entire room.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through November 2012. Treasurer Heard said that even though it looks good for November, keep in mind that \$3 million has left the General Fund to pay the retirement bill, and \$790,000 left the Nursing Home fund. Also note disbursements grew because \$858,000 was paid in Community College bills with a lot of that going to GCC.

Chairman Callard stated that before he opens the discussion, he wanted to make two announcements. He stated that in his presentation of the State of the County Address he discussed the idea of an Orleans County Historical Museum. Throughout the year he has participated in meetings regarding the same with interested community people. Today he is announcing that Legislator William Eick will be representing the County Legislature in the on-going conceptualization and development of the museum with community leaders and organizations with the intent of determining site location and operational mechanics by year-end 2013.

In order to better serve the museum project Legislator Eick is resigning his position on the Board of Directors of the Orleans County Economic Development Corporation effective December 31, 2012. Chairman Callard also has asked Legislator Bower to move up from the EDA Local Development Corporation into Legislator Eick's board position on the EDA; and Legislator Allport to move into Legislator Bower's board position on the EDA LDC.

Another one of his concerns has been restoring distressed properties to the tax rolls. Chairman Callard has met with the town supervisors and the village mayors throughout the year to discuss strategies of restoring properties to productive uses and to eliminate blight. This year the county has cooperated with the villages to remove a number of distressed properties where there is an opportunity for growth and development. Now the county will be formalizing an agreement with the Orleans County Land Restoration Corporation with the intent of facilitating the effort with a dedicated purpose, structure, and mechanism. The county will continue to have discussions with the local representatives on prospective

opportunities, but the execution of the projects will be handled by the corporation.

Chairman Callard stated that a resolution will be presented to that effect and wanted to thank Village of Holley trustee Ross Gaylord, Albion Village Mayor Theodorakos, and Medina Village Mayor Meier for attending today's meeting.

Chairman Callard opened the floor for discussion. Paul Lauricella, Yates, inquired of Resolution No. 448-1212 asking if this is \$100,000 or if it is \$50,000 going from one account to another. Chairman Callard stated it is \$50,000 going from the Contingency Fund to other contractual expenses which is not an annual thing, it is a new item. Mr. Lauricella suggested instead of spending \$50,000, that possibly someone in this legislative body or someone else in the county can research, for only a couple thousand dollars, through the internet as to what other states or counties are doing to be successful. Mr. Lauricella explained in length his thoughts on spurring economic development. He suggested that we look outside New York State, in states that make things work, referencing Houston, Texas.

Mr. Lauricella also expressed that he has had a hard time understanding why seven republicans voted to raise taxes. He further expressed that cuts need to be made in services that affect a lot of people and therefore more people will be available to complain to the State of New York.

Allen Lofthouse, Kendall, questioned why amounts are not entered in Resolution No. 408-1212. Treasurer Heard explained that amounts are not final until all checks are written. She expressed that she may want to hold a check from being paid. Amounts are entered into the final minutes when the abstract is issued with check numbers and final amount is signed off on, as explained by Clerk Hanlon. Mr. Lofthouse also asked about tax payer costs in Resolution No. 420-1212, and why would we need this program. Mr. Nesbitt explained in detail that we have this program for many reasons which includes using it for counseling services for our workforce, employees in distress, and an alternative to other forms of discipline, with additional reasons. He further explained that we spend money training our employees and this is a helpful tool to address employee relations.

Andrew Meier, Village Mayor of Medina, voiced his support for Resolution No. 444-1212. He thanked the Legislature for their support in

community blight. He said many meetings have been held and have yielded cooperative efforts for demolition of properties using village and county highway crews to save costs. He stated he appreciates the use of the In Rem process to address other blight areas and getting new owners to repair these properties and bring properties back on the tax rolls. Again, he thanked the efforts in the re-investment back into our communities.

Dean Theodorakos, Village Mayor of Albion, echoed Mayor Meier's comments in regard to the support of the county and the ongoing conversations on restorations. He said these are hardcore, abandoned, unproductive properties, off the tax rolls for three years, typically it is a vicious cycle. It then goes to tax sale, pays \$5,000 to purchase and in turn costs \$75,000 to bring properties up to code. These are the properties we need help with therefore the Village of Albion also supports Resolution No. 444-1212.

Paul Lauricella questioned if taxpayers money is going into fixing these properties and then asked if the property will be resold at an auction at a higher price. Chairman Callard indicated that some homes that are so deteriorated that it has a negative impact on the surrounding properties thus lowering the assessed valuation of the neighborhood and are beyond repair therefore should be leveled. We have worked with the villages to eliminate some of those properties, few in number, but they might be potential for commercial investment only after possible remediation. These are unique opportunities but want to set up a mechanism that is easier to handle, this is where the Land Restoration Corporation can help. We are not set up through this legislature to do this on our own so a dedicated corporation can do that for us stated Chairman Callard. Mr. Lauricella questioned with all of the zoning and a state code, once a property is demolished, can it be rebuilt with the setback requirements. Chairman Callard stated that all things need to be considered and a lot of investigative work done to make sure it is a good investment and accept a project. Mr. Lauricella is in favor of putting properties back onto the tax roll.

Legislator Eick reported on the hazardous intersection of Rte. 31 and Salt Works Road. He reported that the Town of Shelby sent a resolution to the State, which this Legislature also supported, for this intersection and asked that it have a no passing zone, with a double strip installed, and a reduced speed zone. He stated with the help of Assemblyman Hawley, NYS DOT finished their study and concluded that they felt a double line and lowered

speed zone would be installed at this intersection by spring. Legislator Eick stated that things can be done if enough pressure is placed on the right people. Mr. Lauricella questioned who would be responsible for maintaining this stripe. Legislator Eick indicated the State Highway would maintain it.

Legislator Eick moved to add four resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption. The following resolutions were presented for adoption:

RESOLUTION NO. 408-1212

AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY

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

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

Fund/Department	Check Number (s):	Amount:
General	2278-2435	\$359,028.00
Highway	101-109; 192-211	\$88,095.72
Nursing Home	1153-1160; 25559- 25602	\$237, 126.42
Job Development	1106-1110	\$3,703.40
Self Insurance	1013-1016, 51276- 51277; 51348-51349	\$23,930.06

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

RESOLUTION NO. 409-1212

APPROVING APPORTIONMENT OF THE 2013 GENERAL COUNTY BUDGET

RESOLVED, that the apportionment of the General County Budget for 2013, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature.

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

RESOLUTION NO. 410-1212

APPROVING ABSTRACT OF 2013 SOLID WASTE/RECYCLING PROGRAM FEES

RESOLVED, that the Abstract of 2013 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature.

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

RESOLUTION NO. 411-1212

APPROVING ABSTRACTS OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3) Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the County and be fixed as the tax rates for the extension of taxes in such districts.

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

RESOLUTION NO. 412-1212

APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; be it

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and be it

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

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

RESOLUTION NO. 413-1212

AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 342-1012 canceled the December 26, 2012 Legislature Meeting; therefore be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of December 26, 2012:

Fund/Department	Check Number (s):	Amount:
General	2447-2619	\$436,425.33
Highway	110-112; 212-220	\$73,483.40
Nursing Home	1161-1170; 25603-25642	\$1,015,194.29
Job Development	1113-1123	\$56,716.91
Self Insurance	No Claims	

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

RESOLUTION NO. 414-1212

APPOINTING COMMISSIONER OF ELECTIONS

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2012; and

WHEREAS, a recommendation has been received from the Orleans County Democrat Committee recommending that Janice Grabowski be reappointed as Commissioner of Elections effective January 1, 2013; therefore, be it

RESOLVED, that this Legislature appoints Janice Grabowski as the Commissioner of Elections for the term of January 1, 2013 through December 31, 2014 at the rate of pay authorized in Resolution No. 336-1012, the adopted 2013-2014 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2013 – June 30, 2013	\$ 17,595
July 1, 2013 – December 31, 2013	17,770
January 1, 2014 – June 30, 2014	17,948
July 1, 2014 – December 31, 2014	18,128

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

RESOLUTION NO. 415-1212

APPOINTING COMMISSIONER OF ELECTIONS

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2012; and

WHEREAS, a recommendation has been received from the Orleans County Republican Committee recommending that Dennis Piedimonte be reappointed as Commissioner of Elections effective January 1, 2013; therefore, be it

RESOLVED, that this Legislature appoints Dennis Piedimonte as the Commissioner of Elections for the term of January 1, 2013 through December 31, 2014 at the rate of pay authorized in Resolution No. 336-1012, the adopted 2013-2014 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2013 – June 30, 2013	\$ 17,595
July 1, 2013 – December 31, 2013	17,770
January 1, 2014 – June 30, 2014	17,948
July 1, 2014 – December 31, 2014	18,128

Moved, Eick; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the County Treasurer to make year end adjustments for the year ending December 31, 2012 upon the recommendation of our independent auditors; seconded by Legislator Bower. The following resolution was approved:

RESOLUTION NO. 416-1212

AUTHORIZING COUNTY TREASURER TO MAKE YEAR END ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2012

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

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

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 417-1212

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ROYAL EMPLOYER SERVICES

RESOLVED, that this Legislature approves a renewal agreement with Royal Employer Services, 430 East Main St., Batavia, NY 14020 for the provision of an Employee Assistance Program, at a cost \$7,416 for the 2013 year, agreement effective from January 1, 2013 through December 31, 2013.

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

RESOLUTION NO. 418-1212

AUTHORIZING ABOLISHING, CREATING, AND FILLING OF POSITIONS IN THE ORLEANS COUNTY PROBATION DEPARTMENT

WHEREAS, with the result of recent resignations and a retirement, the Orleans County Probation Department has a plan for re-organization of personnel; now, therefore be it

RESOLVED, that this Legislature rescinds Resolution No. 341-1012 authorizing filling a Probation Supervisor position; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishment of a vacant full-time Probation Supervisor position (3140.20) in the Probation Department at a Grade 21 of the CSEA Salary Schedule; effective December 13, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of two full time Probation Officer II positions in the Probation Department at a Grade 19 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant positions effective December 13, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishment of each of the two Probation Officer positions upon the filling of each newly created vacant Probation Officer II; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a vacant full time Probation Officer position in the Probation Department at a Grade 18 of the CSEA Salary Schedule effective December 13, 2012.

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

RESOLUTION NO. 419-1212

AUTHORIZING FILLING OF VACANCY IN THE MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Clinic Therapist position (4310.13) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule, effective December 24, 2012.

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

RESOLUTION NO. 420-1212

APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2013

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2013; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2013 as follows:

EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM PLAN

REVENUES:

Commissions/Deposits 2013	\$ 6,200.00
Raffles	200.00
Total	<u>\$ 6,400.00</u>

PROGRAM EXPENDITURES:

GCASA Contract	\$1710.00
Employee of the Month Program	475.00
Summer Picnic	1,000.00
EAP Activity or Purchase	\$2,000.00
Holiday Luncheon	\$1,100.00
Miscellaneous	\$115.00
Total	<u>\$6,400.00</u>

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

RESOLUTION NO. 421-1212

APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Charles Kinsey	Computer Services - Management	1/1/13-12/31/14
Nola Goodrich-Kresse	Health (GCASA Liaison)	1/1/13-12/31/14
Debbie Varley	Social Services – CSEA Representative	1/1/13-12/31/14
Nicole Spohr	Sheriff’s Office – OCSEA Representative	1/1/13-12/31/14
Marc O’Brien	Mental Health - Management	1/1/13-12/31/13

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

RESOLUTION NO. 422-1212

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND
NEW YORK STATE DEPARTMENT OF STATE**

RESOLVED, that this Legislature approves an agreement between the Orleans County Sheriff's Office and New York State Department of State for reimbursement to the County, in the amount of \$22,761, for costs associated with the Enhanced Wireless 911 services incurred from April 1, 2012 through March 31, 2015.

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

RESOLUTION NO. 423-1212

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

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Public Health Department and the following agencies:

3D Delivery/dba Genesee Delivery, 58 Kingsbury Avenue; Batavia, NY 14020 to provide delivery services for the Orleans County Health Department to the Erie County Public Health Lab for water and medical samples. Contract period, January 1, 2013 through December 31, 2013. Reimbursement from State aid.

Erie County Public Health Lab, 503 Kensington Ave. Buffalo, NY 14214 to provide Lab services for the Public Health Nursing division and the Environmental Health water program. Contract option to renew for an additional year for two years. Contract period January 1, 2013 through December 31, 2013. Reimbursement from NYS Water grant, fees and state aid. Count Cost \$0.

Orleans County Sheriff's Department/Animal Control Officer 13925 Rt. 31 West, Suite 200, Albion, NY 14470 to provide Animal Control services for the Orleans County Health Department and its Rabies program.

Contract period January 1, 2013 through December 31, 2017.
Reimbursement from NYS Rabies Grant.

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

RESOLUTION NO. 424-1212

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT AND LABELLA ASSOCIATES, P.C.

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St, Ste 201, Rochester, NY 14614 to provide Consultant Engineering Services for the Replacement of Hulberton Road Bridge over West Branch of Sandy Creek in the Town of Murray; and be it

FURTHER RESOLVED, that this agreement is effective December 1, 2012 through December 31, 2015. NYS Contract #D033855, Pin 4755.42, Bin #2257910, at a cost of \$159,800 with \$127,840 reimbursement and a final County cost of \$31,960.

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

RESOLUTION NO. 425-1212

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND ACM MEDICAL LABORATORY, INC.

RESOLVED, that this Legislature approves the agreement between The Villages of Orleans Health & Rehabilitation Center and ACM Medical Laboratory, Inc., 160 Elmgrove Park, Rochester, NY 14624, for phlebotomy and laboratory services utilizing the Medicare Fee Schedule effective November 27, 2012 through November 26, 2013; and be it

FURTHER RESOLVED, that this Legislature approves this contract to automatically renew for a total of four (4) successive twelve (12) month terms, expiring November 26, 2017, or until either party terminates this agreement per the contract.

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

RESOLUTION NO. 426-1212

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2013 calendar year:

Friends of Mental Health in Orleans County, 20 S. Main St, Albion, NY 14411, providing Mental Health Association advocacy services and drop-in center at a cost of \$63,663. County cost is 0.

John G. Amos, Ph.D., 9 Woodrose Dr, Webster, NY 14580, providing services as Consulting Psychologist for 14 on-site hours per week at an hourly rate of \$115.21. County cost is \$5,420.

Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Ct, Hoboken, NJ 07030, for contract services to be performed by Anthony Racaniello, MD as Staff Psychiatrist for an average of 50 on-site hours per month at an hourly rate of \$132.48. County cost is \$5,564.

Tulio Ortega, MD, 2 Featherstone Ct, Pittsford, NY 14534, providing services as Medical Director for an average of 11 on-site hours per week at an hourly rate of \$136.45. County cost is \$5,043.

Orleans County Attorney, PO Box 606, Medina, NY 14103, providing attorney services as needed for matters requiring counsel at a cost of \$7,500. County cost is \$525.

Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, NY 14032-9001, providing services as Staff Psychiatrist for an average of 20 hours per month at an hourly rate of \$185.00, which includes on-site time and time away from the department while conducting department evaluations. County cost is \$41,292.

Ann P. Burbank, NPP, 32 Park View Dr, Pittsford, NY 14534, providing services as a Psychiatric Nurse Practitioner for up to 384 hours for the

duration of this 12-month contract at an hourly rate of \$97.93. County cost is \$2,632.

Kashinath B. Patil, MD, 490 Ridge Rd, Rochester, NY 14621, providing services as a Staff Psychiatrist for up to 240 hours for the duration of this 12-month contract at an hourly rate of \$132.48. County cost is \$2,226.

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

RESOLUTION NO. 427-1212

APPROVING GRANT AWARD AND AGREEMENT BETWEEN PROBATION AND THE OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES THROUGH THE DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, the Governor's Traffic Safety Council is providing the Division of Criminal Justice Services (Office of Probation) a third year funding opportunity to support supervision of Leandra's Law provisions; therefore be it

RESOLVED, that this Legislature accepts the Governor's Traffic Safety Committee Ignition Interlock Device Monitoring Project Award under contract number T523683; and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Probation Department to approve an agreement with the State of New York Division of Criminal Justice/Governor's Traffic Safety Council to continue to implement and supervise an Ignition Interlock Device Monitoring Program, which is a state mandated program, and will be reimbursed \$114.66 per case up to a maximum of \$11,131 (Increase of \$2,217) for Leandra's Law Ignition Interlock Device (IID) cases effective October 1, 2012 through September 30, 2013.

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

RESOLUTION NO. 428-1212

**AUTHORIZING EXPENDING STATE HOMELAND SECURITY
GRANT FUNDS IN EMERGENCY MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP Grant funds for the purchase of an 96kw generator and trailer at a cost of \$36,117.50 with an additional \$4,194.30 for hardware as required to utilize this equipment, said expenses to be paid from NY State Homeland Security Grant funds FY 2009, 2010, and 2011 per the approved work plans; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

Revenue

A4309.2009	State Homeland Security Grant Program FY2009	\$ 4,725.76
A4309.2010	State Homeland Security Grant Program FY2010	\$ 14,311.04
A4309.2011	State Homeland Security Grant Program FY2011	\$ 21,275.00

Appropriation

3640.486.2009	Grant SHSP FY2009	\$ 4,725.76
3640.486.2010	Grant SHSP FY2010	\$14,311.04
3640.486.2011	Grant SHSP FY2011	\$ 21,275.00

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 429-1212

**AUTHORIZING PAYMENT TO TROTT COMMUNICATIONS
GROUP FOR ENGINEERING SERVICES**

WHEREAS, Trott Communications Group invoices not covered by Resolution No. 34-112 for services are included in the settlement with Sprint and EFJ, said funds set up as new revenue in Resolution No. 396-1112 Emergency Management Budget, 3640.418 Other Contractual; be it

RESOLVED, that this Legislature authorizes the payment of Trott Communications Group invoices totaling \$46,152.28; to be paid from A3640.418 - Other Contractual.

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

RESOLUTION NO. 430-1212

AUTHORING FILLING VACANCY IN THE OFFICE FOR THE AGING

RESOLVED, as a result of a retirement, this Legislature authorizes filling a permanent full time Caseworker position (6772.29) at the Office for the Aging at grade 16 of the CSEA Salary Schedule effective December 26, 2012.

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

RESOLUTION NO. 431-1212

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE OFFICE FOR THE AGING DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Personal Care Aide position (6772.29) in the Office for the Aging Department at Grade 4 of the CSEA Salary Schedule, effective December 31, 2012; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a part-time Personal Care Aide position in the Office for the Aging Department, at Grade 4 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position, effective January 2, 2013.

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

RESOLUTION NO. 432-1212

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND MEDICAL ANSWERING SERVICES

RESOLVED, that this Legislature does hereby approve a renewal agreement between the Orleans County Department of Social Services and Medical Answering Services, Syracuse, NY for the provision of scheduling of non-emergency Medicaid transportation; to be effective January 1, 2013 through December 31, 2013 at a cost not to exceed \$42,000. County cost is \$0.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

RESOLUTION NO. 433-1212

AUTHORIZING AN AGREEMENT FOR A SHARED DIRECTOR OF PATIENT SERVICES FOR PUBLIC HEALTH BETWEEN ORLEANS AND GENESEE COUNTIES

WHEREAS, Orleans and Genesee County are committed to providing essential Public Health Services to their County residents; and

WHEREAS, Resolution No. 319-912 adopted on September 26, 2012, did authorize an inter-municipal agreement between the Orleans County and Genesee County Legislature and supported by Orleans and Genesee Boards of Health to provide a Shared Public Health Director and Environmental Health Director/Deputy Public Health Director effective through December 31, 2014; and

WHEREAS, the sharing of a Director of Patient Services will further expand the sharing of public health services and cost savings to Orleans County; be it

RESOLVED, that the Orleans County Legislature hereby approves an agreement with the Genesee County Legislature, Orleans County Board of Health, and the Genesee County Board of Health for the provision of providing a Shared Director of Patient Services effective January 1, 2013 through December 31, 2013; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute this agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

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

RESOLUTION NO. 434-1212

AUTHORIZING THE TREASURER TO TRANSFER FUNDS WITHIN THE PROBATION DEPARTMENT BUDGET

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Probation Department budget to cover the cost of needed safety equipment as follows:

<u>From:</u>		
A3140.100	Personal Services	\$1,120.89
 <u>To:</u>		
A3140.251	Safety Account	\$1,120.89

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

RESOLUTION NO. 435-1212

APPROVING AGREEMENT BETWEEN THE OFFICES OF DISTRICT ATTORNEY AND ORLEANS COUNTY ATTORNEY

WHEREAS, Resolution No. 409-1007 authorized the District Attorney to handle and prosecute juvenile delinquency proceedings and further authorized an agreement between the offices of the County Attorney and District Attorney; be it

RESOLVED, that this Legislature approves a renewal agreement between the offices of County Attorney and District Attorney for attorney and staff services in handling juvenile delinquency proceedings in the amount of \$10,600 per year for the 2012 and 2013 calendar years.

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

Legislator Johnson moved to authorize salary scheduled for Management, certain Part-time and Unclassified Employees and would like the Voting Machine Technicians removed from this resolution; seconded by Legislator Bower. The following resolution was adopted:

RESOLUTION NO. 436-1212

**AUTHORIZING SALARY SCHEDULES FOR MANAGEMENT,
CERTAIN PART-TIME AND UNCLASSIFIED EMPLOYEES**

WHEREAS, the Orleans County Legislature aproved the 2013/2014 Management Compensation Plan by passing Resolution No. 336-1012; now, be it

RESOLVED, that employees are also authorized to receive any increments they are entitled to under the plan; and be it

FURTHER RESOLVED, that the following salaries, effective January 1, 2013, are authorized for certain part-time and unclassified employees:

<u>Annual:</u>	<u>1/1/13-6/30/13</u>	<u>7/1/13-12/31/13</u>
County Historian	\$8,053	\$8,134
Deputy Budget Officer	4,354	4,397
Deputy Fire Coordinator	1,516	1,531
Fire Investigator	1,516	1,531
Parole Denial Attorney	20,242	20,445
Insurance Program Assistant	2,245	2,267
Corporate Compliance Officer	2,664	2,691
Administrative Assistant – MFCTF	2,601	2,627
Coroner (*)	1,765	1,783

*Plus \$100 per case

Director of Computer Services	75,368	76,122
IT Operations Analyst I	54,465	55,009

<u>Daily:</u>		
Examination Monitor (Full Day)	112.64	113.76

Examination Monitor (Half Day)	56.33	56.89
<u>Hourly</u>		
Animal Control Officer	13.25	13.38
Fuel Farm Manager	26.08	26.35
Medical Director (Jail & N.H.)	90.50	91.40

and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$16,424 for 2013; with the remaining members of the Legislature to be paid an annual salary of \$10,948 each.

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

Chairman Callard stated that this Board will move on the Voting Machine Technicians at the next meeting with a corrected amount.

RESOLUTION NO. 437-1212

RE-APPOINTING REPRESENTATIVE TO THE OPEN SPACE REGIONAL ADVISORY COMMITTEE

RESOLVED, that this Legislature re-appoints Wayne Hale, Director of Planning as the Orleans County representative on the Region 8 Open Space Advisory Committee effective through December 31, 2013.

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

RESOLUTION NO. 438-1212

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

WHEREAS, Resolution 125-310 approved a five-year agreement between the Sheriff's Department and the New York State Unified Court System to reimburse the county for security personnel in the courthouse; now, therefore be it

RESOLVED, that this Legislature approves a one year renewal with the New York State Unified Court System, for contract no. C200438, with a maximum reimbursement of \$278,000 for the term of April 1, 2012 through March 31, 2013.

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

RESOLUTION NO. 439-1212

AUTHORIZATION TO PARTICIPATE AND ACCEPT GRANT FROM THE NEW YORK STATE OFFICE FOR THE AGING FOR A SYSTEM INTEGRATION GRANT

RESOLVED, that this Legislature authorizes the Director of the Orleans County Office for the Aging to participate in a System Integration grant in the amount of \$36,800 from New York State Office for the Aging, to create a more coordinated system that will inter-connect existing programs and services. NY Connects programs will screen for cognitive impairment, provide Information and Assistance, make appropriate referrals and linkages, and/or offer Options Counseling on the full range of home and community based services; with the grant to run from April 4, 2012 through September 30, 2014. County Cost \$0.

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

RESOLUTION NO. 440-1212

APPROVING RENEWAL AGREEMENT BETWEEN ORLEANS COUNTY AND MODERN DISPOSAL SERVICES FOR SOLID WASTE AND RECYCLING

WHEREAS, Resolution No. 295-810 awarded the bid to Modern Disposal Services for solid waste and recycling services in Orleans County; be it

RESOLVED, that this Legislature renews the solid waste and recycling services agreement with Modern Disposal Services, Inc, 4746 Model City Rd., Model City, NY 14107-0209 effective January 1, 2013

through December 31, 2014, with County option to renew for two additional two-year periods.

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

RESOLUTION NO. 441-1212

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

RESOLVED, that this Legislature hereby abolishes a full-time Employment Representative position (6210.10) in the Job Development Agency effective November 29, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Employment and Training Counselor in the Job Development Agency at Grade 15 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes filling this newly created position effective December 13, 2012.

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

RESOLUTION NO. 442-1212

**APPROVING LEASE AGREEMENTS BETWEEN SHERIFF'S OFFICE
AND ALLY FINANCIAL**

RESOLVED, that this Legislature authorizes a three-year lease agreement between the Sheriff's Office and Ally Financial, 2911 Lake Vista Dr, Lewisville, TX 75067, for two (2) leased 2013 Chevrolet Tahoe SSV equipped for Road Patrol, (App #:1012927521 & 1012927514), in annual payments of \$27,169.93 to be paid for in 2012, 2013 and 2014 from budget account A3110.270, Sheriff – Capital Equipment; and be it

FURTHER RESOLVED, that this Legislature authorizes a four-year lease agreement between the Sheriff's Office and Ally Financial, 2911 Lake Vista Dr, Lewisville, TX 75067, for two (2) leased 2013 Chevrolet Tahoe SSV equipped for Investigation, (App #:1012917053 &

1012927525), in annual payment of \$18,059.18 to be paid for in 2012, 2013, 2014 and 2015 from budget account A3110.270, Sheriff – Capital Equipment.

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

RESOLUTION NO. 443-1212

AUTHORIZING EXPENDING GRANT FUNDS IN SHERIFF'S OFFICE

RESOLVED, that this Legislature authorizes the Orleans County Sheriff's Office to purchase a 2013 Chevrolet Tahoe, from Joe Basil Chevrolet, Inc, 5111 Transit Rd, Depew, NY 14043 to aid in securing the Lake Ontario Boarder, at a cost of \$37,226, subject to available Stonegarden grant funding through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants at no County cost.

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

RESOLUTION NO. 444-1212

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ORLEANS COUNTY LAND RESTORATION CORPORATION AND AUTHORIZING TREASURER TO TRANSFER FUNDS INTO THE PLANNING DEPARTMENT BUDGET

WHEREAS, the County of Orleans Industrial Development Agency has created the Orleans Land Restoration Corporation for the purpose of restoring distressed property to the tax rolls; and

WHEREAS, the Orleans County Legislature has had numerous ongoing discussions with Village and Town officials regarding the decay of environmentally and financially distressed property relating to strategies of restoring these properties to productive uses and the elimination of blight; and

RESOLUTION NO. 446-1212

APPROVING APPORTIONMENT OF 2013 SALES TAX TO TOWNS AND VILLAGES

RESOLVED, that the apportionment of the 2013 Sales Tax to Towns and Villages as presented below by the Clerk of the Legislature in the foregoing warrants be, and hereby is approved by this Legislature.

2013 Sales Tax Apportioned to Towns and Villages

Town	Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$269,873.14	58.59%	\$158,118.67	\$111,754.47
Barre	\$64,536.27			
Carlton	\$95,418.07			
Clarendon	\$116,260.89			
Gaines	\$107,656.06	20.75%	\$22,338.63	\$85,317.43
Kendall	\$86,813.23			
Murray	\$158,966.37	29.94%	\$47,594.53	\$111,371.84
Ridgeway	\$216,076.99	42.85%	\$92,588.99	\$123,488.00
Shelby	\$169,515.26	40.35%	\$68,399.41	\$101,115.85
Yates	\$81,554.72	19.16%	\$15,625.88	\$65,928.84
Totals	\$1,366,671		\$404,666.11	\$598,976.43

The percentage due to the village is determined by dividing the village taxable value by the town taxable value

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

Legislator Eick moved to approve the renewal agreement between the Villages of Orleans Health and Rehabilitation Center and Gillick Advisors, LLC. Legislator Eick added that Bill Gillick is our administrator at the Villages and is doing an outstanding job and we want

to keep him on for additional year. Legislator Bower seconded the motion adding that Mr. Gillick is doing a marvelous job and has been a pleasure to work with him over the last few years. The following resolution was adopted:

RESOLUTION NO. 447-1212

APPROVING RENEWAL AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND GILICK ADVISORS, LLC.

WHEREAS, this Legislature wishes to provide consistent leadership for the Villages of Orleans to allow for program development and more thorough planning; and

WHEREAS, the Orleans County Legislature desires to continue the successful relationship the county has experienced with Mr. Gillick managing the Villages of Orleans; and

WHEREAS, this Legislature wishes to express confidence in Mr. Gillick's leadership, as well as his programmatic and financial expertise as a nursing home administrator; therefore be it

RESOLVED, that this Legislature approves authorizes renewing a contract with Mr. Gillick's company Gillick Advisors for one year at the existing compensation, subject to the County Attorney's approval, effective October 1, 2012.

Moved, Eick; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to set up funds in the Planning Department for Engineering and Planning Studies for the purposes of Economic Development which has been discussed previously; seconded by Legislator Rush. Legislator Johnson moved to amend this resolution to release \$20,000 of the \$50,000 right now to the EDA for shovel ready industrial site engineering where it is desperately needed and reserve the \$30,000 that stated for when they can mutually agree upon a study. Legislator Rush seconded the motion to amend. Chairman Callard stated that the difficulty he has with this is that what dollar amount would be established for this purpose. Legislator Allport asked what study the

\$20,000 would be for. Legislator Johnson indicated for Keppler and it would be the least amount but it would get them ready. Chairman Callard stated that he would table this because he felt they were not prepared to make the decision at this time and it will be reviewed at the next meeting. Members of the Board questioned if this is tabled and Chairman Callard indicated because of it being a financial matter it will be tabled to the next meeting. No further voting action was taken.

The following resolution was presented for adoption:

RESOLUTION NO. 448-1212

APPROVING APPOINTMENTS TO THE INDUSTRIAL DEVELOPMENT AGENCY AND LOCAL DEVELOPMENT CORPORATION BOARD

WHEREAS, Legislator William Eick is resigning his position on the IDA Board to assume a role as the Orleans County representative working with local leaders and community organization on a project to establish a Museum dedicated to the history of Orleans County; and

WHEREAS, Legislator George Bower is resigning his position on the Board of the Local Development Corporation to accept an appointment to the IDA Board; now, therefore be it

RESOLVED, that this Legislature approves the appointment of George Bower to the Industrial Development Agency Board effective January 1, 2013 through December 31, 2013; and be it

FURTHER RESOLVED, that this Legislature approves the appointment of Donald Allport to the Local Development Corporation Board effective January 1, 2013 through December 31, 2013.

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

Legislator Smith moved to adjourn; second by Legislator Allport.
Meeting adjourned at 5:24 p.m.

Apportionment of 2013 Orleans County Tax Levy
2012 Final Equalization Rates

Town	Adjusted Taxable Value*	Taxable Value	Equal Rate	Value for Apportionment	Portion of Total Levy	Omitted Tax	NYS Mandates		Nursing Home		General County Services		Total Amt. of 2013 Tax Levy
							Amt. of 2013	Tax Levy	Amt. of 2013	Tax Levy	Amt. of 2013	Tax Levy	
Albion	204,268,173	209,332,998	100%	204,268,173	0.124822		1,738,488.69	\$ 152,458.13	\$ 43,369.42	\$ 103,235.91	\$ 1,944,205.74	\$	1,944,205.74
Barre	86,514,917	84,964,878	100%	86,514,917	0.033669		735,945.38	\$ 43,369.42	\$ 43,369.42	\$ 43,716.51	\$	\$	823,026.45
Carlton	193,744,212	189,963,687	100%	193,744,212	0.117726	\$ 931.71	1,648,118.29	\$ 97,123.95	\$ 97,123.95	\$ 97,807.81	\$	\$	1,843,429.96
Charleston	154,571,620	151,967,987	100%	154,571,620	0.092923		1,314,895.48	\$ 77,488.47	\$ 77,488.47	\$ 78,095.89	\$	\$	1,470,467.83
Genesee	112,894,374	110,754,934	100%	112,894,374	0.068659		967,189.29	\$ 56,543.68	\$ 56,543.68	\$ 57,088.18	\$	\$	1,074,822.13
Kanawha	154,704,917	151,878,820	100%	154,704,917	0.094004		1,316,919.43	\$ 77,553.39	\$ 77,553.39	\$ 78,162.24	\$	\$	1,471,726.87
Murray	178,753,126	174,264,070	100%	178,753,126	0.108817		1,620,686.75	\$ 89,698.63	\$ 89,698.63	\$ 90,313.78	\$	\$	1,760,318.96
Ridgeway	225,122,448	219,623,968	100%	225,122,448	0.136792	\$ 4,672.87	1,915,034.79	\$ 112,833.49	\$ 112,833.49	\$ 113,746.96	\$	\$	2,141,629.15
Shelby	180,791,231	177,662,467	100%	180,791,231	0.108655		1,537,837.27	\$ 77,286.22	\$ 77,286.22	\$ 77,898.61	\$	\$	1,718,906.81
Yates	154,169,398	152,073,528	100%	154,169,398	0.093673		1,311,385.56	\$ 77,286.22	\$ 77,286.22	\$ 77,898.61	\$	\$	1,466,552.79
Totals	1,845,734,317	1,812,105,434		1,845,734,317	1.000000	\$ 5,904.58	13,969,811.00	\$ 825,000.00	\$ 825,000.00	\$ 831,488.42	\$	\$	15,961,164.00

1.000000 \$ 13,969,811.00 \$ 825,000.00 \$ 836,483.00

NYS Mandates Nursing Home General County
Tax Rate **8.684054 0.511753 0.515778**

Total Levy \$15,961,104.00

Total Rate 9.71

SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2013

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
ALBION				
General	\$ 676,064.00	\$ 219,800.00	\$ 59,459.00	\$ 396,805.00
General Outside Village	\$ 113,956.00	\$ 113,956.00	\$ -	\$ -
Highway Townwide	\$ 340,079.00	\$ 161,900.00	\$ -	\$ 178,179.00
Highway Outside Village	\$ 248,195.00	\$ 127,128.00	\$ -	\$ 121,067.00
Fire District	\$ 103,774.00		\$ 1,000.00	\$ 102,774.00
Water District #1	\$ 69,708.00	\$ 51,708.00	\$ -	\$ 18,000.00
Water District #2	\$ 31,372.00	\$ 28,195.00	\$ 3,177.00	\$ -
Water District #3	\$ 131,750.00	\$ 57,750.00	\$ -	\$ 74,000.00
Water District #4	\$ 65,271.00	\$ 30,650.00	\$ 6,052.00	\$ 28,569.00
Water District #5	\$ 110,248.00	\$ 39,850.00	\$ 9,706.00	\$ 60,692.00
Water District #6	\$ 30,413.00	\$ 6,500.00	\$ 2,393.00	\$ 21,520.00
Water District #7	\$ 11,794.00	\$ 1,875.00	\$ 2,559.00	\$ 7,360.00
Water District #8	\$ 22,609.00	\$ 4,300.00	\$ 3,309.00	\$ 15,000.00
Water District #9	\$ 19,960.00	\$ 10,000.00	\$ -	\$ 9,960.00
Sewer District #1	\$ 69,003.00	\$ 17,728.00	\$ 510.00	\$ 50,765.00
TOTALS	\$2,044,196.00	\$ 871,340.00	\$ 88,165.00	\$ 1,084,691.00
BARRE				
General	\$ 412,677.00	\$ 141,424.00	\$ 57,824.00	\$ 213,429.00
Highway Townwide	\$ 892,922.00	\$ 253,090.00	\$ 51,767.00	\$ 588,065.00
Barre Fire District	\$ 112,200.00			\$ 112,200.00
Water District #1	\$ 203,922.00	\$ 195,420.00	\$ 8,502.00	\$ -
Water District #2	\$ 15,122.00	\$ 13,080.00	\$ 2,042.00	\$ -
Water District #3	\$ 16,322.00	\$ 15,570.00	\$ 752.00	\$ -
Water District #4	\$ 18,066.00	\$ 18,020.00	\$ 46.00	\$ -
Water District #5	\$ 29,652.00	\$ 29,652.00	\$ -	\$ -
WD#1 Debt Service	\$ 24,254.00	\$ -	\$ -	\$ 24,254.00
WD#2 Debt Service	\$ 12,550.00	\$ -	\$ -	\$ 12,550.00
WD#3 Debt Service	\$ 11,365.00	\$ -	\$ -	\$ 11,365.00

WD#4 Debt Service	\$ 16,214.00		\$ -	\$ 16,214.00
WD#5 Debt Service	\$ 37,236.00	\$ -	\$ -	\$ 37,236.00
TOTALS	\$1,802,502.00	\$ 666,256.00	\$ 20,933.00	\$ 1,015,313.00

CARLTON

General	\$ 446,643.00	\$ 199,180.00	\$ 50,000.00	\$ 197,463.00
Highway Townwide	\$1,077,858.00	\$ 374,300.00	\$ 40,000.00	\$ 663,558.00
Light District 1	\$ 7,500.00			\$ 7,500.00
Light District 2	\$ 10,200.00			\$ 10,200.00
Carlton Water District	\$ 595,090.00	\$ 270,500.00		\$ 324,590.00
Carlton Fire District	\$ 113,615.00			\$ 113,615.00
TOTALS	\$2,250,906.00	\$ 843,980.00	\$ 90,000.00	\$ 1,316,926.00

CLARENDON

General	\$ 655,365.00	\$ 216,300.00	\$ 70,000.00	\$ 369,065.00
Highway Fund Townwide	\$ 691,800.00	\$ 255,250.00	\$ 50,000.00	\$ 386,550.00
Water District No. 1	\$ 61,615.00	\$ 61,615.00		\$ -
Water District No.2	\$ 70,333.00	\$ 22,980.00		\$ 47,353.00
Water District No. 3	\$ 108,853.00	\$ 30,600.00	\$ 2,000.00	\$ 76,253.00
Water District No. 4	\$ 84,573.00	\$ 24,662.00	\$ -	\$ 59,911.00
Water District No. 5	\$ 27,973.00	\$ 9,150.00		\$ 18,823.00
Water District No. 6	\$ 41,256.00	\$ 12,110.00		\$ 29,146.00
Water District No. 7	\$ 59,147.00	\$ 15,250.00	\$ -	\$ 43,897.00
Water District No. 8	\$ 13,388.00	\$ 3,635.00		\$ 9,753.00
Water District No. 9	\$ 10,332.00	\$ 2,705.00		\$ 7,627.00
Water District No. 10	\$ 74,564.00	\$ 11,112.00		\$ 63,452.00
Fire District	\$ 165,774.00			\$ 165,774.00
TOTALS	\$2,064,973.00	\$ 665,369.00	\$122,000.00	\$ 1,277,604.00

GAINES

General	\$ 436,320.00	\$ 100,250.00	\$ 56,570.00	\$ 279,500.00
General Outside Village	\$ 39,221.00	\$ 3,450.00	\$ 6,021.00	\$ 29,750.00
Highway Townwide	\$ 296,370.00	\$ 109,058.00	\$ -	\$ 187,312.00
Highway Outside Village	\$ 203,390.00	\$ 123,000.00	\$ 6,070.00	\$ 74,320.00

Water District No. 1	\$ 88,427.00	\$ 88,427.00	\$ -	\$ -
Water District No.2	\$ 28,728.00	\$ 16,071.00	\$ -	\$ 12,657.00
Water District No. 3	\$ 25,869.00	\$ 14,586.00		\$ 11,283.00
Water District No. 4	\$ 65,390.00	\$ 40,200.00	\$ 7,765.00	\$ 17,425.00
Water District No. 5	\$ 55,983.00	\$ 50,668.00		\$ 5,315.00
Water District No. 6	\$ 12,002.00	\$ 2,015.00	\$ 1,536.00	\$ 8,451.00
Water District No. 7	\$ 16,697.00	\$ 4,789.00	\$ -	\$ 11,908.00
Water District No. 8	\$ 16,459.00	\$ 7,989.00	\$ -	\$ 8,470.00
Water District No. 9	\$ 13,162.00	\$ 5,165.00	\$ 1,052.00	\$ 6,945.00
Water District No. 10	\$ 11,420.00	\$ 1,500.00	\$ -	\$ 9,920.00
Fire District	\$ 32,209.00			\$ 32,209.00
TOTALS	\$1,341,647.00	\$ 567,168.00	\$ 79,014.00	\$ 695,465.00

KENDALL

General	\$ 501,629.00	\$ 174,035.00	\$ 60,755.00	\$ 266,839.00
Highway	\$ 649,825.00	\$ 244,004.00		\$ 405,821.00
Library	\$ 2,000.00	\$ 1,730.00	\$ 270.00	\$ -
Water District No.1	\$ 4,503.00	\$ 20.00	\$ 500.00	\$ 3,983.00
Water District No.2	\$ 16,691.00	\$ 12.00	\$ 500.00	\$ 16,179.00
Water District No.3	\$ 21,702.00	\$ 30.00	\$ 500.00	\$ 21,172.00
Water District No. 4	\$ 71,804.00	\$ -	\$ -	\$ 71,804.00
Water District No. 5	\$ 34,840.00	\$ 15,858.00	\$ 500.00	\$ 18,482.00
Water District No. 6	\$ 19,841.00	\$ 6,200.00		\$ 13,641.00
Light District No. 1	\$ 5,700.00	\$ -		\$ 5,700.00
Light District No. 2	\$ 3,385.00	\$ -		\$ 3,385.00
Light District No. 3	\$ 1,975.00	\$ -		\$ 1,975.00
Fire District No. 1	\$ 162,000.00	\$ 500.00	\$ 1,000.00	\$ 160,500.00
Fire District No. 2				\$ 73,708.00
TOTALS	\$1,495,895.00	\$ 442,389.00	\$ 64,025.00	\$ 1,063,189.00

MURRAY

General	\$ 491,421.00	\$ 154,800.00	\$104,422.00	\$ 232,199.00
General Outside Village	\$ 58,858.00	\$ 19,550.00	\$ 7,091.00	\$ 32,217.00
Highway Townwide	\$ 381,044.00	\$ 161,580.00	\$ 24,440.00	\$ 195,024.00

Highway Outside Village	\$ 352,243.00	\$ 146,540.00	\$ 21,408.00	\$ 184,295.00
Light District No. 1 (Fancher)	\$ 2,800.00		\$ 400.00	\$ 2,400.00
Light Dist. #2 (Hulberton)	\$ 3,820.00		\$ 500.00	\$ 3,320.00
Light Dist. #3 (Brockville)	\$ 1,500.00		\$ 300.00	\$ 1,200.00
Murray Fire District	\$ 63,562.00		\$ 500.00	\$ 63,062.00
FHM Fire District	\$ 103,723.00		\$ -	\$ 103,723.00
Water District No. 1	\$ 18,723.00	\$ 9,050.00	\$ 4,673.00	\$ 5,000.00
Water District No. 2	\$ 120,534.00	\$ 69,290.00	\$ 20,244.00	\$ 31,000.00
Water District No. 3	\$ 52,109.00	\$ 21,175.00	\$ 8,352.00	\$ 22,582.00
Water District No. 4	\$ 13,177.00	\$ 4,855.00	\$ 2,322.00	\$ 6,000.00
Water District No. 5	\$ 7,147.00	\$ 1,900.00	\$ 947.00	\$ 4,300.00
Water District No. 6	\$ 76,851.00	\$ 46,250.00	\$ 18,601.00	\$ 12,000.00
Water District No. 7	\$ 40,340.00	\$ 15,030.00	\$ 5,810.00	\$ 19,500.00
Water District No. 8	\$ 27,038.00	\$ 9,760.00	\$ 838.00	\$ 16,440.00
Water District No. 9	\$ 15,184.00	\$ 8,000.00	\$ 684.00	\$ 6,500.00
Water District No. 10	\$ 12,014.00	\$ 5,014.00	\$ -	\$ 7,000.00
Water District No. 11	\$ 153,005.00	\$ 37,280.00	\$ 12,671.00	\$ 103,054.00
Water District No. 12	\$ 16,191.00	\$ 3,300.00	\$ 891.00	\$ 12,000.00
Water District No. 13	\$ 26,103.00	\$ 4,000.00	\$ 2,902.00	\$ 19,201.00
Water District No. 14	\$ 5,393.00	\$ 1,400.00	\$ 93.00	\$ 3,900.00
Water District No. 20	\$ 5,125.00	\$ 4,900.00	\$ 225.00	\$ -
TOTALS	\$2,047,905.00	\$ 723,674.00	\$238,314.00	\$ 1,085,917.00

RIDGEWAY

General	\$ 649,413.00	\$ 247,052.00	\$ 85,333.00	\$ 317,028.00
General Outside Village	\$ 86,292.00	\$ 33,120.00	\$ 4,533.00	\$ 48,639.00
Highway Townwide	\$ 560,038.00	\$ 155,500.00	\$ 51,538.00	\$ 353,000.00
Highway Outside Village	\$ 381,239.00	\$ 199,150.00	\$ (1,511.00)	\$ 183,600.00
Fire Protection District	\$ 180,470.00	\$ 1.00	\$ (1.00)	\$ 180,470.00
Knowlesville Light District	\$ 3,000.00	\$ 10.00	\$ (10.00)	\$ 3,000.00
Knowlesville Sewer District	\$ 35,151.00	\$ 20.00	\$ 8,611.00	\$ 26,520.00
Water Debt Service 31E				\$ 10,400.00
Water Debt Service 269				\$ 8,781.50
Water #2 Debt Service				\$ 18,890.00

Water #3 Debt Service				\$ 32,258.00
Water #4 Debt Service				\$ 71,913.50
Water #5 Debt Service				\$ 26,363.63
Water #6 Debt Service				\$ 13,887.88
Water #7 Debt Service				\$ 5,462.50
Water #8 Debt Service				\$ 9,760.00
Water #9 Debt Service				\$ 6,350.00
Water #10 Debt Service				\$ 11,162.63
Total Water Improvement Areas	\$ 468,403.64	\$ 160,600.00	\$ 92,574.00	\$ 215,229.64
TOTALS	\$2,364,006.64	\$ 795,453.00	\$241,067.00	\$ 1,327,486.64

SHELBY

General	\$ 928,096.00	\$ 271,625.00	\$261,453.00	\$ 395,018.00
General Outside Village	\$ 82,498.00	\$ 63,717.00	\$ -	\$ 18,781.00
Highway Townwide	\$ 498,897.00	\$ 168,700.00	\$129,220.00	\$ 200,977.00
Highway Outside Village	\$ 455,852.00	\$ 181,049.00	\$ 13,177.00	\$ 261,626.00
Shelby Center Light	\$ 3,000.00	\$ -	\$ 450.00	\$ 2,550.00
Millville Light	\$ 1,500.00	\$ -	\$ 200.00	\$ 1,300.00
Shelby Fire Co.	\$ 229,118.00			\$ 229,118.00
Cemetery	\$ 10,000.00	\$ 9,200.00	\$ 800.00	\$ -
Water District No. 1	\$ 48,761.00	\$ 48,761.00		\$ -
Water District No. 2	\$ 18,573.00	\$ 18,573.00		\$ -
Water District No. 3	\$ 40,717.00	\$ 40,717.00		\$ -
Water District No. 4-A	\$ 31,954.00	\$ 31,954.00		\$ -
Water District No. 4-B	\$ 31,803.00	\$ 31,803.00		\$ -
Water District No. 5	\$ 2,638.00	\$ 2,638.00		\$ -
Water District No. 6	\$ 39,417.00	\$ 39,417.00		\$ -
Water District No. 7	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 8	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 9	\$ 39,417.00	\$ 39,417.00		\$ -
TOTALS	\$2,551,019.00	\$1,036,349.00	\$405,300.00	\$ 1,109,370.00

YATES

General	\$ 421,189.00	\$ 82,600.00	\$ 81,050.00	\$ 257,539.00
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General Outside Village	\$ 27,375.00	\$ 3,800.00	\$ 8,750.00	\$ 14,825.00
Highway Townwide	\$ 377,600.00	\$ 235,500.00	\$ 35,600.00	\$ 106,500.00
Highway Outside Village	\$ 398,600.00	\$ 133,000.00	\$ 42,800.00	\$ 222,800.00
Fire Protection District	\$ 78,800.00		\$ -	\$ 78,800.00
Water District No. 2	\$ 50,800.00	\$ 50,800.00		\$ -
Water District No. 4	\$ 324,880.00	\$ 108,600.00	\$ 40,970.00	\$ 175,310.00
TOTALS	\$1,679,244.00	\$ 614,300.00	\$209,170.00	\$ 855,774.00

SALARIES OF TOWN OFFICERS - 2013

TOWN	SUPERVISOR	HIGHWAY SUPER.	TOWN CLERK	JUSTICES	COUNCILMEN
Albion	\$ 5,582.00	\$ 52,172.00	\$ 33,900.00	\$ 16,000.00	\$ 3,596.00
Barre	\$ 7,320.00	\$ 60,000.00	\$ 27,030.00	\$ 7,500.00	\$ 2,200.00
Carlton	\$ 9,743.00	\$ 43,910.00	\$ 33,709.00	\$ 9,167.00	\$ 3,059.50
Clarendon	\$ 10,000.00	\$ 55,390.00	\$ 34,043.00	\$ 13,000.00	\$ 3,658.00
Gaines	\$ 5,500.00	\$ 48,023.00	\$ 23,667.00	\$ 14,000.00	\$ 2,800.00
Kendall	\$ 8,400.00	\$ 48,650.00	\$ 26,000.00	\$8100/\$7350	\$ 3,120.00
Murray	\$ 8,000.00	\$ 58,500.00	\$ 27,592.00	\$ 11,703.00	\$ 3,200.00
Ridgeway	\$ 9,882.00	\$ 50,428.00	\$ 33,000.00	\$ 25,000.00	\$ 3,560.00
Shelby	\$ 9,624.00	\$ 60,833.00	\$ 28,683.00	\$ 20,400.00	\$ 4,259.00
Yates	\$ 8,000.00	\$ 58,400.00	\$ 41,000.00	\$ 8,500.00	\$ 3,259.75

2013 ORLEANS COUNTY BUDGET

ADOPTED DECEMBER 5, 2012



ORLEANS COUNTY LEGISLATURE

George R. Bower	Member at Large (East)
David B. Callard	Member at Large (West)
Donald J. Allport	Member at Large (Central)
William H. Eick	District No. 1
Lynne M. Johnson	District No. 2
Henry Smith, Jr.	District No. 3
Kenneth E. Rush	District No. 4

FINANCE COMMITTEE

Lynne M. Johnson	Chairperson
George R. Bower	Vice Chairman
David B. Callard	Legislature Chairman
Charles H. Nesbitt, Jr.	Budget Officer
Susan M. Heard	Deputy Budget Officer



COUNTY OF ORLEANS
Chief Administrative Officer

Charles H. Nesbitt, Jr.
Chief Administrative Officer

3 South Main Street, Albion, New York 14411
Phone: (585) 589-7053 Fax: (585) 589-1618
cnesbitt@orleansny.com

November 14, 2012.

Honorable Members of the Orleans County Legislature:

Please accept the filing of the following document as the 2013 Orleans County Tentative Budget.

The 2013 Orleans County Tentative Budget is geared to sustain core services to the public while minimizing the property tax levy impact. The 2013 Tentative Budget proposes \$76,133,318 or a \$647,578 increase in appropriations and \$57,455,138 or a \$427,472 increase in revenues. Both figures represent less than a 1% increase.

The County Legislature, department heads and county staff have worked diligently together to adapt to new economic realities. Staff has been reduced where possible as the 2013 spending plan shows a reduction of eight full time jobs from the 2012 budget. Programs have been downsized or cut where necessary and work flows have been streamlined. Implementing this plan, the county will have reduced full time head count by approximately 43 positions or 9.3% since 2010 through streamlined operations and program closures.

As you will see in the tentative budget submission that follows, the recommendation achieves one of the major goals of bringing the property tax levy in compliance with the New York State Property Tax Cap. The tax levy limit for Orleans County in 2013 is \$15,737,393. This is an increase of \$337,790 and the increase as proposed in the tentative budget is \$261,501 or under the cap by \$76,289. The \$76,289 will be available as carryover against the 2014 cap. The levy increase achieves a 1.70% growth from 2012 to 2013.

Despite coming in under the cap, it is the recommendation of the budget office to override the property tax cap until such time as the full and final interpretations of the tax cap law by the Executive Branch and the New York State Comptroller's Office have completely evolved. Twenty two counties were caught off guard in 2012 by a little known and unexpected, late fall interpretation by the New York State Comptroller related to sales tax sharing resulting in a negative impact to the finances of the those involved. A cautious approach to the new law continues to be in the best interest of the county taxpayers.

increases by the colleges themselves. This number has increased \$915,000 or 110% since 2005 an average of 15.7% per year.

Medicaid

The Governor and the State Legislature passed a law that eventually places a hard cap on the growth of Medicaid. However, the 2013 Tentative Budget calls for an additional \$316,058 to cover the 2013 increase in the local share of Medicaid. This represents 55% of the county property tax bill. No other state in the country uses local property taxes to fund Medicaid in the same way as New York. This number has increased \$1,145,482 or 15.3% since 2005, an average of 1.9% per year on an \$8.6 million dollar expense. This program is a key driving factor of New York State property taxes and

New York State Retirement

The 2013 Tentative Budget calls for an increase in the New York State Retirement employer contribution of \$432,707. This number has increased \$3,321,549 or 297% since 2005, an average of approximately 37% per year. The contribution rates are set by the New York State Comptroller and cannot be influenced by the county government.

THESE THREE INCREASES ALONE ACCOUNT FOR MORE THAN THE ENTIRE INCREASE IN OVERALL COUNTY SPENDING.

Positive Factors

Health Insurance

Health insurance is actually less expensive for 2013, reduced \$149,757 lower than the 2012 budget. This is the extraordinary result of several factors. First, the county received the lowest year over year growth in premium expense in recent memory. Second, the county has implemented strategies to increase employee cost sharing. Third, the county has continually worked to obtain less expensive insurance products through negotiated benefit reductions.

Wages

The 2013 Tentative Budget calls for total employee wages to be at the lowest level since 2009. Budgeted employee wages will be reduced \$287,393 from 2012. This is the result of less generous labor contracts as well as ongoing reductions in labor force. This is the third year in a row that spending on wages will show a decrease from the 2010 budget.

Sales Tax

On the revenue side, sales tax has recovered from recession levels showing growth in both 2011 and 2012. The 2013 Tentative Budget calls for an increase in the use of sales tax revenue in the amount of \$600,000 to offset cost increases.

Future Outlook

The Orleans County Legislature and county staff have worked very hard to leverage the Sprint Nextel frequency re-banding to the advantage of the county taxpayers and first responders, to reduce the cost of implementing a new public safety radio system. The county has applied for a 911 grant from the New York State Office of Homeland Security. The county also continues to explore partnerships with other counties and private companies to further reduce taxpayer investments. The county hopes to leverage outside funding sources and partnerships to provide Orleans County with a top notch public safety radio system with a tremendous bang for the taxpayer's buck.

The county is beginning to experience a buildup of capital needs in the area of road and bridge infrastructure as well as investment in many of the county buildings and old and deteriorating equipment. This may result in a growing need for a more determined effort to address the investment needed to maintain all aspects of county infrastructure. It may be advisable in the near future for the county to explore a capital borrowing at the favorable rates to address growing infrastructure needs.

Continuing Pressure on Local Programs

There will continue to be tremendous pressure on optional local services as we go forward. The county's growing capital needs, the increasing cost of state programs funded by county property tax, reduced state and federal revenues and a sluggish economy jeopardize our ability to continue to fund local priorities like public safety, highway and the Villages of Orleans. The prospect of meaningful mandate relief appears to be a heavy lift for the state government and local governments have been instructed by the Governor to "make the tough calls" when it comes to local priorities while state programs continue to grow virtually unchecked. Further, the worry remains that we may not yet have seen the bottom of the economic downturn.

I want to thank the county's department heads and staff who have worked hard to construct a 2013 budget that addresses priorities and maintains core services while meeting tight fiscal goals. These folks have contributed a great deal to the stability of the county government's financial outlook. I am also appreciative of the guidance and leadership of the County Legislature in shaping this budget and the last several budgets through very challenging times. Finally, I would like to thank Susan Heard, Treasurer, for her many contributions to this budget and the many hours we spend discussing and debating the financial issues facing the county.

Respectfully Submitted,

Charles H. Nesbitt, Jr.

2013 RECOMMENDED BUDGET SUMMARY

11/7/2012 9:05

GENERAL GOVERNMENT SUPPORT

	2012			2013			% Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
Adult Education Board	147,742	-	147,742	130,237	-	221,400	52.4
A0100 Chief Adm. Officer	143,423	23,000	119,932	149,225	23,000	127,915	5.12
A0200 Clerk of Legislative	158,913	27,900	131,417	149,275	17,900	126,225	5.17
A0300 assigned Counsel	165,800	39,110	126,690	148,800	26,870	121,930	28.07
A0400 County Attorney	274,225	121,200	153,025	250,000	126,100	123,900	17.30
A0500 Public Defender	429,912	39,210	390,702	454,415	26,270	428,145	1.51
A0600 Justice & Constitution	2,200	-	2,200	2,100	-	2,100	0.00
A0700 Corrections	94,247	-	94,247	97,412	-	95,842	2.39
A0800 County Treasurer	434,200	973,000	(538,800)	435,217	1,022,000	(586,783)	(21.23)
A0900 Chief of Police	1,143,111	-	1,143,111	1,147,111	-	1,147,111	0.00
A1000 Road Dept. Tax Dept.	194,917	198,300	3,383	237,722	148,300	77,790	13.03
A1100 Tax Assn. & Expense	2,310	2,500	230	2,310	2,500	-	-
A1200 County Clerk	792,861	1,119,500	(326,639)	802,247	1,173,500	(371,253)	(26.01)
A1300 County Attorney	300,794	149,514	151,280	310,034	149,514	160,520	6.64
A1400 Assessment	101,432	1,000	100,432	100,710	1,400	99,310	5.01
A1500 Risk Management	2,242	-	2,242	2,210	-	2,199	-0.7
A1600 Chief of Elections	310,429	25,900	284,529	329,420	21,000	308,420	11.02
A1700 Records Management	8,229	-	8,229	8,124	-	8,124	(0.01)
A1800 Central Off. Eq. Repair	50	50	-	50	50	-	-
A1900 Mail Rptg. & Records	1,051,517	714,700	336,817	1,014,746	642,410	372,336	378.02
A2000 Computer Services	300,403	14,512	285,891	320,423	14,710	305,713	26.23
A2100 Information Tech.	774,097	25,000	749,097	749,095	25,000	724,095	344.02
A2200 Emergency Plan.	250,000	-	250,000	250,000	-	250,000	(0.00)
TOTAL GENERAL GOVERNMENT SUPPORT							
Total Appropriations	6,791,803	-	6,002,314	-	-	474,000	-
Total Revenues	-	3,914,375	-	3,914,375	-	62,776	-
Total County Cost	-	-	2,077,957	-	-	3,294,400	396.28
EDUCATION							
A3000 County College	1,400,000	-	1,400,000	1,740,000	-	1,740,000	242.86
A3100 Education Board Ch.	3,050,000	1,407,500	1,642,500	3,050,000	1,407,500	1,642,500	1.40
A3200 Technical Education	2,210	5,000	2,790	4,200	1,000	3,200	5.02
A3300 Career Ed. Grant	240	120	-	240	120	-	-
TOTAL EDUCATION							
Total Appropriations	3,750,240	-	3,042,790	4,790,240	-	346,776	94.33
Total Revenues	-	1,490,700	-	-	1,490,700	-	(1.20)
Total County Cost	-	-	1,542,090	-	-	1,847,476	346.31
PUBLIC SAFETY							
A4000 Public Safety Comm. Sp.	302,000	94,200	207,800	298,000	25,000	273,000	15.04
A4100 Sheriff	1,473,077	394,940	1,078,137	1,446,210	472,940	973,270	11.01
A4200 Fire Station	1,204,447	298,712	905,735	1,211,611	138,244	1,073,367	146.30
A4300 Jail	3,035,524	139,700	2,895,824	3,055,011	132,500	2,922,511	25.94
A4400 Crime Victims	142,770	142,770	-	142,689	142,689	-	-
A4500 Cook County Investigations	140,513	-	140,513	140,517	-	140,513	47
A4600 Sheriff's Dept. Program	71,471	71,471	-	71,394	71,394	-	-
A4700 Control of Animals	91,200	23,204	67,996	94,200	24,000	70,200	14.01
A4800 Emergency Plans	80,200	23,475	56,725	84,200	27,775	56,425	22.57
TOTAL PUBLIC SAFETY							
Total Appropriations	4,796,501	-	4,360,424	4,790,240	-	374,000	-
Total Revenues	-	1,794,207	-	-	1,794,207	-	(0.00)
Total County Cost	-	-	2,566,217	-	-	3,636,240	53.07

2013 RECOMMENDED BUDGET SUMMARY

	2012			2013			
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	% Change
HEALTH							
AG001 Public Health	1,394,401	1,394,320	885,185	1,305,201	1,133,527	792,818	(71.24%)
AG002 Eye Bank - Children	-	-	-	-	-	-	-
AG003 Early Intervention	888,214	426,847	304,389	876,545	426,942	378,098	(5.28%)
AG004 Division of Health	1,078,838	2,758,252	843,686	1,221,234	2,324,363	888,975	(15.62%)
AG005 Family Health Risk	13,250	13,250	-	61,905	23,000	-	-
AG006 Adult Primary Center	271,889	197,658	140,814	254,841	243,144	18,811	-
AG007 Living & Alcohol Abuse	313,179	283,812	35,167	321,277	306,000	35,167	-
AG008 Publications - FY12-13	68,728	66,728	-	65,228	61,500	-	-
AG009 External Health Care Exp	60,812	-	90,000	48,000	48,000	-	-
AG010 Home Right	5,000	-	5,000	5,000	-	5,000	-
AG010 Public Transportation	30,131	12,600	17,761	30,131	12,600	17,761	-
TOTAL HEALTH							
Total Appropriations	6,464,551			5,888,261			(9.1%)
Total Revenues		4,887,199		43,04,878			(10.52%)
Total County Cost			1,272,229			1,503,216	(11.13%)
ECONOMIC ASSISTANCE AND OPPORTUNITY							
A. SOCIAL SERVICES							
AG011 Family Inv. Act	1,857,381	1,366,643	1,486,463	1,838,734	1,614,222	1,347,374	(11.16%)
AG012 Day Care	1,138,879	1,074,500	91,500	1,236,879	1,074,500	78,500	-
AG013 Early For. Expenditure	29,882	11,722	21,160	29,882	11,722	21,160	-
AG014 Medical Assistance	418,803	403,100	-	405,000	405,000	-	-
AG015 HOME (Medicaid)	9,117,201	-	9,117,206	9,633,204	-	9,633,204	5.16%
AG016 Family Assistance	14,250,000	1,360,100	80,000	1,208,200	1,070,000	138,000	(10.0%)
AG017 Child Care	775,462	593,628	378,823	770,000	575,127	338,872	(11.94%)
AG018 Economic Incentive	150,000	13,000	143,900	150,000	13,000	143,900	(9.33%)
AG019 State Training Incentive	125,839	-	125,000	125,839	-	125,000	-
AG0140 Safety Net	2,000,000	345,812	1,234,087	2,000,000	373,000	1,326,167	6.00%
AG0141 Food and Program	26,820	26,820	-	26,820	26,820	-	-
AG0142 Training and Incentive	30,000	30,000	15,000	30,000	30,000	15,000	-
TOTAL SOCIAL SERVICES							
Total Appropriations	21,074,361			21,121,619			(0.22%)
Total Revenues		10,266,676		10,649,400			(1.77%)
Total County Cost			1,233,877			1,179,200	(4.43%)
B. ECON. ECONOMIC ASSISTANCE AND OPPORTUNITY							
AG021 Training	117,887	30,940	30,000	139,224	67,810	33,444	(7.45%)
AG022 Economic Service	171,517	14,564	82,240	169,121	66,118	81,000	(1.26%)
AG023 Programs & Resources	4,611	4,600	34,441	6,178	6,100	78,000	23.61%
AG024 Programs for Aging	1,170,474	1,080,220	104,000	1,181,604	1,028,204	106,500	(6.37%)
TOTAL ECONOMIC ASSISTANCE AND OPPORTUNITY							
Total Appropriations	31,744,111			31,665,219			(0.25%)
Total Revenues		11,705,587		11,612,512			(0.81%)
Total County Cost			1,233,867			1,179,200	(4.43%)
CULTURE & RECREATION							
AT001 Music Pack	25,391	25,390	10,000	21,000	45,000	7,000	(13.29%)
AT002 Youth Programs	20,811	20,800	-	21,000	21,000	-	-
AT003 Youth Services	13,473	6,200	6,200	13,473	6,200	6,200	(4.1%)
AT004 Libraries	10,000	-	10,000	10,000	-	10,000	-
AT005 (of 2012)	9,438	-	9,438	9,437	-	9,437	(.1%)
TOTAL CULTURE & RECREATION							
Total Appropriations	118,212			104,870			(9.3%)
Total Revenues		66,220		61,200			(6.9%)
Total County Cost			45,000			6,436	(11.37%)

2013 RECOMMENDED BUDGET SUMMARY

	2012			2013			
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	\$ Change
HOME & COMMUNITY SERVICES							
AD020 Planning & Development	192,874	0.000	186,874	188,504	4,200	186,504	(1,570)
AD011 Economic Dev & zoning	376,000	--	330,000	330,000	--	330,000	--
AD010 Urban Planning Board	6,647	--	6,647	6,647	--	6,647	--
AD710 Department of Education	223	--	500	522	--	100	--
AD700-000 Civil Waterfront	20,847	80,847	--	24,723	24,723	--	--
AD700-001 & Senior	51,753	--	53,750	52,750	--	27,750	--
AD700-002-000-000-000-000	218,458	--	185,120	218,458	--	218,458	--
AD711 Council of the Arts	1,000	--	1,000	1,000	--	1,000	--
AD700-000-000-000-000-000	385,647	181,647	--	385,171	270,171	--	--
TOTAL HOME & COMMUNITY SERVICES							
Total Appropriations	961,443	--	961,443	961,443	--	961,443	1,771
Total Revenues	--	279,492	--	--	244,893	--	5,345
Total County Cost	--	--	632,951	--	--	632,951	(3,070)
GRAND TOTAL GENERAL FUND						29,799,493	
SPECIAL GRANT FUND							
0202110 Development	650,247	650,247	--	670,794	670,794	--	--
TOTAL SPECIAL GRANT FUND							
Total Appropriations	650,247	--	--	670,794	--	670,794	20,547
Total Revenues	--	650,247	--	--	670,794	--	20,547
Total County Cost	--	--	--	--	--	--	--
SOLID WASTE							
020107 Solid Waste Fund	2,562,740	2,562,740	--	2,580,700	2,580,700	--	--
TOTAL SOLID WASTE							
Total Appropriations	2,562,740	--	--	2,580,700	--	2,580,700	--
Total Revenues	--	2,562,740	--	--	2,580,700	--	--
Total County Cost	--	--	0	--	0	--	--
ROADWAY FUND							
020110 Road & Traffic Safety	25,473	--	15,400	46,800	--	45,000	13,527
02010 Road Construction	264,460	--	244,400	253,900	--	249,900	1,700
02010 Road Maintenance	1,241,297	1,420	1,340,137	1,359,172	2,420	1,355,160	204,975
02010 Road Construction	1,272,000	1,272,000	--	1,272,000	1,272,000	--	--
02010 Road Plan. for Ages	367,203	363,667	34,600	454,000	380,600	366,400	141,900
02010 Road Plan. for Ages	1,175,000	--	1,175,000	1,051,000	--	1,051,000	5,000
02010 Road Plan. for Ages	--	--	--	--	--	--	--
02010 Road Plan. for Ages	439,200	394,400	40,800	511,240	385,400	327,400	153,940
02010 Road Plan. for Ages	1,061,000	1,061,000	--	1,112,000	1,112,000	--	--
02010 Road Plan. for Ages	--	--	--	--	--	--	--
TOTAL ROADWAY FUND							
Total Appropriations	5,439,603	--	--	5,801,972	--	5,801,972	362,369
Total Revenues	--	2,848,126	--	--	2,743,700	--	104,426
Total County Cost	--	--	2,651,900	--	--	2,651,900	207,000
SELF INSURANCE FUND							
02710 Self Insurance Fund	299,610	299,610	--	296,417	296,417	--	--
02720 Self Insurance Fund	1,289,961	1,289,961	--	1,289,961	1,289,961	--	--
TOTAL SELF INSURANCE FUND							
Total Appropriations	1,589,571	--	--	1,586,378	--	1,586,378	3,193
Total Revenues	--	1,589,571	--	--	1,589,571	--	3,193
Total County Cost	--	--	--	--	--	--	--

2013 RECOMMENDED BUDGET SUMMARY

	2012			2013			
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	% Change
LONG TERM DEBT							
VLTD/Parat Agent Fees	2,322		2,322	2,322		2,322	-
VFD/DC.org/Turn Fee	525,000	110,527	405,154	500,000	123,070	386,074	(23.01%)
TOTAL LONG TERM DEBT	527,322	110,527	407,476	502,322	123,070	388,398	(13.67%)
Total Appropriations	527,322			502,322			
Total Revenues		110,527			123,070		11.17%
Total County Cost			407,476			388,398	(23.01%)
MENSING HOME							
CD/1000 Housing Home	11,230,313	11,003,179	98,034	11,275,000	11,313,700	74,699	(100.26%)
CD/1000 Debt Service	955,000		955,000	910,000		910,000	(13.18%)
TOTAL MENSING HOME	12,185,313	11,003,179	98,034	12,185,000	11,313,700	84,700	(100.34%)
Total Appropriations	12,185,313			12,185,000			
Total Revenues		11,003,179			11,313,700		101.01%
Total County Cost			98,034			84,700	(100.34%)
EMERGENCY RESPONSE							
Emergency Response		14,000,000	14,000,000		15,420,500	15,420,500	109.42%
TOTAL EMERGENCY RESPONSE		14,000,000	14,000,000		15,420,500	15,420,500	109.42%
Total Appropriations							
Total Revenues		14,000,000			15,420,500		109.42%
Total County Cost			14,000,000			15,420,500	109.42%
Totals	35,455,315	37,003,179	35,426,514	36,177,322	37,457,170	36,679,198	(13.96%)

2013 - SCHEDULE A - SUMMARY OF BUDGET BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
APPROPRIATIONS									
EXCLUDING INTERFUND	71,851,028	51,422,244	678,794		4,223,813	1,629,159	1,895,568	518,544	11,192,966
SOLID WASTE FUND	2,533,240			2,533,240					
INTERFUND TRANSFERS	49,050			49,050					
TOTAL APPROPRIATIONS	76,133,318	52,422,244	678,794	2,582,290	4,223,813	1,629,159	1,895,568	508,544	12,192,966
REVENUES									
EXCLUDING INTERFUND	57,466,088	38,513,384	678,794	2,582,290	1,361,886	1,401,466	1,895,568	119,970	11,352,730
INTERFUND TRANSFERS	49,050	49,050							
TOTAL REVENUES	57,495,138	38,062,434	678,794	2,582,290	1,361,886	1,401,466	1,895,568	119,970	11,352,730
AMOUNT FUNDED BY TAX LEVY	38,678,180	18,109,810	-	-	1,861,927	227,693	-	388,574	848,176
LESS NON LEVY CASH SURPLUS	80,000			80,000					
LESS CASH SURPLUS	1,877,176	1,877,000			60,382	300,000		50,000	848,176
LESS RETIREMENT REVENUE	480,000	480,000							
LEVY FOR BUDGETARY PURPOSE	33,571,004	12,302,810	-	(86,000)	2,001,927	127,693	-	338,574	-
PLUS ALLOWANCE FOR UNCOLLECTIBLE TAXES	98,100								
TOTAL LEVY	33,669,104								

2013 - SCHEDULE B - SUMMARY OF APPROPRIATIONS - BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
GENERAL GOV'T. EFFORT	7,815,550	6,859,748			929,813		455,813		
EDUCATION	4,198,821	4,198,821							
PUBLIC SAFETY	9,758,379	9,758,379							
HEALTH	3,839,080	3,839,080							
TRANSPORTATION	5,554,138	33,181			3,894,798	1,629,159			
SOCIAL ASSISTANCE & CARE	36,687,944	14,456,300	678,794						11,273,850
CULTURE & RECREATION	104,879	104,879							
HOME & COMM. SERVICES	864,186	864,186							
DEBT SERVICE	1,428,400							518,544	919,856
OTHER TRANSFERS	-	-							
OTHER	1,159,951	-					1,751,951		
SOLID WASTE	2,533,240			2,533,240					
APPROPRIATIONS	76,084,268	52,422,244	678,794	2,573,240	4,223,813	1,629,159	1,895,568	518,544	12,192,966
Plus Interfund Transfers	49,050			49,050					
TOTAL ALL APPROPRIATIONS	76,133,318	52,422,244	678,794	2,582,290	4,223,813	1,629,159	1,895,568	508,544	12,192,966

2013 - SCHEDULE C - SUMMARY OF REVENUES - BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
REAL PROPERTY TAX ITEMS	1,478,761	1,478,761							
NON-PROPERTY TAXES	11,812,500	11,827,500						85,000	
DEPARTMENTAL INCOME	8,350,929	5,489,827		2,582,290		281,813			488
INTERGOVERNMENTAL CHARGES	1,828,257	271,447	678,794			1,138,816			
USE OF MONY & PROPERTY	333,025	304,308			450	450		19,207	6,410
PERMITS, FEES & FORTUITIES	105,266	105,266							
SALE OF PROP. & OTHER COMP.	728,394	728,394							
OTHER	11,461,603	401,705			1,803		1,895,568		11,341,333
STATE AID	8,499,113	7,528,514			1,998,484			15,763	
FEDERAL AID	7,808,068	7,808,068							
REVENUES	57,466,088	38,513,384	678,794	2,582,290	1,361,886	1,401,466	1,895,568	119,970	11,352,730
Plus Interfund Transfers	49,050	49,050							
TOTAL ALL REVENUES	57,495,138	38,062,434	678,794	2,582,290	1,361,886	1,401,466	1,895,568	119,970	11,352,730

2013 ORLEANS COUNTY BUDGET

DEPARTMENTAL BUDGETS



Date Prepared: 1/05/2012 09:42 AM
 Report Date: 1/05/2012
 Account Title: (0413)
 All Sort Table

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001010	64,654.00	62,112.00	92,112.00	62,112.00	62,112.00	82,112.00	82,112.00	82,112.00
Type E								
Group 1								
PERSONAL SERVICES								
Group 2								
EQUIPMENT & CAPITAL OUTLAY	0.00	367.00	134.00	134.00	134.00	134.00	134.00	134.00
Group 4								
CONTRACTUAL EXPENSE	10,943.00	6,662.00	6,748.00	9,759.00	9,759.00	10,900.00	9,790.00	9,790.00
Group 8								
EMPLOYEE BENEFITS	46,009.00	46,826.00	96,254.00	55,527.00	55,527.00	64,104.00	60,002.00	60,002.00
Total Type E Expense	141,606.00	140,981.00	196,248.00	147,512.00	147,512.00	157,330.00	151,028.00	151,028.00
Total Dept 001010 LEGISLATIVE BOARD	141,606.00	140,981.00	196,248.00	147,512.00	147,512.00	157,330.00	151,028.00	151,028.00

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COUNTY OF ORLEANS
Budget Preparation Publication

BUD4650110
 Prepared By: NE5811TC

Fiscal Year: 2013 Printed From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001020								
Type R								
Group								
CHIEF ADMINISTRATIVE OFFICER								
Revenue								
Total Type R Revenue	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
Type E								
Group 1								
PERSONAL SERVICES								
Expense								
Group 1								
PERSONAL SERVICES								
Expense								
Group 4								
CONTRACTUAL EXPENSE								
Expense								
Group 8								
EMPLOYEE BENEFITS								
Expense								
Group 8								
EMPLOYEE BENEFITS								
Expense								
Total Type E Expense	122,627.00	131,340.00	134,467.00	141,833.00	141,833.00	162,081.00	148,936.00	148,936.00
Total Dept 001020								
CHIEF ADMINISTRATIVE OFFICER	100,627.00	109,340.00	112,467.00	119,833.00	119,833.00	130,081.00	127,936.00	127,936.00

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 All Sub Totals

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001040								
Type R								
Group								
Revenue	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)
Total Type R Revenue	(17,050.00)	(17,050.00)						
Type E								
Group 1								
PERSONAL SERVICES	69,349.00	74,729.00	76,375.00	79,433.00	79,433.00	80,544.00	80,544.00	80,544.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,316.00	1,042.00	792.00	626.00	626.00	602.00	602.00	602.00
Group 4								
CONTRACTUAL EXPENSE	11,980.00	11,938.00	12,100.00	12,674.00	14,459.31	13,456.00	13,456.00	13,795.00
Group 8								
EMPLOYEE BENEFITS	38,070.00	41,722.00	46,431.00	48,262.00	46,267.00	52,037.00	49,304.00	49,304.00
Total Type E Expense	120,812.00	129,431.00	135,698.00	138,197.00	138,782.31	147,452.00	147,452.00	143,376.00
Total Dept 001040 CLERK OF LEGISLATIVE BOARD	103,842.00	112,381.00	122,648.00	121,147.00	122,732.31	130,379.00	130,379.00	126,326.00

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COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001141								
Type R								
Group								
GENERAL FUND								
ASSIGNED COUNSEL								
Revenue								
	(38,442.00)	(58,006.00)	(46,932.00)	(59,110.00)	(29,110.00)	(26,073.00)	(26,073.00)	
Total Type R Revenue	(38,442.00)	(58,006.00)	(46,932.00)	(59,110.00)	(29,110.00)	(26,073.00)	(26,073.00)	
Type E								
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	145,000.00	152,500.00	150,000.00	145,000.00	145,000.00	150,000.00	150,000.00	
	145,000.00	152,500.00	150,000.00	145,000.00	145,000.00	150,000.00	150,000.00	
Total Dept 001141 ASSIGNED COUNSEL	106,558.00	54,494.00	103,068.00	105,860.00	106,890.00	133,927.00	133,927.00	

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COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-6501.0
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
DISTRICT ATTORNEY								
Revenue								
Group								
Total Type R Revenue	(96,807.00)	(83,404.00)	(110,667.00)	(111,199.00)	(111,199.00)	(126,399.00)	(136,669.00)	(136,669.00)
Expense								
Group 1 PERSONAL SERVICES								
Total Type R Expense	(96,807.00)	(83,404.00)	(110,667.00)	(111,199.00)	(111,199.00)	(126,399.00)	(136,669.00)	(136,669.00)
Group 2 EQUIPMENT & CAPITAL OUTLAY								
Total Type R Expense	312,701.00	322,596.00	345,917.00	357,053.00	357,053.00	365,631.00	365,631.00	365,631.00
Group 4 CONTRACTUAL EXPENSE								
Total Type R Expense	1,029.00	1,029.00	1,600.00	1,126.00	88,307.95	1,015.00	1,015.00	1,015.00
Group 8 EMPLOYEE BENEFITS								
Total Type R Expense	67,672.00	83,282.00	63,366.00	64,525.00	64,837.41	69,432.00	69,432.00	69,432.00
Group 9 EMPLOYEE BENEFITS								
Total Type R Expense	79,299.00	95,834.00	113,793.00	151,821.00	151,821.00	199,760.00	162,577.00	162,577.00
Total Dept 001166 DISTRICT ATTORNEY	461,600.00	461,600.00	514,715.00	574,826.00	562,892.36	606,061.00	590,566.00	590,566.00
Total Dept 001166 DISTRICT ATTORNEY	364,793.00	396,287.00	404,048.00	463,306.00	461,493.36	475,672.00	461,969.00	461,969.00

COUNTY OF ORLEANS
Budget Preparation Publication

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Alt. Sort Table

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Fund 001								
Dept 001170								
Type R								
Group								
Revenue								
Total Type R Revenue	91,546.00	108,309.00	(51,032.00)	(99,170.00)	(29,110.00)	(26,073.00)	(26,073.00)	(26,073.00)
Type E								
Expense								
Group 1								
PERSONAL SERVICES								
Total Type E Expense	162,811.00	192,548.00	197,997.00	199,332.00	199,332.00	199,332.00	199,332.00	199,332.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
Total Type E Expense	621.00	621.00	656.00	0.00	0.00	0.00	0.00	0.00
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	180,507.00	177,943.00	176,031.00	174,900.00	174,900.00	175,192.00	175,192.00	175,192.00
Group 8								
EMPLOYEE BENEFITS								
Total Type E Expense	44,425.00	52,704.00	61,606.00	75,074.00	75,074.00	82,531.00	82,531.00	79,909.00
Total Dept 001170 PUBLIC DEFENDER	408,364.00	423,617.00	436,666.00	449,312.00	449,312.00	457,665.00	454,433.00	454,433.00
Total Dept 001170 PUBLIC DEFENDER	366,719.00	365,688.00	383,666.00	410,302.00	410,302.00	430,893.00	429,360.00	429,360.00

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COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-6501.0
 Prepared By: NE58ITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001190								
Type E								
Group 4								
CONTRACTUAL EXPENSE	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Total Type E Expense	2,500.00	2,500.00						
Total Dept 001190 JUSTICES & CONSTABLES	2,500.00	2,500.00						

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 All Sort Table

COUNTY OF ORLEANS
Budget Preparation Publication

BUD4650110
 Prepared By: NE5811TC

Fiscal Year: 2013 Period From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001186								
Type E								
Group 1								
PERSONAL SERVICES	17,880.00	17,988.00	23,234.00	20,349.00	20,349.00	20,344.00	20,344.00	20,344.00
Group 4								
CONTRACTUAL EXPENSE	9,100.00	9,600.00	9,440.00	36,455.00	37,852.76	37,385.00	37,385.00	37,385.00
Group 8								
EMPLOYEE BENEFITS	4,302.00	4,225.00	5,943.00	7,549.00	7,544.00	8,103.00	8,103.00	8,103.00
Total Type E Expense	31,282.00	31,813.00	39,617.00	64,353.00	65,745.76	65,832.00	65,832.00	65,832.00
Total Dept 001186								
MEDICAL EXAMINERS & CORONERS	31,282.00	31,813.00	39,617.00	64,353.00	65,745.76	65,832.00	65,832.00	65,832.00

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COUNTY OF ORLEANS
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Fiscal Year: 2013 Printed From: 1 To: 12

BUD-650110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001335								
Type R								
Group								
GENERAL FUND								
COUNTY TREASURER								
Revenue								
	(917,500.00)	(947,500.00)	(947,500.00)	(970,000.00)	(970,000.00)	(1,022,000.00)	(1,022,000.00)	(1,022,000.00)
Total Type R Revenue	(917,500.00)	(947,500.00)	(947,500.00)	(970,000.00)	(970,000.00)	(1,022,000.00)	(1,022,000.00)	(1,022,000.00)
Type E								
Group 1								
PERSONAL SERVICES								
	275,862.00	226,800.00	234,420.00	225,457.00	225,457.00	227,539.00	227,539.00	227,539.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
	500.00	1,667.00	1,661.00	1,325.00	1,325.00	1,393.00	1,393.00	1,393.00
Group 4								
CONTRACTUAL EXPENSE								
	47,786.00	43,584.00	53,565.00	50,820.00	50,820.00	40,592.00	40,592.00	40,592.00
Group 8								
EMPLOYEE BENEFITS								
	106,550.00	116,500.00	136,037.00	157,106.00	157,106.00	176,979.00	165,703.00	165,703.00
Total Type E Expense	370,706.00	381,451.00	427,703.00	434,608.00	434,608.00	445,453.00	436,217.00	436,217.00
Total Dept 001335								
COUNTY TREASURER								
	(546,794.00)	(556,000.00)	(519,797.00)	(536,492.00)	(536,492.00)	(673,507.00)	(598,763.00)	(598,763.00)

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BUD-6501.0
 Prepared By: NE-SBITTC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001340								
Type E								
Group 1								
PERSONAL SERVICES	6,080.00	6,370.00	6,538.00	9,822.00	9,822.00	9,870.00	9,870.00	9,870.00
Group 4								
CONTRACTUAL EXPENSE	862.00	927.00	900.00	886.00	886.00	1,028.00	1,085.00	1,085.00
Group 8								
EMPLOYEE BENEFITS	920.00	1,601.00	1,891.00	2,335.00	2,335.00	2,646.00	2,646.00	2,646.00
Total Type E Expense	7,862.00	10,898.00	11,329.00	11,833.00	11,833.00	12,601.00	12,601.00	12,601.00
Total Dept 001340 BUDGET OFFICER	7,862.00	10,898.00	11,329.00	11,833.00	11,833.00	12,601.00	12,601.00	12,601.00

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BUD-650110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Fund 001								
Dept 001365								
Type R								
Group								
	(159,400.00)	(127,464.00)	(128,343.00)	(130,252.00)	(130,252.00)	(146,029.00)	(146,029.00)	(146,029.00)
Total Type R Revenue	(159,400.00)	(127,464.00)	(128,343.00)	(130,252.00)	(130,252.00)	(146,029.00)	(146,029.00)	(146,029.00)
Type E								
Group 1								
PERSONAL SERVICES	172,751.00	120,846.00	124,723.00	119,896.00	119,806.00	120,933.00	121,933.00	121,933.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	621.00	621.00	667.00	632.00	632.00	520.00	520.00	520.00
Group 4								
CONTRACTUAL EXPENSE	52,287.00	19,528.00	18,417.00	19,526.00	19,520.00	45,418.00	45,418.00	45,418.00
Group 8								
EMPLOYEE BENEFITS	47,100.00	40,005.00	46,411.00	54,993.00	54,983.00	61,319.00	61,319.00	61,319.00
Total Type E Expense	212,759.00	161,000.00	190,218.00	194,917.00	194,917.00	228,180.00	228,180.00	228,180.00
Total Dept 001365 REAL PROPERTY TAX SERVICE	53,369.00	33,536.00	61,895.00	64,966.00	64,966.00	60,161.00	60,161.00	77,703.00

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BUD-650110
 Prepared By: NE5811TC

Fiscal Year: 2013 Period From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001382								
Type R								
Group								
	GENERAL FUND							
	TAX ADVERTISING & EXPENSES							
	Revenue							
	4,000.00	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
Total Type R Revenue	4,000.00	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
Type E								
Group 4								
	CONTRACTUAL EXPENSE							
	4,000.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Total Type E Expense	4,000.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Total Dept 001382 TAX ADVERTISING & EXPENSES	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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BUD-650110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001410								
COUNTY CLERK								
Type R								
Revenue								
Group								
	11,010,500.00	(1,071,500.00)	(1,071,500.00)	(1,119,350.00)	(1,119,350.00)	(1,172,550.00)	(1,172,550.00)	(1,172,550.00)
Total Type R Revenue	(1,010,500.00)	(1,071,500.00)	(1,071,500.00)	(1,119,350.00)	(1,119,350.00)	(1,172,550.00)	(1,172,550.00)	(1,172,550.00)
Type E								
Expense								
Group 1								
PERSONAL SERVICES								
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
Group 4								
CONTRACTUAL EXPENSE								
Group 8								
EMPLOYEE BENEFITS								
Total Type E Expense	660,690.00	710,467.00	738,436.00	762,856.00	762,856.00	806,433.00	801,047.00	801,047.00
Total Dept 001410 COUNTY CLERK	(309,862.00)	(361,033.00)	(333,064.00)	(336,486.00)	(336,486.00)	(367,111.00)	(371,503.00)	(371,503.00)

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001	(192,679.00)	(164,918.00)	(187,515.00)	(169,314.00)	(169,314.00)	(166,814.00)	(169,814.00)	(169,814.00)
Dept 001420								
Type R								
Group								
GENERAL FUND								
COUNTY ATTORNEY								
Revenue								
Total Type R Revenue	(162,679.00)	(164,918.00)	(187,515.00)	(169,314.00)	(169,314.00)	(166,814.00)	(169,814.00)	(169,814.00)
Type E								
Group 1								
PERSONAL SERVICES	175,499.00	162,837.00	117,514.00	169,352.00	169,352.00	189,352.00	180,352.00	180,352.00
Group 4								
CONTRACTUAL EXPENSE	62,656.00	95,389.00	56,669.00	56,899.00	67,169.00	56,716.00	56,705.00	56,705.00
Group 8								
EMPLOYEE BENEFITS	28,488.00	36,036.00	40,469.00	59,759.00	59,753.00	65,730.00	64,777.00	64,777.00
Total Type E Expense	266,643.00	276,662.00	214,652.00	286,010.00	296,274.00	311,798.00	301,834.00	301,834.00
Total Dept 001420	103,963.00	111,914.00	126,957.00	136,460.00	146,060.00	141,963.00	141,020.00	141,020.00
COUNTY ATTORNEY								

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BUD-050110
 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001	(2,200.00)	(2,100.00)	(600.00)	(1,000.00)	(1,000.00)	(1,200.00)	(1,400.00)	
Dept 001430								
Type R								
Group								
GENERAL FUND								
PERSONNEL								
Revenue								
Total Type R Revenue	(2,200.00)	(2,100.00)	(800.00)	(1,000.00)	(1,000.00)	(1,200.00)	(1,400.00)	
Type E								
Group 1								
PERSONAL SERVICES								
Group 2	96,093.00	105,703.00	101,465.00	130,379.00	130,379.00	112,115.00	112,115.00	
EQUIPMENT & CAPITAL OUTLAY								
Group 4	964.00	964.00	1,160.00	725.00	725.00	672.00	672.00	
CONTRACTUAL EXPENSE								
Group 8	13,167.00	13,716.00	11,875.00	13,455.00	13,455.00	14,523.00	14,523.00	
EMPLOYEE BENEFITS								
Total Type E Expense	38,732.00	41,279.00	51,590.00	58,869.00	58,869.00	66,289.00	62,400.00	
Total Dept 001430 PERSONNEL	148,976.00	163,652.00	174,195.00	193,430.00	193,430.00	193,003.00	189,713.00	
Total Dept 001430 PERSONNEL	147,876.00	161,562.00	173,399.00	192,430.00	192,430.00	192,409.00	189,313.00	

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BUD46501.0
 Prepared By: NE5811TC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001433								
Type E								
Group 1								
PERSONAL SERVICES	4,114.00	4,312.00	4,441.00	4,397.00	4,397.00	4,607.00	4,697.00	4,697.00
Group 4								
CONTRACTUAL EXPENSE	4,500.00	4,375.00	4,375.00	3,300.00	5,060.00	3,500.00	3,590.00	3,590.00
Group 8								
EMPLOYEE BENEFITS	623.00	626.00	663.00	1,345.00	1,345.00	1,402.00	1,402.00	1,402.00
Total Type E Expense	9,237.00	9,513.00	9,799.00	9,142.00	10,702.00	9,609.00	9,699.00	9,699.00
Total Dept 001433 RISK MANAGEMENT	9,237.00	9,513.00	9,799.00	9,142.00	10,702.00	9,609.00	9,699.00	9,699.00

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BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
BOARD OF ELECTIONS								
Revenue								
Fund 001	(30,000.00)	(30,000.00)	(15,000.00)	(25,000.00)	(25,000.00)	(21,800.00)	(21,800.00)	(21,800.00)
Dept 001450								
Type R								
Group								
Expense								
Total Type R Revenue	(30,000.00)	(30,000.00)	(15,000.00)	(25,000.00)	(25,000.00)	(21,800.00)	(21,800.00)	(21,800.00)
Type E								
Group 1 PERSONAL SERVICES								
128,042.00	136,215.00	132,272.00	131,422.00	131,422.00	131,422.00	137,634.00	137,634.00	137,634.00
Group 2 EQUIPMENT & CAPITAL OUTLAY								
1,228.00	1,592.00	1,158.00	1,046.00	1,045.00	1,045.00	1,057.00	1,057.00	1,057.00
Group 4 CONTRACTUAL EXPENSE								
115,880.00	117,010.00	94,010.00	68,226.00	69,827.08	69,827.08	74,100.00	74,100.00	74,100.00
Group 8 EMPLOYEE BENEFITS								
75,482.00	71,431.00	96,773.00	130,136.00	130,136.00	130,136.00	126,906.00	130,362.00	130,362.00
Total Type E Expense	321,150.00	316,246.00	324,213.00	310,626.00	312,430.08	338,596.00	329,451.00	329,451.00
Total Dept 001450 BOARD OF ELECTIONS	291,150.00	286,246.00	309,213.00	295,626.00	287,430.08	318,196.00	307,881.00	307,881.00

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BUD46501.0
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001460								
Type E								
Group 1								
PERSONAL SERVICES	6,522.00	6,925.00	5,401.00	5,565.00	5,565.00	5,465.00	5,465.00	5,465.00
Group 4								
CONTRACTUAL EXPENSE	349.00	751.00	734.00	746.00	746.00	745.00	746.00	746.00
Group 8								
EMPLOYEE BENEFITS	3,236.00	4,892.00	2,416.00	3,019.00	3,019.00	3,047.00	2,908.00	2,908.00
Total Type E Expense	10,897.00	12,176.00	8,661.00	9,329.00	9,329.00	9,279.00	9,120.00	9,120.00
Total Dept 001460								
RECORDS MANAGEMENT	10,897.00	12,176.00	8,661.00	9,329.00	9,329.00	9,279.00	9,120.00	9,120.00

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BUD-650110
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001815								
CENTRAL OFFICE EQUIPMENT REPAIRS								
Type R								
Revenue	(50.00)	(50.00)	(50.00)	(50.00)	(25,282.00)	(50.00)	(50.00)	(50.00)
Total Type R	(50.00)	(50.00)	(50.00)	(50.00)	(35,200.00)	(50.00)	(50.00)	(50.00)
Type E								
Expense								
GROUP 4								
CONTRACTUAL EXPENSE	50.00	50.00	50.00	50.00	47,805.24	50.00	50.00	50.00
Total Type E	50.00	50.00	50.00	50.00	47,805.24	50.00	50.00	50.00
Expense								
Total Dept 001815	0.00	0.00	0.00	0.00	12,525.24			
CENTRAL OFFICE EQUIPMENT REPAIRS								

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001	(719,250.00)	(696,369.00)	(683,063.00)	(704,737.00)	(704,737.00)	(626,737.00)	(642,412.00)	(642,412.00)
Dept 001630								
Type R								
Group								
GENERAL FUND								
BUILDINGS & GROUNDS								
Revenue								
Total Type R Revenue	(719,250.00)	(696,369.00)	(683,063.00)	(704,737.00)	(704,737.00)	(626,737.00)	(642,412.00)	(642,412.00)
Type E								
Group 1								
PERSONAL SERVICES								
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
Group 4								
CONTRACTUAL EXPENSE								
Group 8								
EMPLOYEE BENEFITS								
Total Type E Expense	1,367,033.00	1,429,967.00	1,257,367.00	1,363,047.00	1,374,767.66	1,830,730.00	1,419,736.00	1,419,736.00
Total Dept 001630 BUILDINGS & GROUNDS	637,763.00	731,586.00	674,304.00	648,310.00	670,030.66	1,301,663.00	777,324.00	777,324.00

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BUD-6501.0
 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001680								
Type R								
Group								
COMPUTER SERVICES								
Revenue	(117,596.00)	(134,771.00)	(135,636.00)	(140,813.00)	(143,652.00)	(142,619.00)	(147,613.00)	(147,613.00)
Total Type R Revenue	(117,596.00)	(134,771.00)	(135,636.00)	(140,813.00)	(143,652.00)	(142,619.00)	(147,613.00)	(147,613.00)
Type E								
Group								
PERSONAL SERVICES								
Group 1	264,065.00	279,219.00	291,215.00	303,429.00	300,409.00	310,895.00	352,565.00	352,565.00
Group 2	10,565.00	86,535.00	21,195.00	19,695.00	21,392.76	34,121.00	26,721.00	26,721.00
EQUIPMENT & CAPITAL OUTLAY								
Group 4	30,124.00	27,331.00	23,232.00	21,825.00	21,820.00	26,460.00	26,460.00	26,460.00
Group 8	103,182.00	115,800.00	134,982.00	163,496.00	163,486.00	395,894.00	174,914.00	174,914.00
EMPLOYEE BENEFITS								
Group 8	407,936.00	469,984.00	478,624.00	505,403.00	610,330.75	657,212.00	630,632.00	630,632.00
Total Type E Expense	407,936.00	469,984.00	478,624.00	505,403.00	610,330.75	657,212.00	630,632.00	630,632.00
Total Dept 001680	280,360.00	364,213.00	346,968.00	364,790.00	366,717.75	413,669.00	381,219.00	381,219.00
COMPUTER SERVICES								

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 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
Dept 001910								
Type R								
Group								
GENERAL FUND								
UNASSIGNED								
Revenue								
Total Type R Revenue	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE								
Group 8								
EMPLOYEE BENEFITS	126,890.00	136,902.00	132,214.00	117,349.00	117,349.00	307,349.00	307,349.00	307,349.00
Total Type E Expense	311,274.00	305,954.00	188,029.00	256,748.00	256,748.00	433,995.00	433,995.00	433,995.00
Total Dept 001910 UNASSIGNED	438,074.00	332,856.00	321,234.00	374,093.00	374,093.00	640,344.00	640,344.00	640,344.00
Total Dept 001910 UNASSIGNED	413,074.00	307,856.00	296,234.00	349,063.00	349,093.00	515,345.00	515,345.00	515,345.00

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COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001990								
Type E								
Group 4								
CONTRACTUAL EXPENSE	750,000.00	340,000.00	250,000.00	348,000.00	189,539.98	450,000.00	300,000.00	300,000.00
Total Type E Expense	750,000.00	340,000.00	250,000.00	348,000.00	189,539.98	450,000.00	300,000.00	300,000.00
Total Dept 001990 CONTINGENT FUND	750,000.00	340,000.00	250,000.00	348,000.00	189,539.98	450,000.00	300,000.00	300,000.00

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BUD-0501.0
 Prepared By: NE5811TC

Fiscal Year: 2013 Period From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 002490								
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,200,000.00	1,350,000.00	1,250,000.00	1,400,000.00	1,400,000.00	1,800,000.00	1,740,000.00	1,740,000.00
Total Type E Expense	1,200,000.00	1,350,000.00	1,250,000.00	1,400,000.00	1,400,000.00	1,800,000.00	1,740,000.00	1,740,000.00
Total Dept 002490 COMMUNITY COLLEGES	1,200,000.00	1,350,000.00	1,250,000.00	1,400,000.00	1,400,000.00	1,800,000.00	1,740,000.00	1,740,000.00

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Fiscal Year: 2013 Printed From: 1 To: 12

BUD-650110
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 002960								
Type R								
Group								
Revenue								
Total Type R Revenue	1,249,500.00	1,249,500.00	1,249,500.00	1,487,500.00	1,487,500.00	1,487,500.00	1,487,500.00	1,487,500.00
Type E								
Group 1								
PERSONAL SERVICES								
Group 2	0.00	0.00	0.00	35,492.00	35,492.00	36,105.00	36,105.00	36,105.00
EQUIPMENT & CAPITAL OUTLAY								
Group 4	0.00	0.00	0.00	0.00	0.00	200.00	200.00	200.00
CONTRACTUAL EXPENSE								
Group 8	2,100,000.00	2,100,000.00	2,100,000.00	2,501,480.00	2,501,480.00	2,501,945.00	2,501,945.00	2,501,945.00
EMPLOYEE BENEFITS								
Group 8	0.00	0.00	0.00	13,901.00	13,901.00	15,965.00	15,965.00	15,965.00
Total Type E Expense	2,100,000.00	2,100,000.00	2,100,000.00	2,550,881.00	2,550,881.00	2,553,021.00	2,553,021.00	2,553,021.00
Total Dept 002960	889,500.00	889,500.00	889,500.00	1,063,391.00	1,063,391.00	1,066,321.00	1,066,321.00	1,066,321.00
EDUCATION HANDICAPPED CHILDREN								

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BUD-650110
 Prepared By: NE5811TC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 002980								
Type R								
Group								
GENERAL FUND								
MEDICAL SCHOLARSHIPS								
Revenue								
	(3,000.00)	(3,000.00)	(2,500.00)	(3,000.00)	(3,000.00)	(1,800.00)	(1,800.00)	
Total Type R Revenue	(3,000.00)	(3,000.00)	(2,500.00)	(3,000.00)	(3,000.00)	(1,800.00)	(1,800.00)	
Type E								
Group 4								
CONTRACTUAL EXPENSE								
	4,500.00	2,250.00	2,250.00	2,250.00	2,250.00	9,000.00	4,500.00	
Total Type E Expense	4,500.00	2,250.00	2,250.00	2,250.00	2,250.00	9,000.00	4,500.00	
Total Dept 002980 MEDICAL SCHOLARSHIPS	1,500.00	(750.00)	(250.00)	(750.00)	(750.00)	7,200.00	2,700.00	

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BUD-6501.0
 Prepared By: NE58ITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 002989								
Type R								
Group								
	GENERAL FUND							
	OTHER EDUCATION - D.A.R.E.							
	Revenue							
Total Type R Revenue	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
Type E								
Group 4								
	CONTRACTUAL EXPENSE							
Total Type E Expense	200.00	200.00	200.00	200.00	200.00	200.00	200.00	200.00
Total Dept 002989 OTHER EDUCATION - D.A.R.E.	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Fund 001								
Dept 003020								
Type R								
Group								
GENERAL FUND								
PUBLIC SAFETY COMMUNICATION								
Revenue								
	(134,184.00)	(110,899.00)	(107,221.00)	(98,133.00)	(98,133.00)	(75,428.00)	(75,428.00)	(75,428.00)
Total Type R Revenue	(134,184.00)	(110,899.00)	(107,221.00)	(98,133.00)	(98,133.00)	(75,428.00)	(75,428.00)	(75,428.00)
Type E								
Group 1								
PERSONAL SERVICES								
	469,237.00	475,747.00	501,696.00	499,372.00	499,372.00	489,929.00	489,929.00	489,929.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
	1,004.00	1,004.00	704.00	1,895.00	1,895.00	1,761.00	1,761.00	1,761.00
Group 4								
CONTRACTUAL EXPENSE								
	69,019.00	27,757.00	123,182.00	119,955.00	123,400.75	114,957.00	113,890.00	113,890.00
Group 8								
EMPLOYEE BENEFITS								
	179,794.00	214,614.00	247,641.00	264,207.00	284,207.00	309,012.00	289,810.00	289,810.00
Total Type E Expense	749,953.00	750,022.00	873,223.00	902,469.00	906,914.75	915,669.00	896,350.00	896,350.00
Total Dept 003020 PUBLIC SAFETY COMMUNICATION	615,189.00	608,133.00	706,003.00	804,398.00	810,791.75	840,131.00	819,962.00	819,962.00

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BUD4650110
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Fund 001	(280,254.00)	(469,003.00)	(504,944.00)	(530,343.00)	(572,979.79)	(427,947.00)	(432,947.00)	(432,947.00)
SHERIFF								
Revenue								
Type R	(200,534.00)	(469,063.00)	(504,144.00)	(530,343.00)	(572,979.79)	(427,947.00)	(432,947.00)	(432,947.00)
Expense								
Group 1								
PERSONAL SERVICES								
Type E	1,728,919.00	1,994,298.00	2,000,176.00	2,007,291.00	2,007,361.00	1,677,939.00	1,677,919.00	1,677,919.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
Type E	91,259.00	91,684.00	87,445.00	89,724.00	89,724.00	94,052.00	94,052.00	94,052.00
Group 4								
CONTRACTUAL EXPENSE								
Type E	317,120.00	307,553.00	331,130.00	350,250.00	398,171.08	328,000.00	328,000.00	328,000.00
Group 8								
EMPLOYEE BENEFITS								
Type E	630,826.00	731,954.00	692,788.00	1,045,332.00	1,045,332.00	1,099,716.00	1,045,361.00	1,045,361.00
Total Type R Expense	2,778,083.00	2,566,298.00	3,371,613.00	3,452,697.00	3,536,619.00	3,459,667.00	3,446,232.00	3,446,232.00
Total Dept 003110 SHERIFF	3,487,549.00	3,205,226.00	2,897,369.00	2,962,364.00	2,965,636.30	3,071,140.00	3,013,366.00	3,013,366.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Fund 001	(216,690.00)	(190,640.00)	(212,736.00)	(198,715.00)	(198,715.00)	(196,046.00)	(198,046.00)	(198,046.00)
Dept 003140								
Type R								
Revenue								
Expense								
Type E								
Group 1								
PERSONAL SERVICES	552,890.00	536,554.00	536,422.00	629,489.00	625,237.14	611,390.00	593,715.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	5,827.00	5,593.00	5,666.00	4,879.00	8,870.96	4,171.00	4,171.00	
Group 4								
CONTRACTUAL EXPENSE	76,179.00	59,612.00	51,441.00	39,310.00	39,440.00	41,673.00	41,673.00	
Group 8								
EMPLOYEE BENEFITS	246,259.00	264,267.00	315,148.00	381,029.00	381,029.00	447,431.00	398,926.00	
Total Type E	861,253.00	916,256.00	915,657.00	1,054,447.00	1,054,577.00	1,104,665.00	1,013,416.00	
Expense								
Total Dept 003140	644,673.00	726,666.00	783,961.00	855,792.00	855,862.00	906,619.00	815,369.00	
PROBATION								

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BUD-650110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
SHERRIFF - JAIL								
Revenue								
Fund 001	(200,540.00)	(128,700.00)	(131,908.00)	(129,900.00)	(129,900.00)	(143,900.00)	(150,900.00)	(150,900.00)
Type R	(200,540.00)	(128,700.00)	(131,908.00)	(129,900.00)	(129,900.00)	(143,900.00)	(150,900.00)	(150,900.00)
Expense								
Group 1								
PERSONAL SERVICES								
Group 2	1,717,274.00	1,758,481.00	1,816,100.00	1,865,596.00	1,865,596.00	1,945,073.00	1,879,075.00	
EQUIPMENT & CAPITAL OUTLAY	6,428.00	1,091.00	4,241.00	6,325.00	6,325.00	2,598.00	2,595.00	
Group 4	599,453.00	598,787.00	536,317.00	544,433.00	562,360.79	558,013.00	599,018.00	
CONTRACTUAL EXPENSE								
Group 8	679,224.00	823,987.00	907,870.00	1,112,670.00	1,112,670.00	1,208,959.00	1,140,639.00	
EMPLOYEE BENEFITS								
Total Type E Expense	3,002,379.00	3,177,256.00	3,264,445.00	3,520,924.00	3,546,861.79	3,722,648.00	3,669,318.00	
Total Dept 003150 SHERIFF - JAIL	2,801,839.00	3,046,596.00	3,130,638.00	3,402,024.00	3,419,961.79	3,578,648.00	3,437,418.00	

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 003151								
Type R								
Group								
GENERAL FUND								
CRIME VICTIM ASSISTANCE								
Revenue								
	(99,401.00)	(95,401.00)	(100,610.00)	(102,790.00)	(102,790.00)	(101,566.00)	(101,566.00)	(101,566.00)
Total Type R Revenue								
	(99,401.00)	(95,401.00)	(100,610.00)	(102,790.00)	(102,790.00)	(101,566.00)	(101,566.00)	(101,566.00)
Type E								
Group 1								
PERSONAL SERVICES								
	63,482.00	65,154.00	68,279.00	72,195.00	72,195.00	69,421.00	69,421.00	69,421.00
Group 4								
CONTRACTUAL EXPENSE								
	21,700.00	16,543.00	13,775.00	10,890.00	10,890.00	9,776.00	9,776.00	9,776.00
Group 8								
EMPLOYEE BENEFITS								
	13,199.00	13,711.00	17,756.00	19,715.00	19,715.00	22,369.00	22,369.00	22,401.00
Total Type E Expense								
	98,401.00	95,401.00	100,610.00	102,790.00	102,790.00	101,566.00	101,566.00	101,566.00
Total Dept 003151 CRIME VICTIM ASSISTANCE								
	0.00	0.00	0.00	0.00	0.00	300.00	300.00	300.00

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BUD-0501.0
 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 003189								
Type E								
Group 1								
PERSONAL SERVICES	47,257.00	50,003.00	56,223.00	59,331.00	59,331.00	56,321.00	56,321.00	56,321.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	2,081.00	265.00	265.00	294.00	294.00	430.00	430.00	430.00
Group 4								
CONTRACTUAL EXPENSE	148,479.00	128,423.00	112,041.00	138,394.00	138,482.34	138,610.00	107,968.00	107,968.00
Group 8								
EMPLOYEE BENEFITS	17,590.00	17,980.00	20,925.00	22,962.00	22,962.00	25,591.00	25,133.00	25,133.00
Total Type E Expense	215,433.00	192,631.00	195,616.00	219,971.00	220,079.34	223,021.00	189,563.00	189,563.00
Total Dept 003189	215,433.00	192,631.00	195,616.00	219,971.00	220,079.34	223,021.00	189,563.00	189,563.00
CONFIDENTIAL INVESTIGATIONS - D.A.								

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Fund 001	(74,271.00)	(75,472.00)	(76,198.00)	(71,871.00)	(71,871.00)	(72,766.00)	(72,766.00)	(72,766.00)
Dept 003315								
Type R								
Group								
STOP D.W.I. PROGRAM								
Revenue								
Total Type R Revenue	(74,271.00)	(75,472.00)	(76,198.00)	(71,871.00)	(71,871.00)	(72,766.00)	(72,766.00)	(72,766.00)
Type E								
Group 1								
PERSONAL SERVICES								
Group 2	28,666.00	27,010.00	25,455.00	23,970.00	23,970.00	24,015.00	24,015.00	24,015.00
EQUIPMENT & CAPITAL OUTLAY	14,000.00	14,500.00	15,000.00	15,500.00	21,283.44	15,500.00	15,500.00	15,500.00
Group 4								
CONTRACTUAL EXPENSE	26,281.00	26,281.00	26,487.00	20,697.00	30,686.28	20,605.00	20,605.00	20,605.00
Group 8								
EMPLOYEE BENEFITS	5,102.00	5,695.00	11,236.00	11,704.00	11,704.00	12,151.00	12,151.00	12,151.00
Total Type E Expense	74,271.00	75,472.00	76,198.00	71,871.00	77,793.72	72,461.00	72,461.00	72,766.00
Total Dept 003315 STOP D.W.I. PROGRAM	0.00	0.00	0.00	0.00	6,922.72	(365.00)	(365.00)	(365.00)

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 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
CONTROL OF ANIMALS								
Revenue								
Fund 001	943,000.00	143,620.00	(58,496.00)	(87,876.00)	(27,876.00)	(86,876.00)	(26,876.00)	
Dept 003610								
Type R								
Group								
Total Type R Revenue	943,000.00	143,620.00	(58,496.00)	(87,876.00)	(27,876.00)	(86,876.00)	(26,876.00)	
Expense								
Type E								
Group 1								
PERSONAL SERVICES								
Group 2								
EQUIPMENT & CAPITAL OUTLAY	52,313.00	52,804.00	43,890.00	56,864.00	56,864.00	61,949.00	61,949.00	
Group 4								
CONTRACTUAL EXPENSE	1,269.00	700.00	335.00	500.00	500.00	165.00	165.00	
Group 8								
EMPLOYEE BENEFITS	17,826.00	15,392.00	15,811.00	15,632.00	15,987.00	23,413.00	23,413.00	
Total Type E Expense	9,207.00	9,821.00	11,536.00	18,997.00	19,087.00	21,174.00	21,174.00	
Total Dept 003610 CONTROL OF ANIMALS	80,616.00	78,717.00	91,644.00	91,063.00	91,408.00	106,701.00	106,701.00	
Total	37,816.00	36,097.00	43,048.00	63,307.00	63,832.00	67,626.00	67,626.00	

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
EMERGENCY MANAGEMENT								
Fund 001	(118,300.00)	(143,733.00)	(23,900.00)	(23,679.00)	(23,679.00)	(27,779.00)	(27,779.00)	(27,779.00)
Dept 003640								
Type R								
Group								
Total Type R Revenue	(118,300.00)	(143,733.00)	(23,900.00)	(23,679.00)	(23,679.00)	(27,779.00)	(27,779.00)	(27,779.00)
Type E								
Group 1								
PERSONAL SERVICES	143,485.00	151,483.00	103,705.00	103,699.00	115,485.00	113,663.00	113,663.00	113,663.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	26,859.00	13,231.00	14,468.00	15,746.00	17,591.00	22,934.00	14,354.00	14,354.00
Group 4								
CONTRACTUAL EXPENSE	300,233.00	229,617.00	92,728.00	66,439.00	212,510.97	92,606.00	157,896.00	157,896.00
Group 8								
EMPLOYEE BENEFITS	54,262.00	56,381.00	71,244.00	66,708.00	55,301.00	60,036.00	67,993.00	67,993.00
Total Type E Expense	427,139.00	453,532.00	340,145.00	302,654.00	400,840.57	355,549.00	344,306.00	344,306.00
Total Dept 003640 EMERGENCY MANAGEMENT	308,939.00	310,199.00	316,968.00	338,065.00	377,161.97	332,170.00	316,527.00	316,527.00

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Fiscal Year: 2013 Printed From: 1 To: 12

BUD-050110
 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 004010								
Type R								
Group								
GENERAL FUND								
PUBLIC HEALTH								
Revenue								
	(2,112,695.00)	(2,091,285.00)	(1,286,254.00)	(1,009,216.00)	(1,104,208.00)	(1,112,527.00)	(1,112,527.00)	(1,112,527.00)
Total Type R Revenue	(2,112,695.00)	(2,091,285.00)	(1,286,254.00)	(1,009,216.00)	(1,104,208.00)	(1,112,527.00)	(1,112,527.00)	(1,112,527.00)
Type E								
Group 1								
PERSONAL SERVICES								
	1,494,151.00	1,587,748.00	1,073,805.00	919,823.00	919,823.00	852,482.00	844,442.00	844,442.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
	25,728.00	39,839.00	20,755.00	17,000.00	20,166.41	10,020.00	10,020.00	10,020.00
Group 4								
CONTRACTUAL EXPENSE								
	817,559.00	789,868.00	582,289.00	509,394.00	522,088.17	558,182.00	593,182.00	593,182.00
Group 8								
EMPLOYEE BENEFITS								
	506,151.00	673,692.00	411,500.00	468,294.00	486,294.00	440,822.00	440,822.00	440,822.00
Total Type E Expense	2,833,689.00	3,084,317.00	2,198,349.00	1,944,461.00	1,960,333.60	1,873,366.00	1,896,366.00	1,896,366.00
Total Dept 004010 PUBLIC HEALTH	820,993.00	963,062.00	867,005.00	845,165.00	866,067.59	760,639.00	760,639.00	760,639.00

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GENERAL FUND								
Fund 001								
Dept 004059								
Type R								
Group								
	(375,000.00)	(375,000.00)	(375,000.00)	(438,847.00)	(438,847.00)	(425,945.00)	(425,945.00)	(425,945.00)
Total Type R Revenue	(375,000.00)	(375,000.00)	(375,000.00)	(438,847.00)	(438,847.00)	(425,945.00)	(425,945.00)	(425,945.00)
Type E								
Group 1								
PERSONAL SERVICES	0.00	0.00	0.00	115,544.00	115,544.00	116,533.00	116,533.00	116,533.00
Group 4								
CONTRACTUAL EXPENSE	500,000.00	500,000.00	500,000.00	500,000.00	500,000.00	500,730.00	500,730.00	500,730.00
Group 8								
EMPLOYEE BENEFITS	0.00	0.00	0.00	64,672.00	64,672.00	71,300.00	71,300.00	71,300.00
Total Type E Expense	500,000.00	500,000.00	500,000.00	668,216.00	668,216.00	698,543.00	698,543.00	698,543.00
Total Dept 004059	125,000.00	125,000.00	125,000.00	251,369.00	251,369.00	270,693.00	270,693.00	270,693.00
EARLY INTERVENTION PROGRAM								

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BUD4650110
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Fund 001								
Dept 004310								
Type R								
Group								
MENTAL HEALTH ADMINISTRATION								
Revenue								
	(2,514,245.00)	(2,592,907.00)	(2,703,533.00)	(2,734,332.00)	(2,734,332.00)	(2,469,045.00)	(2,319,001.00)	(2,319,001.00)
Total Type R Revenue	(2,514,245.00)	(2,592,907.00)	(2,703,533.00)	(2,734,332.00)	(2,734,332.00)	(2,469,045.00)	(2,319,001.00)	(2,319,001.00)
Type E								
Group 1								
PERSONAL SERVICES								
	1,377,000.00	1,495,765.00	1,485,122.00	1,403,601.00	1,403,601.00	1,290,402.00	1,103,892.00	1,103,892.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
	9,034.00	6,075.00	8,194.00	6,217.00	7,960.00	5,797.00	4,037.00	4,037.00
Group 4								
CONTRACTUAL EXPENSE								
	984,389.00	934,203.00	961,405.00	870,409.00	869,234.50	770,737.00	750,062.00	750,062.00
Group 8								
EMPLOYEE BENEFITS								
	571,817.00	646,687.00	706,726.00	756,711.00	756,711.00	811,475.00	654,235.00	654,235.00
Total Type E Expense	2,964,209.00	3,046,626.00	3,163,447.00	3,076,936.00	3,077,196.50	2,876,414.00	2,622,026.00	2,622,026.00
Total Dept 004310	439,964.00	452,718.00	468,914.00	347,668.00	342,964.63	365,629.00	203,976.00	203,976.00
MENTAL HEALTH ADMINISTRATION								

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BUD-650110
 Prepared By: NE5811TC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 004320								
FRIENDS OF MENTAL HEALTH								
Type R								
Revenue								
	(64,577.00)	(64,577.00)	(65,311.00)	(62,958.00)	(62,958.00)	(63,863.00)	(63,863.00)	(63,863.00)
Total Type R								
Revenue	(64,577.00)	(64,577.00)	(65,311.00)	(62,958.00)	(62,958.00)	(63,863.00)	(63,863.00)	(63,863.00)
Type E								
Expense								
GROUP 4								
CONTRACTUAL EXPENSE								
	64,577.00	64,577.00	65,311.00	62,958.00	62,958.00	63,863.00	63,863.00	63,863.00
Total Type E								
Expense	64,577.00	64,577.00	65,311.00	62,958.00	62,958.00	63,863.00	63,863.00	63,863.00
Total Dept 00-0320								
FRIENDS OF MENTAL HEALTH								
	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 004321								
ARC PROGRAM								
Type R								
Revenue								
Group								
	(316,534.00)	(276,666.00)	(192,271.00)	(192,059.00)	(192,059.00)	(243,614.00)	(243,614.00)	
Total Type R Revenue	(316,534.00)	(276,666.00)	(192,271.00)	(192,059.00)	(192,059.00)	(243,614.00)	(243,614.00)	
Type E								
Expense								
Group 4								
CONTRACTUAL EXPENSE								
	398,265.00	316,487.00	232,102.00	231,899.00	231,899.00	293,445.00	293,445.00	
Total Type E Expense	398,265.00	316,487.00	232,102.00	231,899.00	231,899.00	293,445.00	293,445.00	
Total Dept 00-0321 ARC PROGRAM	39,831.00	39,831.00						

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BUD4650110
 Prepared By: NE5811TC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 004322								
Type R								
Group								
GENERAL FUND								
DRUG & ALCOHOL ABUSE PROGRAMS								
Revenue	(298,143.00)	(346,160.00)	(346,900.00)	(283,012.00)	(260,072.00)	(298,368.00)	(286,160.00)	
Total Type R Revenue	(298,143.00)	(346,160.00)	(346,900.00)	(283,012.00)	(260,072.00)	(298,368.00)	(286,160.00)	
Type E								
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	326,884.00	394,851.00	394,851.00	318,179.00	318,179.00	321,327.00	321,327.00	
Total Dept 004322 DRUG & ALCOHOL ABUSE PROGRAMS	328,034.00	394,851.00	394,851.00	318,179.00	318,179.00	321,327.00	321,327.00	
Total	38,891.00	38,691.00	38,691.00	35,167.00	35,167.00	35,167.00	35,167.00	

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 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 004323								
Type R								
Revenue								
0.00	0.00	0.00	(60,650.00)	(66,720.00)	(66,720.00)	(61,700.00)	(61,700.00)	(61,700.00)
Total Type R Revenue	0.00	0.00	(60,650.00)	(66,720.00)	(66,720.00)	(61,700.00)	(61,700.00)	(61,700.00)
Type E								
Expense								
GROUP 4								
CONTRACTUAL EXPENSE								
0.00	0.00	0.00	60,650.00	66,720.00	66,720.00	61,700.00	61,700.00	61,700.00
Total Type E Expense	0.00	0.00	60,650.00	66,720.00	66,720.00	61,700.00	61,700.00	61,700.00
Total Dept 00-0323 004323	0.00	0.00						

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 004390								
Type E								
Group 4								
CONTRACTUAL EXPENSE	75,000.00	75,000.00	50,000.00	40,000.00	40,000.00	40,000.00	40,000.00	40,000.00
Total Type E Expense	75,000.00	75,000.00	50,000.00	40,000.00	40,000.00	40,000.00	40,000.00	40,000.00
Total Dept 004390								
MENTAL HEALTH LAW EXPENSE	75,000.00	75,000.00	50,000.00	40,000.00	40,000.00	40,000.00	40,000.00	40,000.00

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 Prepared By: NE581TTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 004540								
MERCY FLIGHT								
Type E								
Group 4								
CONTRACTUAL EXPENSE	6,000.00	6,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
Total Type E Expense	6,000.00	6,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
Total Dept 004540	6,000.00	6,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
MERCY FLIGHT								

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BUD-050110
 Prepared By: NE5811TC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006630								
Type R								
Group								
GENERAL FUND								
PUBLIC TRANSPORTATION								
Revenue	(11,000.00)	(11,000.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)
Total Type R Revenue	(11,000.00)	(11,000.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE	30,000.00	30,000.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00
Total Type E Expense	30,000.00	30,000.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00
Total Dept 006630 PUBLIC TRANSPORTATION	19,000.00	19,000.00	17,781.00	17,781.00	17,781.00	17,781.00	17,781.00	17,781.00

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 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
SOCIAL SERVICES ADMINISTRATION								
Fund 001								
Dept 006010								
Type R								
Group								
	(5,349,706.00)	(5,697,020.00)	(5,278,712.00)	(5,369,443.00)	(5,369,443.00)	(5,526,719.00)	(5,463,020.00)	(5,463,020.00)
Total Type R Revenue	(5,349,706.00)	(5,697,020.00)	(5,278,712.00)	(5,369,443.00)	(5,369,443.00)	(5,526,719.00)	(5,463,020.00)	(5,463,020.00)
Type E								
Group 1								
PERSONAL SERVICES	3,051,895.00	3,230,633.00	3,175,026.00	3,257,018.00	3,257,018.00	3,224,300.00	3,224,300.00	3,224,300.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	57,866.00	21,434.00	15,076.00	35,396.00	35,396.00	9,245.00	9,245.00	9,245.00
Group 4								
CONTRACTUAL EXPENSE	1,759,714.00	1,946,590.00	1,628,075.00	1,421,546.00	1,423,030.79	1,839,710.00	1,845,678.00	1,845,678.00
Group 8								
EMPLOYEE BENEFITS	1,439,261.00	1,612,311.00	1,707,698.00	2,139,941.00	2,139,941.00	2,409,226.00	2,341,170.00	2,341,170.00
Total Type E Expense	6,208,646.00	6,761,166.00	6,618,675.00	6,852,905.00	6,856,363.79	7,002,463.00	6,830,354.00	6,830,354.00
Total Dept 006010 SOCIAL SERVICES ADMINISTRATION	939,939.00	1,164,136.00	1,337,933.00	1,496,462.00	1,499,910.79	1,476,944.00	1,367,374.00	1,367,374.00

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Fund 001								
GENERAL FUND								
Dept 006055								
Type R								
Revenue								
Group								
DAYCARE - DSS	1,154,457.00	(1,046,429.00)	(1,037,520.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)
Total Type R Revenue	(1,154,457.00)	(1,046,429.00)	(1,077,520.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,197,260.00	1,140,269.00	1,115,650.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00
Total Type E Expense	1,197,260.00	1,140,269.00	1,115,650.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00
Total Dept 006055 DAYCARE - DSS	43,812.00	60,840.00	36,130.00	61,500.00	61,500.00	61,500.00	61,500.00	61,500.00

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 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006070								
Type R								
Group								
GENERAL FUND								
SERVICE FOR RECEIPTS - DSS								
Revenue								
	(5,000.00)	(5,000.00)	(6,600.00)	(11,620.00)	(11,620.00)	(11,620.00)	(11,620.00)	(11,620.00)
Total Type R Revenue	(5,000.00)	(5,000.00)	(6,600.00)	(11,620.00)	(11,620.00)	(11,620.00)	(11,620.00)	(11,620.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE								
	40,000.00	35,000.00	26,000.00	33,000.00	33,000.00	33,000.00	33,000.00	33,000.00
Total Type E Expense	40,000.00	35,000.00	26,000.00	33,000.00	33,000.00	33,000.00	33,000.00	33,000.00
Total Dept 006070 SERVICE FOR RECEIPTS - DSS	36,000.00	30,000.00	21,400.00	21,680.00	21,680.00	21,680.00	21,680.00	21,680.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006101								
Type R								
Group								
GENERAL FUND								
MEDICAL ASSISTANCE - DSS								
Revenue								
	(349,750.00)	(375,000.00)	(325,000.00)	(410,000.00)	(470,000.00)	(465,000.00)	(465,000.00)	(465,000.00)
Total Type R Revenue	(349,750.00)	(375,000.00)	(375,000.00)	(410,000.00)	(410,000.00)	(465,000.00)	(465,000.00)	(465,000.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	375,000.00	375,000.00	375,000.00	430,000.00	430,000.00	465,000.00	465,000.00	465,000.00
Total Dept 006101 MEDICAL ASSISTANCE - DSS	375,000.00	375,000.00	375,000.00	410,000.00	470,000.00	465,000.00	465,000.00	465,000.00
	26,250.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006102								
Type E								
Group 4								
CONTRACTUAL EXPENSE	8,354,342.00	8,453,552.00	8,637,677.00	9,117,206.00	9,117,206.00	9,433,264.00	9,433,264.00	9,433,264.00
Total Type E Expense	8,354,342.00	8,453,552.00	8,637,677.00	9,117,206.00	9,117,206.00	9,433,264.00	9,433,264.00	9,433,264.00
Total Dept 006102 MEDICAL MIS - DSS	8,354,342.00	8,453,552.00	8,637,677.00	9,117,206.00	9,117,206.00	9,433,264.00	9,433,264.00	9,433,264.00

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Fund 001								
Dept 006109								
Type R								
Group								
GENERAL FUND								
FAMILY ASSISTANCE - DSS								
Revenue								
	(1,298,963.00)	(1,256,801.00)	(1,600,452.00)	(2,345,000.00)	(2,345,000.00)	(2,070,000.00)	(2,070,000.00)	(2,070,000.00)
Total Type R Revenue	(1,298,963.00)	(1,256,801.00)	(1,600,452.00)	(2,345,000.00)	(2,345,000.00)	(2,070,000.00)	(2,070,000.00)	(2,070,000.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE								
Expense								
	1,875,000.00	2,000,000.00	2,222,452.00	2,425,000.00	2,425,000.00	2,300,000.00	2,300,000.00	2,300,000.00
Total Type E Expense	1,875,000.00	2,000,000.00	2,222,452.00	2,425,000.00	2,425,000.00	2,300,000.00	2,300,000.00	2,300,000.00
Total Dept 006109 FAMILY ASSISTANCE - DSS	636,037.00	643,399.00	632,000.00	60,000.00	80,000.00	230,000.00	230,000.00	130,000.00

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COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-650110
 Prepared By: NE58ITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006119								
CHILD CARE - DSS								
Type R								
Revenue								
	(803,330.00)	(770,547.00)	(501,659.00)	(539,628.00)	(520,628.00)	(543,816.00)	(551,127.00)	(551,127.00)
Total Type R Revenue	(803,330.00)	(770,547.00)	(501,659.00)	(539,628.00)	(520,628.00)	(543,816.00)	(551,127.00)	(551,127.00)
Type E								
Expense								
GROUP 4								
CONTRACTUAL EXPENSE								
	927,145.00	927,145.00	680,450.00	775,450.00	775,450.00	770,000.00	770,000.00	770,000.00
Total Type E Expense	927,145.00	927,145.00	680,450.00	775,450.00	775,450.00	770,000.00	770,000.00	770,000.00
Total Dept 006119 CHILD CARE - DSS	123,815.00	156,598.00	178,791.00	235,822.00	236,822.00	226,184.00	218,873.00	218,873.00

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BUD-650110
 Prepared By: NE5811TC

Fiscal Year: 2013 Printed From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006123								
Type R								
Group								
GENERAL FUND								
JUVENILE DELINQUENTS - DSS								
Revenue								
	(5,650.00)	(26,475.00)	(25,550.00)	(13,100.00)	(13,100.00)	(10,300.00)	(10,100.00)	
Total Type R Revenue	(5,650.00)	(26,475.00)	(25,550.00)	(13,100.00)	(13,100.00)	(10,300.00)	(10,100.00)	
Type E								
Group 4								
CONTRACTUAL EXPENSE								
	80,000.00	80,000.00	220,000.00	155,000.00	155,000.00	330,000.00	55,000.00	
Total Type E Expense	80,000.00	80,000.00	220,000.00	155,000.00	155,000.00	330,000.00	55,000.00	
Total Dept 006123 JUVENILE DELINQUENTS - DSS	74,350.00	53,525.00	194,450.00	141,900.00	141,900.00	119,700.00	44,900.00	

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COUNTY OF ORLEANS
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Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: NE58ITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006129								
Type E								
Group 4								
CONTRACTUAL EXPENSE	300,000.00	300,000.00	175,000.00	125,000.00	125,000.00	325,000.00	125,000.00	125,000.00
Total Type E Expense	300,000.00	300,000.00	175,000.00	125,000.00	125,000.00	325,000.00	125,000.00	125,000.00
Total Dept 006129	300,000.00	300,000.00	175,000.00	125,000.00	125,000.00	325,000.00	125,000.00	125,000.00
STATE TRAINING SCHOOL - DSS								

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BUD-650110
 Prepared By: NE-SBITTC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006140								
SAFETY NET - DSS								
Type R								
Revenue								
Group								
Total Type R Revenue	(720,045.00)	(886,487.00)	(1,065,349.00)	(745,913.00)	(745,913.00)	(733,833.00)	(733,833.00)	(733,833.00)
Type E								
Expense								
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	1,400,000.00	1,827,112.00	1,910,974.00	2,000,000.00	2,000,000.00	2,050,000.00	2,050,000.00	2,050,000.00
Total Dept 006140 SAFETY NET - DSS	1,400,000.00	1,827,112.00	1,910,974.00	2,000,000.00	2,000,000.00	2,050,000.00	2,050,000.00	2,050,000.00
Total Dept 006140 SAFETY NET - DSS	670,945.00	740,626.00	826,625.00	1,264,087.00	1,264,087.00	1,315,167.00	1,315,167.00	1,315,167.00

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Fiscal Year: 2013 Printed From: 1 To: 12

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 Prepared By: NE58ITTC

Account Description	Fund 001	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND									
FUEL AID / HEAP - DSS									
Type R Revenue		90,000.00	125,000.00	250,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
Group									
Total Type R Revenue		90,000.00	125,000.00	250,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
Type E Expense									
GROUP 4									
CONTRACTUAL EXPENSE									
Total Type E Expense		40,000.00	25,000.00	30,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
Total Dept 006141									
FUEL AID / HEAP - DSS									
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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BUD-0501.0
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006142								
Type R								
Group								
GENERAL FUND								
EMERGENCY AID ADULTS - DSS								
Revenue								
	(25,000.00)	(20,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
Total Type R Revenue	(25,000.00)	(20,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE								
	50,000.00	40,000.00	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00
Total Type E Expense	50,000.00	40,000.00	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00
Total Dept 006142 EMERGENCY AID ADULTS - DSS	25,000.00	20,000.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00

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BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001	(90,069.00)	(88,157.00)	(27,500.00)	(59,340.00)	(58,042.00)	(87,910.00)	(87,910.00)	(87,910.00)
Dept 006410								
Type R								
Group								
GENERAL FUND								
TOURISM								
Revenue								
Total Type R Revenue	(90,069.00)	(88,157.00)	(27,500.00)	(59,340.00)	(58,042.00)	(87,910.00)	(87,910.00)	(87,910.00)
Type E								
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
Group 4								
CONTRACTUAL EXPENSE	0.00	1,905.00	1,314.00	697.00	697.00	541.00	541.00	541.00
Total Type E Expense	144,225.00	141,093.00	76,626.00	117,110.00	119,395.00	135,663.00	136,663.00	136,663.00
Total Dept 006410 TOURISM	144,225.00	143,013.00	80,940.00	117,807.00	120,092.00	136,204.00	137,204.00	137,204.00
Total Dept 006410 TOURISM	53,956.00	54,856.00	53,440.00	58,667.00	61,152.00	51,414.00	51,414.00	51,414.00

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BUD-050110
 Prepared By: NE-SBITTC

Fiscal Year: 2013 Printed From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
VETERANS SERVICES								
Revenue								
Fund 001	51,016.00	74,389.00	81,726.00	89,054.00	89,054.00	88,519.00	88,519.00	88,519.00
Dept 006510								
Type R								
Group								
Total Type R Revenue	51,016.00	74,389.00	81,726.00	89,054.00	89,054.00	88,519.00	88,519.00	88,519.00
Expense								
Group 1								
PERSONAL SERVICES								
Group 2	70,837.00	75,432.00	76,162.00	79,943.00	79,943.00	80,618.00	80,618.00	80,618.00
EQUIPMENT & CAPITAL OUTLAY	650.00	416.00	2,225.00	312.00	312.00	370.00	370.00	370.00
Group 4	25,451.00	26,103.00	23,463.00	29,727.00	29,077.00	25,680.00	25,680.00	25,348.00
CONTRACTUAL EXPENSE	43,482.00	44,984.00	52,029.00	61,335.00	61,335.00	66,580.00	66,580.00	63,305.00
Group 8								
EMPLOYEE BENEFITS								
Total Type E Expense	140,400.00	146,935.00	166,908.00	171,317.00	171,487.00	176,360.00	169,526.00	169,526.00
Total Dept 006510 VETERANS SERVICES	89,307.00	71,546.00	75,952.00	82,263.00	82,413.00	86,832.00	81,007.00	81,007.00

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Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Fund 001								
Dept 006510								
Type R								
Group								
WEIGHTS & MEASURES								
Revenue								
	(8,100.00)	(7,600.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)
Total Type R Revenue	(8,100.00)	(7,600.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)
Type E								
Group 1								
PERSONAL SERVICES								
	31,410.00	32,501.00	33,926.00	34,251.00	34,251.00	34,251.00	34,251.00	34,251.00
Group 2	175.00	175.00	175.00	175.00	175.00	500.00	175.00	175.00
EQUIPMENT & CAPITAL OUTLAY								
Group 4	5,266.00	5,076.00	5,810.00	6,553.00	6,553.00	28,943.00	28,918.00	28,918.00
CONTRACTUAL EXPENSE								
Group 8	21,294.00	22,903.00	26,759.00	19,532.00	19,532.00	21,727.00	20,754.00	20,754.00
EMPLOYEE BENEFITS								
Total Type E Expense	68,335.00	61,067.00	66,670.00	60,511.00	60,511.00	66,367.00	64,135.00	64,135.00
Total Dept 006510 WEIGHTS & MEASURES	60,235.00	53,467.00	65,626.00	64,461.00	64,461.00	79,347.00	79,069.00	79,069.00

COUNTY OF ORLEANS
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
OFFICE FOR THE AGING								
Revenue								
Fund 001	1,063,819.00	(1,164,138.00)	(1,244,602.00)	(1,095,535.00)	(1,065,535.00)	(1,029,934.00)	(1,029,934.00)	(1,029,934.00)
Dept 006772								
Type R								
Group								
Total Type R Revenue	(1,063,819.00)	(1,164,138.00)	(1,244,602.00)	(1,095,535.00)	(1,065,535.00)	(1,029,934.00)	(1,029,934.00)	(1,029,934.00)
Expense								
Type E								
Group 1								
PERSONAL SERVICES	420,192.00	460,157.00	472,959.00	379,395.00	379,395.00	342,331.00	342,331.00	342,331.00
Group 2	1,457.00	2,791.00	2,429.00	1,005.00	1,005.00	1,973.00	1,973.00	1,973.00
EQUIPMENT & CAPITAL OUTLAY								
Group 4	529,877.00	589,797.00	633,475.00	505,896.00	586,201.48	644,019.00	617,035.00	617,035.00
CONTRACTUAL EXPENSE								
Group 8	131,267.00	169,612.00	212,937.00	206,487.00	206,487.00	176,080.00	169,115.00	169,115.00
EMPLOYEE BENEFITS								
Total Type E Expense	1,082,853.00	1,231,767.00	1,321,701.00	1,170,454.00	1,171,006.48	1,166,403.00	1,130,454.00	1,130,454.00
Total Dept 006772 OFFICE FOR THE AGING	99,974.00	67,618.00	76,069.00	104,999.00	106,471.48	136,469.00	100,520.00	100,520.00

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Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 007180								
Type R								
Group								
GENERAL FUND								
MARINE PARK								
Revenue								
	98,000.00	100,000.00	53,000.00	95,000.00	133,815.00	42,000.00	45,000.00	45,000.00
Total Type R Revenue	98,000.00	100,000.00	53,000.00	95,000.00	133,815.00	42,000.00	45,000.00	45,000.00
Type E								
Group 1								
PERSONAL SERVICES								
	6,703.00	7,077.00	1,218.00	7,299.00	7,289.00	1,289.00	7,259.00	7,259.00
Group 4								
CONTRACTUAL EXPENSE								
	63,989.00	105,049.00	51,309.00	46,599.00	226,614.00	45,135.00	44,295.00	44,295.00
Group 8								
EMPLOYEE BENEFITS								
	1,023.00	1,356.00	1,600.00	1,532.00	1,532.00	558.00	558.00	558.00
Total Type E Expense	81,525.00	113,482.00	64,127.00	55,360.00	236,435.00	62,982.00	62,062.00	62,062.00
Total Dept 007180 MARINE PARK	46,525.00	63,482.00	27,027.00	20,360.00	101,526.00	10,862.00	7,062.00	7,062.00

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BUD-0501.0
 Prepared By: NE581TTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 007310								
YOUTH PROGRAMS								
Type R								
Revenue								
Group								
Total Type R Revenue	91,520.00	138,000.00	(28,000.00)	(25,000.00)	(25,000.00)	(23,000.00)	(23,000.00)	(23,000.00)
Type E								
Expense								
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	41,000.00	38,000.00	26,000.00	25,000.00	25,000.00	23,000.00	23,000.00	23,000.00
Total Dept 007310 YOUTH PROGRAMS	41,520.00	36,000.00	28,000.00	25,000.00	25,000.00	23,000.00	23,000.00	23,000.00
	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

BUD405010

COUNTY OF ORLEANS
Budget Preparation Publication

Prepared By: NESBITTC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 007312								
YOUTH BUREAU								
Type R								
Group								
	110,205.00	111,971.00	(11,060.00)	(5,235.00)	(5,235.00)	(5,235.00)	(5,235.00)	(5,235.00)
Total Type R Revenue	110,205.00	111,971.00	(11,060.00)	(5,235.00)	(5,235.00)	(5,235.00)	(5,235.00)	(5,235.00)
Type E								
Group								
Group 1								
PERSONAL SERVICES								
	16,253.00	0.00	0.00	0.00	0.00			
Group 4								
CONTRACTUAL EXPENSE								
	4,017.00	25,941.00	23,921.00	10,471.00	11,316.00	10,351.00	10,450.00	10,450.00
Group 8								
EMPLOYEE BENEFITS								
	4,056.00	0.00	0.00	0.00	0.00			
Total Type E Expense	24,326.00	23,941.00	23,921.00	10,471.00	11,316.00	10,351.00	10,351.00	10,450.00
Total Dept 007312 YOUTH BUREAU	14,341.00	11,970.00	11,061.00	5,236.00	6,111.00	5,115.00	5,115.00	5,195.00

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BUD-0501.0
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 007415								
LIBRARIES								
Type E								
Group 4								
CONTRACTUAL EXPENSE	12,617.00	13,617.00	10,000.00	10,000.00	10,000.00	44,171.00	10,000.00	10,000.00
Total Type E Expense	12,617.00	13,617.00	10,000.00	10,000.00	10,000.00	44,171.00	10,000.00	10,000.00
Total Dept 007415 LIBRARIES	12,617.00	13,617.00	10,000.00	10,000.00	10,000.00	44,171.00	10,000.00	10,000.00

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BUD-6501.0
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 0075 10								
Type E								
Group 1								
PERSONAL SERVICES	7,267.00	7,741.00	7,866.00	7,973.00	7,973.00	7,973.00	7,973.00	7,973.00
Group 4								
CONTRACTUAL EXPENSE	660.00	643.00	823.00	304.00	5,304.00	260.00	260.00	260.00
Group 8								
EMPLOYEE BENEFITS	903.00	787.00	785.00	1,127.00	1,127.00	1,125.00	1,125.00	1,125.00
Total Type E Expense	9,259.00	9,371.00	9,604.00	9,404.00	14,404.00	9,367.00	9,367.00	9,367.00
Total Dept 0075 10 HISTORIAN	9,259.00	9,371.00	9,604.00	9,404.00	14,404.00	9,367.00	9,367.00	9,367.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
PLANNING								
Revenue								
Fund 001	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(4,000.00)	(4,000.00)	(4,000.00)
Dept 008020								
Type R	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(4,000.00)	(4,000.00)	(4,000.00)
Group								
Type E								
Group 1								
PERSONAL SERVICES	148,323.00	157,722.00	150,745.00	112,374.00	112,374.00	112,374.00	193,374.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	567.00	1,793.00	1,221.00	993.00	993.00	134.00	134.00	134.00
Group 4								
CONTRACTUAL EXPENSE	14,175.00	13,820.00	14,112.00	13,987.00	40,987.00	12,804.00	12,804.00	42,904.00
Group 8								
EMPLOYEE BENEFITS	35,686.00	44,160.00	50,420.00	64,820.00	64,820.00	69,674.00	64,992.00	
Total Type E	198,751.00	217,495.00	216,498.00	191,874.00	226,874.00	194,966.00	180,304.00	
Expense								
Total Dept 008020	193,751.00	212,495.00	211,498.00	186,874.00	221,874.00	190,966.00	184,304.00	
PLANNING								

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COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 008021								
Type E								
Group 4								
CONTRACTUAL EXPENSE	100,000.00	120,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00
Total Type E Expense	100,000.00	120,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00
Total Dept 008021 ECONOMIC DEVELOPMENT - OEDA	100,000.00	120,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00

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COUNTY OF ORLEANS
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Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: NE581TTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 008025								
Type E								
Group 4								
CONTRACTUAL EXPENSE	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00
Total Type E Expense	6,647.00	6,647.00						
Total Dept 008025	6,647.00	6,647.00						
JOINT PLANNING BOARD								

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Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 000720								
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00	500.00
Total Type E Expense	1,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00	500.00
Total Dept 000720 SPORTSMAN'S FEDERATION	1,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00	500.00

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BUD-050110
 Prepared By: NE5811TC

Fiscal Year: 2013 Period From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 000740								
Type R								
Group								
GENERAL FUND								
OAK ORCHARD SMALL WATERSHED								
Revenue								
	(30,054.00)	(30,847.00)	(30,847.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)
Total Type R Revenue	(30,054.00)	(30,847.00)	(30,847.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE								
	30,054.00	30,847.00	30,847.00	34,703.00	34,703.00	34,703.00	34,703.00	34,703.00
Total Type E Expense	30,054.00	30,847.00	30,847.00	34,703.00	34,703.00	34,703.00	34,703.00	34,703.00
Total Dept 000740								
OAK ORCHARD SMALL WATERSHED								
	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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BUD-0501.0
 Prepared By: NE-SBITC

COUNTY OF ORLEANS
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 0007.45								
Type E								
Group 4								
CONTRACTUAL EXPENSE	55,000.00	57,750.00	57,750.00	57,750.00	57,750.00	60,250.00	57,750.00	57,750.00
Total Type E Expense	55,000.00	57,750.00	57,750.00	57,750.00	57,750.00	60,250.00	57,750.00	57,750.00
Total Dept 0007.45								
SOIL AND WATER	55,000.00	57,750.00	57,750.00	57,750.00	57,750.00	60,250.00	57,750.00	57,750.00

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BUD-6501.0
 Prepared By: NE58ITTC

Fiscal Year: 2013 Period From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 000750								
Type E								
Group 4								
CONTRACTUAL EXPENSE	282,776.00	343,500.00	216,150.00	219,150.00	219,150.00	243,300.00	219,150.00	
Total Type E Expense	282,776.00	343,500.00	216,150.00	219,150.00	219,150.00	243,300.00	219,150.00	
Total Dept 000750 COOPERATIVE EXTENSION	282,776.00	343,500.00	216,150.00	219,150.00	219,150.00	243,300.00	219,150.00	

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 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 0007S1								
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,500.00	2,000.00	1,000.00	1,000.00	1,000.00	1,765.00	1,000.00	1,000.00
Total Type E Expense	1,500.00	2,000.00	1,000.00	1,000.00	1,000.00	1,765.00	1,000.00	1,000.00
Total Dept 0007S1 COUNCIL OF THE ARTS	1,500.00	2,000.00	1,000.00	1,000.00	1,000.00	1,765.00	1,000.00	1,000.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
HOUSING Revenue								
Group								
Fund 001	(157,753.00)	(183,470.00)	(185,334.00)	(200,645.00)	(200,645.00)	(206,132.00)	(206,132.00)	(206,132.00)
Total Type R Revenue	(157,753.00)	(183,470.00)	(185,334.00)	(200,645.00)	(200,645.00)	(206,132.00)	(206,132.00)	(206,132.00)
Type E Expense								
Group 1 PERSONAL SERVICES								
Group 2 EQUIPMENT & CAPITAL OUTLAY	66,269.00	105,892.00	102,372.00	111,517.00	111,517.00	111,842.00	110,719.00	
Group 4 CONTRACTUAL EXPENSE	1,000.00	1,514.00	281.00	446.00	446.00	513.00	513.00	
Group 8 EMPLOYEE BENEFITS	24,714.00	22,633.00	22,397.00	23,423.00	30,756.42	18,613.00	42,706.00	
Group 9	45,771.00	50,221.00	60,264.00	63,259.00	66,259.00	75,164.00	75,164.00	
Total Type E Expense	157,753.00	183,470.00	185,334.00	200,645.00	200,645.00	206,132.00	206,132.00	206,132.00
Total Dept 00899 HOUSING	0.00	0.00	0.00	0.00	0.00	333.42		

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 998888								
Type R								
Group								
Revenue								
Total Type R Revenue	(14,262,154.00)	(14,530,531.00)	(14,271,320.00)	(14,604,986.00)	(27,326,865.60)	(14,629,599.00)	(15,429,910.00)	(15,429,910.00)
Total Dept 998888 UNASSIGNED	(14,262,154.00)	(14,530,531.00)	(14,271,320.00)	(14,604,986.00)	(27,326,865.60)	(14,629,599.00)	(15,429,910.00)	(15,429,910.00)
Total Fund 001 GENERAL FUND	(14,262,154.00)	(14,530,531.00)	(14,271,320.00)	(14,604,986.00)	(27,326,865.60)	(14,629,599.00)	(15,429,910.00)	(15,429,910.00)
Fund 002								
SOLID WASTE	11,636,655.00	12,195,413.00	13,285,939.00	14,240,265.00	1,942,045.13	17,023,259.00	14,359,910.00	14,359,910.00

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Account Description	Fund 002	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Group									
SOLID WASTE									
SOLID WASTE Revenue									
		(2,365,057.00)	(2,365,057.00)	(2,562,759.00)	(2,562,748.00)	(2,562,748.00)	(2,562,200.00)	(2,542,200.00)	
Total Type R Revenue		(2,365,057.00)	(2,365,057.00)	(2,562,759.00)	(2,562,748.00)	(2,562,748.00)	(2,562,200.00)	(2,562,200.00)	
Type E Expense									
Group 2 EQUIPMENT & CAPITAL OUTLAY									
		3,511.00	3,511.00	3,511.00	3,500.00	3,500.00	3,500.00	3,500.00	
Group 4 CONTRACTUAL EXPENSE									
		2,312,496.00	2,312,496.00	2,510,198.00	2,510,198.00	2,510,198.00	2,530,740.00	2,530,740.00	
Total Type E Expense		2,316,007.00	2,316,007.00	2,613,709.00	2,613,698.00	2,613,698.00	2,633,240.00	2,633,240.00	
Total Dept 006160 SOLID WASTE		(49,050.00)	(49,050.00)						

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BUD-0501.0
 Prepared By: NE58ITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 002								
Dept 008801								
Type E								
5 Group 5								
	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Type E Expense	49,050.00	49,050.00						
Total Dept 008801 INTERFUND TRANSFER	49,050.00	49,050.00						
Total Fund 002 SOLID WASTE	0.00	0.00						
Fund 003								
ROAD FUND	0.00	0.00						

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BUD-0501.0
 Prepared By: NE-SBITTC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003 ROAD FUND								
Dept 003310 TRAFFIC SAFETY - ROAD FUND								
Type E Expense								
Group 1 PERSONAL SERVICES	18,000.00	18,000.00	17,500.00	12,445.00	12,445.00	30,279.00	30,279.00	30,279.00
Group 2 EQUIPMENT & CAPITAL OUTLAY	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Group 4 CONTRACTUAL EXPENSE	11,250.00	10,200.00	11,200.00	11,500.00	14,806.27	17,500.00	11,500.00	11,500.00
Group 8 EMPLOYEE BENEFITS	1,377.00	1,377.00	1,336.00	933.00	933.00	2,279.00	2,279.00	2,279.00
Total Type E Expense	31,627.00	30,577.00	31,036.00	25,878.00	29,186.27	51,058.00	45,056.00	45,056.00
Total Dept 003310 TRAFFIC SAFETY - ROAD FUND	31,627.00	30,577.00	31,036.00	25,878.00	29,186.27	51,058.00	45,056.00	45,056.00

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 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
ROAD FUND								
Dept 006010								
Type E								
Group 1								
PERSONAL SERVICES	163,251.00	172,900.00	156,200.00	162,700.00	162,700.00	167,819.00	167,819.00	167,819.00
Group 3								
EQUIPMENT & CAPITAL OUTLAY	200.00	1,987.00	745.00	735.00	735.00	0,000.00	1,395.00	1,395.00
Group 4								
CONTRACTUAL EXPENSE	3,535.00	3,475.00	3,475.00	2,005.00	2,005.00	7,165.00	7,165.00	7,165.00
Group 8								
EMPLOYEE BENEFITS	61,299.00	65,403.00	75,980.00	100,950.00	100,950.00	115,051.00	107,257.00	107,257.00
Total Type E	228,275.00	246,396.00	236,428.00	266,450.00	266,450.00	291,791.00	283,567.00	283,567.00
Expense								
Total Dept 006010	228,275.00	246,396.00	236,428.00	266,450.00	266,450.00	291,791.00	283,567.00	283,567.00
HIGHWAY ADMINISTRATION								

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BUD-050110
 Prepared By: NE-SBITTC

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
Dept 006110								
Type R								
Group								
ROAD FUND								
ROAD MAINTENANCE								
Revenue								
	(4,500.00)	(6,900.00)	(1,950.00)	(1,450.00)	(7,950.54)	(1,450.00)	(3,450.00)	(3,450.00)
Total Type R Revenue	(4,500.00)	(6,900.00)	(1,950.00)	(1,450.00)	(7,950.54)	(1,450.00)	(3,450.00)	(3,450.00)
Type E								
Group 1								
PERSONAL SERVICES								
	465,211.00	513,978.00	444,465.00	480,338.00	480,338.00	419,400.00	419,400.00	419,400.00
Group 4								
CONTRACTUAL EXPENSE								
	361,504.00	376,035.00	374,074.00	369,000.00	360,400.00	716,005.00	580,205.00	580,205.00
Group 8								
EMPLOYEE BENEFITS								
	272,709.00	316,983.00	345,734.00	361,279.00	361,279.00	416,969.00	367,027.00	367,027.00
Total Type E Expense	1,119,419.00	1,207,996.00	1,164,273.00	1,241,667.00	1,243,967.00	1,562,373.00	1,106,632.00	1,106,632.00
Total Dept 006110 ROAD MAINTENANCE	1,114,919.00	1,200,996.00	1,162,323.00	1,240,137.00	1,236,036.46	1,560,923.00	1,103,102.00	1,103,102.00

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BUD-650110
 Prepared By: NE-SBITC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
Dept 006112								
Type R								
ROAD FUND								
ROAD CONSTRUCTION								
Revenue								
	(950,000.00)	(749,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	(970,000.00)	(1,070,000.00)	(1,070,000.00)
Total Type R Revenue	(950,000.00)	(749,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	(970,000.00)	(1,070,000.00)	(1,070,000.00)
Type E								
Group 1								
PERSONAL SERVICES								
	73,000.00	65,500.00	90,000.00	60,720.00	60,720.00	60,358.00	50,558.00	
Group 4								
CONTRACTUAL EXPENSE								
	871,415.00	688,500.00	910,951.00	1,004,602.00	1,204,602.00	804,887.00	1,000,987.00	
Group 8								
EMPLOYEE BENEFITS								
	5,595.00	5,011.00	5,049.00	4,672.00	4,672.00	4,555.00	4,555.00	
Total Type E Expense	950,000.00	764,011.00	1,070,000.00	1,070,000.00	1,070,000.00	870,000.00	1,070,000.00	1,070,000.00
Total Dept 006112								
ROAD CONSTRUCTION								
	0.00	5,011.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
ROAD FUND								
Dept 006120								
Type R								
Group								
	1,173,000.00	(274,550.00)	0.00	(342,867.00)	(342,867.00)	(288,436.00)	(288,436.00)	
Total Type R Revenue	(1,723,000.00)	(274,550.00)	0.00	(342,867.00)	(342,867.00)	(288,436.00)	(288,436.00)	
Type E								
Group 1								
PERSONAL SERVICES	70,000.00	8,000.00	6,000.00	5,973.00	5,973.00	48,145.00	48,145.00	
Group 4								
CONTRACTUAL EXPENSE	1,938,400.00	236,000.00	7,000.00	360,837.00	360,837.00	403,067.00	403,067.00	
Group 8								
EMPLOYEE BENEFITS	765.00	612.00	612.00	472.00	472.00	3,645.00	3,645.00	
Total Type E Expense	1,929,165.00	304,612.00	13,612.00	367,282.00	367,282.00	454,857.00	454,857.00	
Total Dept 006120 BRIDGES - ROAD FUND	206,095.00	30,062.00	15,612.00	24,615.00	24,615.00	165,402.00	165,402.00	

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 Prepared By: NE-SBITC

Account Description	Original Budget 2009	Original Budget 2010	Original Budget 2011	Original Budget 2012	Adjusted Budget 2012	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
ROAD FUND								
Dept 006142								
Type E								
Group 1								
PERSONAL SERVICES	47,000.00	48,000.00	47,000.00	42,898.00	42,898.00	42,000.00	42,990.00	42,990.00
Group 4								
CONTRACTUAL EXPENSE	1,000,295.00	1,071,521.00	1,090,494.00	1,131,025.00	1,131,025.00	1,140,757.00	1,137,482.00	1,137,482.00
Group 8								
EMPLOYEE BENEFITS	3,590.00	3,612.00	3,556.00	3,271.00	3,271.00	3,180.00	3,190.00	3,190.00
Total Type E Expense	1,149,891.00	1,123,493.00	1,141,079.00	1,177,094.00	1,177,094.00	1,186,017.00	1,183,328.00	1,183,328.00
Total Dept 006142 SNOW REMOVAL	1,149,891.00	1,123,493.00	1,141,079.00	1,177,094.00	1,177,094.00	1,186,017.00	1,183,328.00	1,183,328.00
Total Fund 003 ROAD FUND	2,731,057.00	2,636,034.00	2,596,478.00	2,734,164.00	2,733,371.73	3,246,751.00	3,261,927.00	3,261,927.00
Fund 004								
ROAD MACHINERY FUND								

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

Date Prepared: 1/05/2012 09:42 AM
Report Date: 1/05/2012
Account Title: (0413)
Alt. Sort Table

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 004								
Dept 006130								
Type R								
Group								
ROAD MACHINERY FUND								
MACHINE MAINTENANCE								
Revenue								
	(448,250.00)	(661,300.00)	(402,450.00)	(379,450.00)	(370,450.00)	(482,450.00)	(283,450.00)	(283,450.00)
Total Type R Revenue	(448,250.00)	(661,300.00)	(402,450.00)	(379,450.00)	(370,450.00)	(482,450.00)	(283,450.00)	(283,450.00)
Type E								
Group 1								
PERSONAL SERVICES								
	128,569.00	139,517.00	130,106.00	124,609.00	129,609.00	134,274.00	134,274.00	134,274.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
	77,800.00	321,800.00	54,600.00	9,870.00	161,461.00	244,100.00	14,100.00	14,100.00
Group 4								
CONTRACTUAL EXPENSE								
	264,296.00	264,333.00	259,320.00	251,915.00	253,554.00	378,452.00	299,462.00	299,462.00
Group 8								
EMPLOYEE BENEFITS								
	51,069.00	55,596.00	47,397.00	54,045.00	54,045.00	69,610.00	66,317.00	66,317.00
Total Type E Expense	661,674.00	776,536.00	491,693.00	439,339.00	650,669.00	824,436.00	611,143.00	611,143.00
Total Dept 006130 MACHINE MAINTENANCE	103,429.00	114,236.00	71,143.00	68,869.00	229,219.69	340,866.00	227,893.00	227,893.00

Date Prepared: 1/05/2012 09:42 AM
 Report Date: 1/05/2012
 Account Title: (0418)
 All Sub Totals

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
ROAD MACHINERY FUND								
Fund 004								
Dept 006140								
Type R								
Revenue								
Group								
	1,136,762.00	766,993.00	796,602.00	1,041,039.00	1,041,039.00	(1,119,016.00)	(1,119,016.00)	(1,119,016.00)
Total Type R Revenue	1,136,762.00	766,993.00	796,602.00	1,041,039.00	1,041,039.00	(1,119,016.00)	(1,119,016.00)	(1,119,016.00)
Type E								
Expense								
Group 1								
PERSONAL SERVICES								
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
Group 4								
CONTRACTUAL EXPENSE								
Group 8								
EMPLOYEE BENEFITS								
Total Type E Expense	17,289.00	18,118.00	18,991.00	19,895.00	19,895.00	20,215.00	20,215.00	20,215.00
	4,800.00	4,800.00	4,800.00	4,800.00	4,800.00	4,800.00	4,800.00	4,800.00
	1,111,093.00	740,073.00	798,593.00	1,059,599.00	1,057,660.00	1,088,966.00	1,090,966.00	1,090,966.00
	3,270.00	4,002.00	5,228.00	6,846.00	6,846.00	6,034.00	6,034.00	6,034.00
Total Dept 006140 FUEL FARM - MACHINE FUND	1,136,762.00	766,993.00	796,602.00	1,041,039.00	1,069,115.00	1,119,016.00	1,119,016.00	1,119,016.00
	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Date Prepared: 1/05/2012 09:42 AM
 Report Date: 1/05/2013
 Account Title: (04.03)
 All Sort Table

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-6501.0
 Prepared By: NE5811TC

Account Description	Fund 004	Original Budget 2009	Original Budget 2010	Original Budget 2011	Original Budget 2012	Adjusted Budget 2012	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Dept	ROAD MACHINERY FUND								
Type R	Revenue								
		0.00	0.00	0.00	(500.00)	(500.00)			
Total Type R		0.00	0.00	0.00	(500.00)	(500.00)			
Total Dept		0.00	0.00	0.00	(500.00)	(500.00)			
Total Fund 004		0.00	0.00	0.00	(500.00)	(500.00)			
Fund 006	ROAD MACHINERY FUND	103,420.00	114,236.00	71,143.00	68,369.00	270,799.69	340,865.00	227,593.00	
	ENTERPRISE FUND								

Date Prepared: 1/05/2012 09:42 AM
 Report Date: 1/05/2013
 Account Title: (0418)
 All Sub Totals

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 006								
Dept 006030								
Type R								
Group								
ENTERPRISE FUND								
VILLAGES OF ORLEANS								
Revenue								
	(9,898,008.00)	(11,102,919.00)	(10,476,744.00)	(11,049,879.00)	(11,049,879.00)	(11,252,730.00)	(11,252,730.00)	(11,252,730.00)
Total Type R Revenue	(9,898,008.00)	(11,102,919.00)	(10,476,744.00)	(11,049,879.00)	(11,049,879.00)	(11,252,730.00)	(11,252,730.00)	(11,252,730.00)
Type E								
Group 1								
PERSONAL SERVICES								
	4,162,327.00	4,594,729.00	4,590,115.00	4,677,916.00	4,677,916.00	4,681,767.00	4,681,767.00	4,681,767.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
	23,100.00	24,100.00	17,100.00	23,600.00	40,622.95	87,650.00	87,650.00	87,650.00
Group 4								
CONTRACTUAL EXPENSE								
	2,784,843.00	2,996,186.00	3,102,975.00	3,330,160.00	3,357,263.35	3,212,881.00	3,212,881.00	3,212,881.00
Group 8								
EMPLOYEE BENEFITS								
	1,932,530.00	2,566,379.00	2,599,142.00	2,080,534.00	3,080,534.00	3,261,604.00	3,110,752.00	3,110,752.00
Total Type E Expense	6,902,800.00	10,164,384.00	10,296,332.00	11,120,213.00	11,166,330.70	11,424,102.00	11,273,060.00	11,273,060.00
Total Dept 006030 VILLAGES OF ORLEANS	(965,288.00)	(948,404.00)	(187,412.00)	70,534.00	15,841.70	71,372.00	(79,860.00)	(79,860.00)

Date Prepared: 1/05/2012 09:42 AM
 Report Date: 1/05/2013
 Account Title: (0418)
 All Sort Table

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-050110
 Prepared By: NE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 006 ENTERPRISE FUND								
Dept 0087 10 DEBIT SERVICE								
Type E Expense								
Group 6 PRINCIPLE ON INTEREST/FEES	485,000.00	510,000.00	545,000.00	570,000.00	570,000.00	585,000.00	585,000.00	585,000.00
Group 7 INTEREST ON INTEREST/FEES	400,286.00	416,425.00	433,941.00	363,037.00	363,037.00	334,056.00	334,056.00	334,056.00
Total Type E Expense	885,286.00	926,425.00	978,941.00	933,037.00	933,037.00	919,056.00	919,056.00	919,056.00
Total Dept 0087 10 DEBIT SERVICE	885,286.00	926,425.00	978,941.00	933,037.00	933,037.00	919,056.00	919,056.00	919,056.00
Total Fund 006 ENTERPRISE FUND	0.00	0.00	761,628.00	1,000,671.00	1,040,676.70	991,228.00	991,228.00	940,176.00
Fund 006 SELF INSURANCE FUND								

Date Prepared: 1/05/2012 09:42 AM
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 Account Title: (0418)
 All Sub Totals

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-6501.0
 Prepared By: NE:SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 009								
Dept 001380								
Type E								
Group 4								
CONTRACTUAL EXPENSE	500.00	2,500.00	2,500.00	2,500.00	2,200.00	2,500.00	2,500.00	2,500.00
Total Type E Expense	500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Total Dept 001380 FISCAL AGENT FEES	500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00

Date Prepared: 1/05/2012 09:42 AM
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 Account Title: (0418)
 All Sort Table

COUNTY OF ORLEANS
Budget Preparation Publication

BUD-6501.0
 Prepared By: NE-SBITTC

Fiscal Year: 2013 Period From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 008								
Dept 008710								
Type E								
Group 6								
DEBT SERVICE(LONG TERM)								
DEBT SERVICE								
Expense								
Group 6								
PRINCIPLE ON INTEREST/ISSUES	370,000.00	385,000.00	395,000.00	445,000.00	445,000.00	435,000.00	435,000.00	435,000.00
Group 7								
INTEREST ON INTEREST/ISSUES	163,726.00	166,981.00	140,555.00	60,861.00	60,861.00	71,044.00	71,044.00	71,044.00
Total Type E	643,726.00	661,981.00	644,665.00	605,861.00	605,861.00	606,044.00	606,044.00	606,044.00
Expense								
Total Dept 008710	643,726.00	661,981.00	644,665.00	605,861.00	605,861.00	606,044.00	606,044.00	606,044.00
DEBT SERVICE								

Date Prepared: 1/05/2012 09:42 AM
 Report Date: 1/05/2013
 Account Title: (0418)
 All Sort Table

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD-0501.0
 Prepared By: HE581TTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 005								
DEBT SERVICE(LONG TERM)								
Type R								
Group								
Revenue								
Total Type R	(92,006.00)	(130,284.00)	(129,207.00)	(116,527.00)	(116,527.00)	(119,970.00)	(119,970.00)	(119,970.00)
Revenue	(92,006.00)	(130,284.00)	(129,207.00)	(116,527.00)	(116,527.00)	(119,970.00)	(119,970.00)	(119,970.00)
Total Dept	(92,006.00)	(130,284.00)	(129,207.00)	(116,527.00)	(116,527.00)	(119,970.00)	(119,970.00)	(119,970.00)
Total Fund 005								
DEBT SERVICE(LONG TERM)	462,222.00	424,197.00	417,688.00	411,854.00	411,854.00	368,574.00	368,574.00	368,574.00
Fund 014								
SPECIAL GRANT FUND								

Date Prepared: 1/05/2012 09:42 AM
 Report Date: 1/05/2012
 Account Title: (0418)
 All Sub Totals

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD46501.0
 Prepared By: NE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 014								
Dept 006293								
Type E								
Group 1								
PERSONAL SERVICES	300,831.00	344,892.00	272,950.00	283,424.00	263,404.00	279,831.00	279,831.00	279,831.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	300.00	0.00	0.00	0.00	0.00			
Group 4								
CONTRACTUAL EXPENSE	283,893.00	514,975.00	334,825.00	153,479.00	153,479.00	165,829.00	165,829.00	165,829.00
Group 8								
EMPLOYEE BENEFITS	647,443.00	1,000,010.00	207,476.00	213,340.00	213,347.00	233,134.00	233,134.00	233,134.00
Total Type E Expense	745,237.00	1,069,877.00	604,891.00	650,247.00	650,247.00	678,794.00	678,794.00	678,794.00
Total Dept 006293								
JOB DEVELOPMENT	745,237.00	1,069,877.00	604,891.00	650,247.00	650,247.00	678,794.00	678,794.00	678,794.00
Total Fund 014								
SPECIAL GRANT FUND	0.00							
Grand Total:	14,933,432.00	15,369,980.00	17,116,938.00	18,469,074.00	6,406,844.25	21,590,038.00	18,679,180.00	18,679,180.00

NOTE: One or more accounts may not be printed due to Account Table restrictions.

2013 ORLEANS COUNTY BUDGET

REVENUE REPORT



Date Prepared: 01/15/2013 04:24 PM
 Report Date: 01/15/2013
 Account Title: REVENUE
 A.L. Sort Table

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD4650110
 Prepared By: NE581TC

Account Description	Fund 001	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
WATERSHED PROT. DISTRICT								
001.0001.1002	WATERSHED PROT. DISTRICT	30,054.00	30,947.00	30,947.00	34,709.00	34,703.00	34,703.00	34,703.00
Item 1051	*GAIN SALE OF ACQUIRED TAX PRO							
001.0001.1051	*GAIN ON SALE OF ACC TAX PROP	170,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
Item 1081	*OTHER PVT IN LIEU OF TAXES							
001.0001.1081	*OTH PVT IN LIEU OF TAXES	355,083.00	496,850.00	434,714.00	448,153.00	444,250.00	444,250.00	444,250.00
Item 1090	*INT & PENALTIES ON TAXES							
001.0001.1090	*INTEREST & PENALTIES ON TAXES	850,000.00	880,000.00	880,000.00	900,000.00	900,000.00	900,000.00	900,000.00
Item 1110	NON-PROPERTY TAXES (SALE & USE)							
001.0001.1110	*NON-PROPERTY TAXES (SALE/USE)	12,660,000.00	12,660,000.00	12,660,000.00	13,760,000.00	13,760,000.00	13,760,000.00	13,760,000.00
Item 1113	ROOM OCCUPANCY TAX							
001.0001.1113	ROOM OCCUPANCY TAX	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00
Item 1140	EMERGENCY TELEPHONE SYSTEM							
001.0001.1140	EMERGENCY TELEPHONE SYSTEM	69,000.00	51,000.00	47,040.00	45,000.00	40,000.00	40,000.00	40,000.00
Item 1210	CITY COURT FEES							
001.0001.1210	PROBATION FEES	4,000.00	4,000.00	4,000.00	4,000.00	3,000.00	3,000.00	3,000.00
Item 1211	PROBATION SUPERVISION FEES							
001.0001.1211	PROBATION SUPERVISION FEES	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00
Item 1212	ELECTRONIC MONITORING							
001.0001.1212	ELECTRONIC MONITORING	1,500.00	1,500.00	11,000.00	8,000.00	8,000.00	8,000.00	8,000.00
Item 1213	ILLUMINATIONS WORKSHOP							
001.0001.1213	ILLUMINATIONS WORKSHOP	0.00	0.00	9,000.00	9,000.00	9,000.00	9,000.00	9,000.00
Item 1214	URINE SCREEN							

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

Date Prepared: 01/15/2013 04:24 PM
Report Date: 01/15/2013
Account Title: REVENUE
At: Sub Table

Account Description	Fund 001	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
Item 1214	URINE SCREEN	1,000.00	1,000.00	1,000.00	900.00	900.00	900.00	900.00
001.0001.1214	URINE SCREEN	1,000.00	1,000.00	1,000.00	900.00	900.00	900.00	900.00
Item 1230	*TREASURER	67,500.00	67,500.00	67,500.00	72,000.00	72,000.00	72,000.00	72,000.00
001.0001.1230	*TREASURER	67,500.00	67,500.00	67,500.00	72,000.00	72,000.00	72,000.00	72,000.00
Item 1235	*CHARGES FOR TAX ADV. & EXP.	4,000.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
001.0001.1235	*CHARGES FOR TAX ADV. & EXP.	4,000.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Item 1260	*ASSESSOR'S FEES	124,964.00	125,843.00	125,843.00	128,252.00	128,252.00	128,252.00	128,252.00
001.0001.1260	*ASSESSOR'S FEES	124,964.00	125,843.00	125,843.00	128,252.00	128,252.00	128,252.00	128,252.00
Item 1265	*CLERK'S FEES	792,500.00	801,500.00	801,500.00	647,150.00	601,350.00	601,350.00	601,350.00
001.0001.1265	*CLERK'S FEES	792,500.00	801,500.00	801,500.00	647,150.00	601,350.00	601,350.00	601,350.00
Item 1269	CIVIL SERVICE EXAM FEES	2,200.00	2,100.00	600.00	1,000.00	1,200.00	1,400.00	1,400.00
001.0001.1269	CIVIL SERVICE EXAM FEES	2,200.00	2,100.00	600.00	1,000.00	1,200.00	1,400.00	1,400.00
Item 1282	AUCTION REVENUE	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
001.0001.1282	AUCTION REVENUE	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
Item 1285	COUNTY ATTORNEY FEES	164,918.00	167,515.00	169,314.00	169,314.00	169,314.00	169,314.00	169,314.00
001.0001.1285	COUNTY ATTORNEY FEES	164,918.00	167,515.00	169,314.00	169,314.00	169,314.00	169,314.00	169,314.00
Item 1270	*SHARED SERV.(BLDG&GROUNDS)	598,166.00	597,916.00	510,257.00	578,257.00	493,837.00	507,112.00	507,112.00
001.0001.1270	*SHARED SERV.(BLDG&GROUNDS)	598,166.00	597,916.00	510,257.00	578,257.00	493,837.00	507,112.00	507,112.00
Item 1271	CENTRAL TYPERWRITER REPAIR	50.00	50.00	50.00	50.00	50.00	50.00	50.00
001.0001.1271	CENTRAL TYPERWRITER REPAIR	50.00	50.00	50.00	50.00	50.00	50.00	50.00
Item 1275	DATA PROCESSING SERVICES	117,566.00	134,771.00	135,636.00	143,613.00	143,613.00	147,613.00	147,613.00
001.0001.1275	DATA PROCESSING SERVICES	117,566.00	134,771.00	135,636.00	143,613.00	143,613.00	147,613.00	147,613.00
Item 1305	RADIO PROGRAM FEES							

BUD-650110
Prepared By: HE-SBITTC

COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

Date Prepared: 01/15/2013 04:24 PM
Report Date: 01/15/2013
Account Title: REVENUE
At: Sub Table

Account Description	Fund 001	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
RADIO PROGRAM FEES								
001.0001.1305 RADIO PROGRAM FEES Item 1510	500.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
*SHERIFF'S FEES								
001.0001.1510 *SHERIFF'S FEES Item 1511	77,000.00	70,000.00	66,000.00	68,000.00	60,000.00	65,000.00	65,000.00	65,000.00
DOG BOARDING FEES								
001.0001.1511 LIFELINE PUBLIC SAFETY COMM SAIL REFUND(1%) Item 1515	75,000.00	15,000.00	15,000.00	15,000.00	0.00	0.00	0.00	0.00
*DOG CONTROL FEES								
001.0001.1515 *DOG CONTROL FEES Item 1550	1,800.00	1,000.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
*PUBLIC HEALTH FEES								
001.0001.1550 *DOG CONTROL FEES Item 1501	10,000.00	7,500.00	7,500.00	7,000.00	8,000.00	8,000.00	8,000.00	8,000.00
PUBLIC HEALTH MEDICARE								
001.0001.1601 *PUBLIC HEALTH FEES Item 1602	11,000.00	12,000.00	11,000.00	14,000.00	16,000.00	16,000.00	16,000.00	16,000.00
VITAL STATISTICS FEES								
001.0001.1602 PUBLIC HEALTH MEDICARE Item 1603	300,000.00	375,000.00	16,000.00	0.00	3,500.00	3,500.00	3,500.00	3,500.00
PH SELF PAY								
001.0001.1603 PUBLIC HEALTH - MEDICAD Item 1604	150,000.00	75,000.00	7,500.00	0.00	1,000.00	1,000.00	1,000.00	1,000.00
PH OTHER INSURANCE								
001.0001.1605 PH OTHER INSURANCE Item 1605	10,000.00	12,000.00	5,000.00	2,250.00	2,500.00	2,500.00	2,500.00	2,500.00
PH PHC PROGRAM								
001.0001.1609.4010 PH PHC PROGRAM PUBLIC HEALTH Item 1607	375,000.00	375,000.00	17,000.00	5,000.00	10,000.00	10,000.00	10,000.00	10,000.00
PH ENVIRONMENTAL HEALTH								
001.0001.1609.4011 PH ENVIRONMENTAL HEALTH Item 1607	40,000.00	43,000.00	40,000.00	0.00	0.00	0.00	0.00	0.00

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BUD-650110
 Prepared By: HE58HTC

Fiscal Year: 2013 Printed From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001							
GENERAL FUND							
PH ENVIRONMENTAL HEALTH							
001.0001.1607 PH ENVIRONMENTAL HEALTH	65,000.00	70,000.00	70,000.00	70,000.00	75,000.00	75,000.00	75,000.00
Item 1620 *MENTAL HEALTHFEES							
001.0001.1620 MENTAL HEALTHFEES	1,734,709.00	1,833,047.00	1,885,060.00	1,940,159.00	1,947,347.00	1,972,323.00	1,972,323.00
Item 1621 *EARLY INTERVENTION SERVICES							
001.0001.1621.4010 EARLY INTERVENTION SERVICES-PUBLIC-HEALTH	20,000.00	16,000.00	15,000.00	0.00	0.00	0.00	0.00
Item 1621.4059 *EARLY INTERVENTION SERVICES-EARLY INTERVENTION PROGRAM							
001.0001.1621.4059 EARLY INTERVENTION SERVICES-EARLY INTERVENTION PROGRAM	310,000.00	310,000.00	310,000.00	325,000.00	325,000.00	325,000.00	325,000.00
Item 1789 *TRANSPORTATION - OTHER							
001.0001.1789 TRANSPORTATION - OTHER	11,000.00	11,000.00	12,400.00	12,400.00	12,400.00	12,400.00	12,400.00
Item 1801 *MEDICAL ASSISTANCE							
001.0001.1801 *MEDICAL ASSISTANCE	250,000.00	230,000.00	275,000.00	410,000.00	410,000.00	410,000.00	410,000.00
Item 1809 *AID TO DEPENDENT CHILDREN							
001.0001.1809 *AID TO DEPENDENT CHILDREN	20,000.00	20,000.00	220,000.00	250,000.00	195,000.00	195,000.00	195,000.00
Item 1811 *CHILD SUPPLEMENT EARNINGS							
001.0001.1811 *CHILD SUPPLEMENT EARNINGS	13,364.00	27,000.00	52,144.00	58,204.00	56,173.00	56,173.00	56,173.00
Item 1813 *CHILD CARE							
001.0001.1813 *CHILD CARE	60,000.00	50,000.00	13,000.00	60,951.00	58,232.00	58,232.00	58,232.00
Item 1823 *JUVENILE DELINQUENT							
001.0001.1823 *JUVENILE DELINQUENT	750.00	750.00	750.00	750.00	750.00	750.00	750.00
Item 1840 *SAFETY NET							
001.0001.1840 *SAFETY NET	100,000.00	100,000.00	165,000.00	190,000.00	190,000.00	190,000.00	190,000.00
Item 1842 *RECOVERY-EMERG. AID ADULTS							

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BUD-650110
 Prepared By: HE-SBITTC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001							
GENERAL FUND							
Item 1842 *RECOVERY-EMERG. AID ADULTS							
001.0001.1842	20,000.00	30,000.00	30,000.00	25,000.00	30,000.00	30,000.00	30,000.00
Item 1848 *BURIALS							
001.0001.1848	750.00	750.00	750.00	750.00	750.00	750.00	750.00
Item 1802 *SEALER OF WEIGHTS & MEASURES							
001.0001.1802	6,000.00	6,000.00	4,500.00	4,500.00	4,500.00	4,500.00	4,500.00
Item 1872 *PROGRAMS FOR AGING							
001.0001.1872	243,467.00	243,697.00	243,183.00	202,482.00	174,167.00	174,167.00	174,167.00
Item 1973 *OFFICE FOR AGING FEES							
001.0001.1973	171,246.00	171,246.00	122,548.00	100,000.00	103,967.00	103,967.00	103,967.00
Item 2000 *LIFE LINE							
001.0001.2000	10,000.00	10,000.00	0.00	0.00	10,000.00	10,000.00	10,000.00
Item 2005 *TOURISM							
001.0001.2005	30,000.00	30,000.00	33,000.00	35,000.00	42,000.00	45,000.00	45,000.00
Item 2070 *RECREATIONAL FACILITY CHARGE							
001.0001.2070	31,762.00	34,200.00	23,000.00	16,326.00	18,150.00	19,150.00	19,150.00
Item 2210 *CONTRIB PRV AGENCY FOR YOUTH							
001.0001.2210	0.00	0.00	30,000.00	37,000.00	35,000.00	42,500.00	42,500.00
Item 2211 *TRAFFIC DIVERSION - COUNTY SHARE							
001.0001.2211	0.00	0.00	0.00	0.00	16,371.00	16,271.00	16,271.00
Item 2215 *REAL PROPERTY - PICTOMETRY							
001.0001.2215	30,000.00	30,000.00	15,000.00	25,000.00	21,800.00	21,800.00	21,800.00
Item 2260 *ELECTION SERVICES							
001.0001.2260	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Fund 001							
GENERAL FUND							
*POLICE SERVICES							
001.0001.2260 *POLICE SERVICES Item 2264	54,200.00	79,482.00	10,000.00	3,000.00	2,500.00	2,500.00	2,500.00
*JAIL FACILITIES							
001.0001.2264 *JAIL FACILITIES Item 2265	100,000.00	100,000.00	102,036.00	95,000.00	115,000.00	115,000.00	115,000.00
SSI BOUNTY PAYMENT							
001.0001.2265 SSI BOUNTY PAYMENT Item 2268	1,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00
*DOGS CONTROL SERVICES							
001.0001.2268 *DOGS CONTROL SERVICES Item 3001	30,876.00	30,876.00	30,876.00	30,876.00	30,876.00	30,876.00	30,876.00
*INTEREST ON EARNINGS							
001.0001.3001 *INTEREST ON EARNINGS Item 3002	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00
INTEREST - RESERVE							
001.0001.3002 INTEREST - RESERVE Item 3010	100.00	100.00	100.00	100.00	50.00	50.00	50.00
*RENTAL OF REAL PROPERTY							
001.0001.3010.1010 *RENTAL OF REAL PROPERTY-COUNTY CLERK Item 2450	6,000.00	6,000.00	6,000.00	7,200.00	7,200.00	7,200.00	7,200.00
001.0001.3010.5020 *RENTAL OF REAL PROPERTY-PUBLIC SAFETY COMMUNICATION Item 2411	24,000.00	19,999.00	20,161.00	14,768.00	15,065.00	15,066.00	15,068.00
001.0001.3010.3340 *RENTAL OF REAL PROPERTY-PROBATION Item 2411	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MOTOR VEHICLE FEES							
001.0001.3011 MOTOR VEHICLE FEES Item 2450	294,000.00	294,000.00	294,000.00	294,000.00	294,000.00	294,000.00	294,000.00
001.0001.3050 *COMMISSIONS Item 2500	22,000.00	18,000.00	20,520.00	21,000.00	22,000.00	20,000.00	26,000.00

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BUD450110
 Prepared By: HE5811TC

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND							
*PERMITS - Item 2658			1,300.00	1,300.00	2,300.00	2,300.00	2,300.00
*FINES & FORFEITED BAIL - Item 2610	500.00	625.00	1,300.00	1,300.00	2,300.00	2,300.00	2,300.00
*FINES & FORFEITED BAIL - Item 2611	2,500.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
HANDICAPPED PARKING ED PROGRAM							
*STOP DMV PROGRAM - Item 2615	300.00	300.00	300.00	200.00	200.00	300.00	200.00
*STOP DMV PROGRAM - Item 2616	74,271.00	75,472.00	0.00	71,871.00	0.00	0.00	0.00
*STOP DMV PROGRAMS STOP DMV PROGRAM - Item 2665	0.00	0.00	76,188.00	0.00	72,766.00	72,766.00	72,766.00
MINOR SALES							
*SALES OF EQUIPMENT - Item 2666	500.00	296,937.00	150,500.00	500.00	500.00	500.00	500.00
*SALES OF EQUIPMENT - Item 2668	500.00	500.00	500.00	500.00	500.00	500.00	500.00
COST ALLOCATION RECOVERY							
COST ALLOCATION RECOVERY - Item 2667	132,488.00	133,484.00	160,000.00	173,762.00	180,000.00	180,000.00	160,000.00
TOBACCO SETTLEMENT							
*REFUND PRIOR YR EXPENSES - Item 2701	158,000.00	166,000.00	165,000.00	368,000.00	376,000.00	376,000.00	378,000.00
*REFUND PRIOR YR EXPENSES MEDICAL SCHOLARSHIP - Item 2705	3,000.00	3,000.00	2,500.00	3,000.00	1,000.00	1,800.00	1,800.00
*GIFTS & DONATIONS - Item 2706	0.00	0.00	0.00	0.00	1,000.00	1,000.00	1,000.00

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BUD4650110
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001	GENERAL FUND						
Item 2726	*O.T.B. DIST OF EARNINGS						
001.0001.2720	31,000.00	36,405.00	36,406.00	38,405.00	36,405.00	36,405.00	36,405.00
Item 2770	OTHER MISC.						
001.0001.2770	13,950.00	3,950.00	3,950.00	1,300.00	5,000.00	5,000.00	5,000.00
Item 2902	GIS MAPPING						
001.0001.2902	5,000.00	5,000.00	5,000.00	5,000.00	4,000.00	4,000.00	4,000.00
Item 3021	NY'S CRT HOUSE MANT. REIMBURS.						
001.0001.3021	171,064.00	150,463.00	172,806.00	126,480.00	435,300.00	145,300.00	145,300.00
Item 3035	MEDICAL EXAMINER						
001.0001.3035	8,740.00	8,740.00	9,540.00	0.00	0.00	0.00	0.00
Item 3040	REAL PROP. ADM TRAINING						
001.0001.3040	2,500.00	2,500.00	2,500.00	2,000.00	1,500.00	1,500.00	1,500.00
Item 3041	REAL PROPERTY GRANT						
001.0001.3041	25,000.00	0.00	0.00	0.00	0.00	0.00	0.00
Item 3088	NY'S ASSIGNED COUNSEL_PUB.DEFEN						
001.0001.3088	0.00	7,500.00	0.00	0.00	0.00	0.00	0.00
001.0001.3088.1141	38,442.00	56,006.00	46,932.00	39,110.00	26,075.00	26,075.00	26,075.00
Item 3089	ASSIGNED COUNSEL - D.A.						
001.0001.3089	41,848.00	60,620.00	51,632.00	39,110.00	26,075.00	26,075.00	26,075.00
Item 3097	ASSIGNED COUNSEL - D.A						
001.0001.3097	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00

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Fund 001							
Item 3097							
GENERAL FUND							
NY'S PARKS-REC-HIST-PRESSR							
001.0001.3097	76,000.00	0.00	0.00	0.00	0.00	0.00	0.00
Item 3264							
NY'S PARKS-REC-HIST-FRESR							
NY'S LUNCH PROGRAM							
001.0001.3264	200.00	200.00	300.00	400.00	400.00	400.00	400.00
Item 3277							
EDUCATION-HANDL CHILDREN							
001.0001.3277	1,240,500.00	1,268,500.00	1,240,500.00	1,487,500.00	1,487,500.00	1,487,500.00	1,487,500.00
Item 3305							
EDUCATION-HANDL CHILDREN							
EMERGENCY MANAGEMENT							
001.0001.3305	0.00	2,000.00	2,000.00	2,400.00	0.00	0.00	0.00
Item 3305							
EMERGENCY MANAGEMENT							
PSAP STATE BURCHARGE COUNTY SH							
001.0001.3309	25,000.00	25,000.00	25,000.00	25,370.00	20,370.00	20,370.00	20,370.00
Item 3310							
PROBATION SERVICES							
001.0001.3310	135,200.00	110,504.00	116,180.00	115,760.00	140,016.00	140,016.00	140,016.00
Item 3311							
ALTERNATIVE TO INCARCERATION							
001.0001.3311	14,200.00	12,348.00	12,015.00	10,812.00	5,521.00	5,521.00	5,521.00
Item 3313							
ALTERNATIVE TO INCARCERATION							
OPERATION 360 STATE DIVERSION							
001.0001.3313	45,400.00	40,706.00	36,716.00	33,025.00	0.00	0.00	0.00
Item 3315							
OPERATION 360 STATE DIVERSION							
NAVIGATION/LAW ENFORCEMENT							
001.0001.3315	48,750.00	46,720.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
Item 3316							
NAVIGATION/LAW ENFORCEMENT							
HOUSING PAROLE VIOLATORS							
001.0001.3316	70,000.00	0.00	0.00	0.00	0.00	0.00	0.00
Item 3326							
HOUSING PAROLE VIOLATORS							
DIV OF CRIM JUSTICE MRO PRO							
001.0001.3326	01,007.00	76,464.00	75,602.00	68,069.00	80,180.00	80,180.00	80,180.00
Item 3326							
DCJS DA SALARY SLEDSBY							
CRIME VICTIMS PROGRAM							
001.0001.3326	01,007.00	76,464.00	75,602.00	68,069.00	80,180.00	80,180.00	80,180.00

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Account Description	Fund 001	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
CRIME VICTIMS PROGRAM								
001.0001.3326 CRIME VICTIM PROGRAM Item 3326	95,401.00	95,488.00	100,910.00	102,790.00	101,698.00	101,698.00	101,698.00	101,698.00
SECURITY COSTS-COURT REFORM								
001.0001.3330 SECURITY COSTS-COURT REFORM Item 3330	48,000.00	318,000.00	298,863.00	300,199.00	288,000.00	288,000.00	288,000.00	288,000.00
PUBLIC HEALTH								
001.0001.3401 PUBLIC HEALTH Item 3401	730,000.00	736,000.00	700,000.00	640,161.00	645,000.00	645,000.00	645,000.00	645,000.00
EARLY INTERVENTION								
001.0001.3449.4059 EARLY INTERVENTION EARLY INTERVENTION PROGRAM Item 3450	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00
PUBLIC WATER SUPPLY								
001.0001.3460 PUBLIC WATER SUPPLY PROGRAM Item 3472	60,041.00	60,041.00	111,812.00	111,812.00	111,812.00	111,812.00	111,812.00	111,812.00
SPECIAL HEALTH PROGRAM-STATE								
001.0001.3473 SPECIAL HEALTH PROGRAMS-STATE Item 3485	27,620.00	47,365.00	27,366.00	17,365.00	17,365.00	17,365.00	17,365.00	17,365.00
ALCOHOL								
001.0001.3489 ALCOHOL ABUSE Item 3490	206,143.00	346,160.00	346,160.00	355,012.00	286,160.00	286,160.00	286,160.00	286,160.00
MENTAL HEALTH								
001.0001.3490 MENTAL HEALTH Item 3491	21,214.00	659,990.00	615,473.00	694,179.00	645,750.00	645,750.00	645,750.00	645,750.00
CSS								
001.0001.3491.4310 CSS-MENTAL HEALTH Item 3492	664,195.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
001.0001.3491.4320 CSS-FRIENDS OF MENTAL HEALTH Item 3492	64,277.00	64,277.00	65,311.00	62,958.00	63,662.00	63,662.00	63,662.00	63,662.00
001.0001.3492 ICM Item 3493	74,209.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
ARC - OPWCD								

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GENERAL FUND							
ARC - OPWOD							
Item 3493							
001.0001.3493	313,349.00	276,656.00	192,271.00	192,058.00	194,194.00	194,194.00	194,194.00
ARC - OMH							
Item 3494							
001.0001.3494	3,186.00	0.00	0.00	0.00	49,420.00	49,420.00	49,420.00
MEDICAL ASSISTANCE							
Item 3601							
001.0001.3601	25,250.00	82,170.00	0.00	0.00	22,266.00	22,266.00	22,266.00
AD TO DEPENDENT CHILDREN							
Item 3609							
001.0001.3609	969,637.00	481,187.00	469,619.00	0.00	0.00	0.00	0.00
SOCIAL SERVICES ADMINISTRATION							
Item 3610							
001.0001.3610.6010	1,550,969.00	1,964,949.00	1,318,975.00	1,698,886.00	1,447,473.00	1,445,712.00	1,445,712.00
SOCIAL SERVICES ADMINISTRATION SERVICE FOR RECEPTS							
Item 3616							
001.0001.3616.6016	0.00	0.00	1,060.00	6,820.00	6,820.00	6,820.00	6,820.00
LOCAL ADMINISTRATION FUNDS							
Item 3619							
001.0001.3619	30,203.00	51,500.00	53,445.00	59,814.00	59,888.00	59,888.00	59,888.00
CHILD CARE							
Item 3623							
001.0001.3623	432,495.00	412,794.00	295,159.00	268,396.00	258,994.00	269,305.00	266,305.00
SAFETY NET							
Item 3640							
001.0001.3640	4,000.00	26,725.00	24,800.00	12,350.00	9,350.00	9,350.00	9,350.00
SAFETY NET							
Item 3641							
001.0001.3641	809,325.00	780,743.00	697,566.00	511,163.00	513,083.00	513,083.00	513,083.00

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Fund 001							
Item 3642							
GENERAL FUND							
EMERGENCY AID - ADULTS							
001.0001.3642	25,000.00	20,000.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00
Item 3655							
DAY CARE 75%							
001.0001.3655	101,005.00	152,520.00	152,520.00	154,500.00	154,500.00	154,500.00	154,500.00
Item 3710							
VETERANS SERVICE AGENCIES							
001.0001.3710	5,000.00	5,000.00	8,200.00	8,200.00	8,654.00	8,654.00	8,654.00
Item 3715							
TOURISM NYS							
001.0001.3715	63,460.00	50,657.00	0.00	31,480.00	50,410.00	50,410.00	50,410.00
Item 3772							
PROGRAMS FOR THE AGING							
001.0001.3772	425,140.00	456,923.00	443,776.00	474,795.00	492,919.00	492,919.00	492,919.00
Item 3820							
YOUTH PROGRAMS							
001.0001.3820.3110	8,644.00	9,000.00	9,000.00	0.00	0.00	0.00	0.00
YOUTH PROGRAMS SHERIFF							
001.0001.3820.3140	19,590.00	20,640.00	20,640.00	15,630.00	15,000.00	15,000.00	15,630.00
YOUTH PROGRAMS PROBATION							
001.0001.3820.7310	31,360.00	36,000.00	28,000.00	35,000.00	23,000.00	23,000.00	23,000.00
YOUTH PROGRAMS YOUTH PROGRAMS							
001.0001.3820.7312	10,265.00	11,971.00	11,960.00	5,235.00	5,235.00	5,235.00	5,235.00
YOUTH PROGRAMS YOUTH BOARD							
001.0001.3830.7310	10,540.00	0.00	0.00	0.00	0.00	0.00	0.00
YOUTH BOARD YOUTH PROGRAMS							
Item 3859							
WEIGHTS & MEASURES							
001.0001.3859	1,600.00	1,600.00	1,550.00	1,550.00	1,550.00	1,550.00	1,550.00
WEIGHTS & MEASURES GRANT							
Item 4059							
*SECT 8 RENT SUBSIDY							
001.0001.4059	157,253.00	165,470.00	165,334.00	203,645.00	206,132.00	206,132.00	206,132.00
*SECT 8 RENT SUBSIDY							
Item 4064							
FEDERAL LUNCH PROGRAM							

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COUNTY OF ORLEANS
Budget Preparation Publication

Fiscal Year: 2013 Printed From: 1 To: 12

BUD460110
 Prepared By: NE-SBITC

Account Description	Fund 001	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
GENERAL FUND								
FEDERAL LUNCH PROGRAM								
Item 4264								
001.0001.4264		7,300.00	9,500.00	8,652.00	10,000.00	6,000.00	6,000.00	6,000.00
FEDERAL LUNCH PROGRAM								
Item 4305								
001.0001.4305		22,500.00	15,500.00	13,500.00	13,500.00	20,000.00	20,000.00	20,000.00
EMERGENCY MANAGEMENT								
Item 4308								
001.0001.4308		0.00	0.00	33,750.00	53,200.00	0.00	0.00	0.00
HOMELAND SECURITY - SHERIFF								
Item 4309								
001.0001.4309		95,000.00	128,333.00	1,660.00	7,779.00	7,779.00	7,779.00	7,779.00
HOMELAND SECURITY PROG E.M.								
Item 4335								
001.0001.4335		37,440.00	26,966.00	21,719.00	22,332.00	18,016.00	18,016.00	18,016.00
SEAT BELT GRANT								
Item 4401								
001.0001.4401		17,672.00	17,672.00	17,675.00	17,675.00	17,673.00	17,673.00	17,673.00
IHAP PUBLIC HEALTH								
Item 4451								
001.0001.4451		62,364.00	46,947.00	48,847.00	2,000.00	2,000.00	2,000.00	2,000.00
EARLY INT. ADMIN.								
Item 4452								
001.0001.4452		0.00	0.00	0.00	46,847.00	35,845.00	35,845.00	35,845.00
SPECIAL HEALTH PROGRAMS-FED								
Item 4472								
001.0001.4472		136,000.00	170,000.00	137,517.00	165,005.00	165,177.00	165,177.00	165,177.00
SPECIAL HEALTH PROGRAM-FEDERAL								
Item 4489								
001.0001.4489		75,000.00	0.00	50,000.00	65,000.00	53,500.00	53,500.00	53,500.00
BUTTERBOROUGH PREPAREDNESS								
Item 4490								
001.0001.4490		0.00	0.00	61,500.00	66,720.00	61,700.00	61,700.00	61,700.00
MENTAL HEALTH - FEDERAL								
Item 4601								
001.0001.4601		0.00	0.00	0.00	0.00	0.00	0.00	0.00
MENTAL HEALTH - FEDERAL-PATHSTONE								
Item 4602								
001.0001.4602		0.00	0.00	0.00	0.00	0.00	0.00	0.00
MEDICAL ASSISTANCE								
Item 4603								
001.0001.4603		0.00	0.00	0.00	0.00	0.00	0.00	0.00

COUNTY OF ORLEANS
Budget Preparation Publication

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BUD4650110
 Prepared By: HE58HTC

Fiscal Year: 2013 Printed From: 1 To: 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001							
Item 4601							
GENERAL FUND							
MEDICAL ASSISTANCE							
0010001-4601	74,500.00	82,830.00	0.00	0.00	32,734.00	30,734.00	32,734.00
MEDICAL ASSISTANCE							
Item 4609							
AID TO DEPENDENT CHILDREN							
0010001-4609	807,126.00	855,444.00	870,839.00	2,070,080.00	1,845,000.00	1,845,000.00	1,845,000.00
AID TO DEPENDENT CHILDREN							
Item 4610							
SOCIAL SERVICES ADMIN.							
0010001-4610	75,890.00	0.00	0.00	0.00	0.00	0.00	0.00
SOCIAL SERVICES ADMIN.							
0010001-4610-0010							
SOCIAL SERVICES ADMIN. SOCIAL SERVICES ADMINISTRATION	1,938,665.00	2,305,628.00	2,030,811.00	1,947,082.00	2,075,425.00	2,060,903.00	2,060,603.00
SOCIAL SERVICES ADMIN. SOCIAL SERVICES ADMINISTRATION							
0010001-4610-0070							
SOCIAL SERVICES ADMIN. SERVICE FOR RECIPIENTS	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
SOCIAL SERVICES ADMIN. SERVICE FOR RECIPIENTS							
0010001-4610-6510							
SOCIAL SERVICES ADMIN. VETERANS SERVICE AGENCY	75,890.00	17,796.00	20,021.00	30,950.00	18,976.00	18,976.00	19,976.00
SOCIAL SERVICES ADMIN. VETERANS SERVICE AGENCY							
Item 4611							
FOOD STAMP PROGRAM ADMIN.							
0010001-4611	321,759.00	401,175.00	401,379.00	460,000.00	467,345.00	460,729.00	460,729.00
FOOD STAMP PROGRAM ADMIN.							
Item 4615							
FLEXIBLE FUND FOR FAMILY SERVICES							
0010001-4615	1,014,725.00	1,406,415.00	1,438,104.00	1,402,214.00	1,448,369.00	1,448,369.00	1,448,369.00
FLEXIBLE FUND FOR FAMILY SERVICES							
Item 4619							
AID TO DEP. CHIL. FOSTER CARE							
0010001-4619	310,685.00	305,793.00	303,700.00	301,341.00	225,910.00	225,910.00	225,910.00
AID TO DEP. CHIL. FOSTER CARE							
Item 4640							
SAFETY NET							
0010001-4640	18,070.00	25,000.00	32,000.00	44,000.00	30,000.00	30,000.00	30,000.00
SAFETY NET							
Item 4641							
HEAP							
0010001-4641	40,000.00	35,000.00	30,000.00	25,000.00	25,000.00	25,000.00	25,000.00
HEAP							
Item 4666							
DAY CARE 100%							
0010001-4666	1,053,361.00	949,909.00	825,000.00	820,000.00	820,000.00	920,000.00	900,000.00
DAY CARE 100%							

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COUNTY OF ORLEANS
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001							
GENERAL FUND							
Item 4681							
TITLE IV-B FUNDS							
001.0001.4661	25,593.00	13,602.00	13,600.00	13,998.00	14,384.00	14,384.00	14,384.00
Item 4772							
PROGRAMS FOR THE AGING							
001.0001.4772	323,099.00	344,073.00	386,524.00	379,388.00	258,941.00	258,941.00	258,941.00
Item 5031							
TRANSFER OF SOLID WASTE							
001.0001.5031	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
TRANSFER FROM SOLID WASTE							
001.0001.5031.1020	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00
TRANSFER FROM SOLID WASTE (HOF ADMIN STRATIVE OFFICER							
001.0001.5031.1040	17,000.00	17,000.00	17,000.00	17,000.00	17,000.00	17,000.00	17,000.00
TRANSFER FROM SOLID WASTE (CLERK OF THE LEGISLATIVE BOARD							
Total Fund 001	(36,970,472.00)	(38,046,484.00)	(36,926,001.00)	(37,566,430.00)	(27,663,271.00)	(26,062,434.00)	(26,062,434.00)
GENERAL FUND							
Fund 002							
Item 2130							
SOLID WASTE							
SOLID WASTERECYCLING FEES							
002.0002.2130	2,365,067.00	2,365,093.00	2,362,759.00	2,562,748.00	2,583,290.00	2,562,290.00	2,562,290.00
SOLID WASTE RECYCLING FEES							
Total Fund 002	(2,365,067.00)	(2,365,067.00)	(2,562,759.00)	(2,562,748.00)	(2,583,290.00)	(2,562,290.00)	(2,562,290.00)
SOLID WASTE							
Fund 003							
Item 2401							
ROAD FUND							
*INTEREST ON EARNINGS							
003.0003.2401	1,200.00	400.00	450.00	450.00	450.00	450.00	450.00
INTEREST EARNED							
Item 2650							
*SALES-SCRAP EXCESS MATERIALS							
003.0003.2650	500.00	500.00	500.00	500.00	500.00	2,500.00	2,500.00
SALES-SCRAP EXCESS MATERIALS							
Item 2655							
*MINOR SALES							

COUNTY OF ORLEANS
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003							
ROAD FUND							
Item 2655 *MINOR SALES					500.00	500.00	500.00
003.0003.3025 MINOR SALES	2,500.00	6,000.00	1,000.00	500.00			
Item 3601 CONSOL HIGHWAY AID							
003.0003.3601.5112 CONSOL HIGHWAY AID/ROAD FUND	950,000.00	749,000.00	1,070,000.00	1,070,000.00	870,000.00	1,070,000.00	1,070,000.00
ROAD-CONSTRUCTION							
003.0003.3601.5120 CONSOL HIGHWAY AID/ROAD FUND	0.00	0.00	0.00	342,967.00	298,459.00	298,406.00	298,430.00
BRIDGES							
Item 3603 HIGHWAY BRIDGES							
003.0003.3603 HIGHWAY BRIDGES	1,723,000.00	274,550.00	0.00	0.00	0.00	0.00	0.00
Total Fund 003	2,677,500.00	1,020,450.00	1,071,000.00	1,414,117.00	(1,158,996.00)	(1,361,898.00)	(1,361,898.00)
Fund 004							
ROAD MACHINERY FUND							
Item 1270 *SHARED SERV (BLDG&GROUNDS)							
04.0004.1270 *SHARED SERV (BLDG&GROUNDS)	63,000.00	56,243.00	50,176.00	60,079.00	53,016.00	53,016.00	53,016.00
Item 2000 SERVICE TO OTHER GOVERNMENTS							
04.0004.2000 SERVICE TO OTHER GOVERNMENTS	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00
FUEL FARM-OTHER GOVTS							
04.0004.2033 FUEL FARM-OTHER GOVTS	1,073,162.00	707,750.00	730,448.00	901,000.00	1,065,000.00	1,066,000.00	1,066,000.00
Item 3401 *INTEREST ON EARNINGS							
04.0004.3401 *INTEREST EARNED	2,500.00	300.00	450.00	450.00	450.00	450.00	450.00
Item 3650 *SALES-SCRAP SEXCESS MATERIALS							
04.0004.3650 SALES OF SCRAP	0.00	0.00	0.00	500.00	0.00	0.00	0.00
Item 3665 *SALES OF EQUIPMENT							
04.0004.3665 SALES OF EQUIPMENT	750.00	35,000.00	0.00	0.00	6,000.00	6,000.00	6,000.00

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 004							
ROAD MACHERY FUND							
REVENUE FROM COUNTY ROAD							
Item 2622					207,000.00	207,000.00	207,000.00
004-0104-3822	300,000.00	300,000.00	300,000.00	300,000.00			
REVENUE FROM CITY ROAD FUND							
Item 3601							
CONSOL HIGHWAY AID							
004-0104-3201	75,000.00	265,000.00	50,000.00	0.00	200,000.00	0.00	0.00
Total Fund 004							
ROAD MACHERY FUND							
	(1,655,012.00)	(1,420,283.00)	(1,219,052.00)	(1,411,980.00)	(1,807,465.00)	(1,401,465.00)	(1,401,465.00)
Fund 005							
ENTERPRISE FUND							
NURSING HOME ICT REV							
Item 1650							
005-0105-1650	875,115.00	1,546,500.00	1,500,000.00	1,650,000.00	1,650,000.00	1,650,000.00	1,650,000.00
NURSING HOME ICT REV							
Item 1601							
*MEDICAL ASSISTANCE							
005-0105-1601	5,519,201.00	5,284,734.00	5,754,967.00	5,005,404.00	6,288,122.00	6,288,122.00	6,288,122.00
MEDICAL ASSISTANCE							
Item 1630							
PRIVATE PAY							
005-0105-1630	1,122,881.00	1,171,650.00	676,728.00	895,163.00	911,598.00	911,598.00	911,598.00
PRIVATE PAY							
Item 1670							
MEDICARE							
005-0105-1670	2,078,452.00	2,855,377.00	3,030,750.00	2,246,100.00	2,077,120.00	2,077,120.00	2,077,120.00
MEDICARE							
Item 1680							
MEDICAL TICKETS, MISC							
005-0105-1680	4,000.00	4,000.00	5,200.00	5,200.00	4,800.00	4,800.00	4,800.00
MEDICAL TICKETS, MISC							
Item 3401							
*INTEREST ON EARNINGS							
005-0105-3401	5,000.00	1,500.00	1,000.00	5,000.00	6,100.00	6,100.00	6,100.00
*INTEREST ON EARNINGS							
Item 3402							
INTEREST - RESERVE							
005-0105-3402	1,500.00	500.00	500.00	500.00	500.00	500.00	500.00
INTEREST - RESERVE							
Item 3410							
*RENTAL OF REAL PROPERTY							
005-0105-3410	134,704.00	130,990.00	131,599.00	137,312.00	134,000.00	134,500.00	134,000.00
*RENTAL OF REAL PROPERTY							
Item 3415							
MIS							

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Fund 006							
Item 2701							
ENTERPRISE FUND							
*REFUND PRIOR YR EXPENSES							
005-01005-2701	75,000.00	10,000.00	194,000.00	174,000.00	370,000.00	170,000.00	170,000.00
REFUND OF PRIOR YEARS EXPENSES							
Item 2770							
OTHER MISC.							
005-01005-2770	174,200.00	87,600.00	10,000.00	0.00	10,000.00	10,000.00	10,000.00
OTHER REVENUE							
Total Fund 005							
ENTERPRISE FUND							
	<u>(0,568,003.00)</u>	<u>(11,022,919.00)</u>	<u>(10,676,744.00)</u>	<u>(11,049,670.00)</u>	<u>(11,362,730.00)</u>	<u>(11,362,730.00)</u>	<u>(11,362,730.00)</u>
Fund 005							
Item 2222							
SELF INSURANCE FUND							
ASSESSMENTS							
005-01005-2222-1170	340,154.00	427,864.00	516,444.00	599,825.00	625,117.00	625,117.00	625,117.00
ASSESSMENTS-SELF INSURANCE FUND							
005-01005-2222-1170	1,048,300.00	1,061,673.00	1,233,293.00	959,397.00	983,734.00	983,734.00	983,734.00
ASSESSMENTS-RECIPIENT'S BENEFITS							
Item 2402							
INTEREST - RESERVE							
005-01005-2402	25,000.00	25,000.00	5,000.00	1,000.00	500.00	500.00	500.00
*INTEREST-RESERVE							
Item 2701							
*REFUND PRIOR YR EXPENSES							
005-01005-2701	12,000.00	12,000.00	12,000.00	10,000.00	10,000.00	10,000.00	10,000.00
REFUND OF PRIOR YEARS EXPENSES							
Item 5631							
TRANSFER OF SOLID WASTE							
005-01005-5631	0.00	0.00	0.00	700,554.00	676,317.00	676,317.00	676,317.00
WORKERS COMPENSATION TRANSFER							
Total Fund 005							
SELF INSURANCE FUND							
	<u>(1,425,454.00)</u>	<u>(1,526,582.00)</u>	<u>(1,754,737.00)</u>	<u>(1,959,776.00)</u>	<u>(1,995,568.00)</u>	<u>(1,995,568.00)</u>	<u>(1,995,568.00)</u>
Fund 008							
Item 1140							
DEBT SERVICE(LONG TERM)							
EMERGENCY TELEPHONE SYSTEM							
005-01008-1140	45,000.00	74,500.00	76,000.00	60,000.00	85,000.00	35,000.00	65,000.00
EMERGENCY TELEPHONE SYSTEM							
Item 3401							
*INTEREST ON EARNINGS							
005-01008-3401	90,000.00	2,500.00	5,000.00	500.00	450.00	450.00	450.00
*INTEREST ON EARNINGS							

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 006 DEBT SERVICE(LONG TERM)							
Item 3410 *RENTAL OF REAL PROPERTY		17,580.00	17,879.00	17,879.00	18,757.00	18,757.00	18,757.00
008.0008.3410 *RENTAL OF REAL PROPERTY	0.00	17,580.00	17,879.00	17,879.00	18,757.00	18,757.00	18,757.00
Item 3021 NY'S CRT HOUSE MAINT. REIMBURS.							
008.0008.3021 NY'S COURT AID	37,006.00	34,704.00	32,528.00	18,148.00	15,763.00	15,763.00	15,763.00
008.0008.3021 NY'S COURT AID	37,006.00	34,704.00	32,528.00	18,148.00	15,763.00	15,763.00	15,763.00
Total Fund 006	(92,006.00)	(1,30,284.00)	(129,207.00)	(116,527.00)	(119,970.00)	(119,970.00)	(119,970.00)
Fund 014 SPECIAL GRANT FUND							
Item 3070 *CONT PRIV AGENCY FOR YOUTHIS							
014.0014.3070 *CONT PRIV AGENCY FOR YOUTHIS	320,006.00	331,762.00	304,214.00	335,452.00	334,695.00	334,695.00	334,695.00
Item 4791 WORKFORCE INVESTMENT ACT							
014.0014.4791 WORKFORCE INVESTMENT ACT	425,201.00	738,115.00	500,662.00	314,815.00	349,099.00	349,099.00	344,000.00
Total Fund 014	(746,207.00)	(1,069,877.00)	(804,876.00)	(650,267.00)	(679,794.00)	(679,794.00)	(679,794.00)
Grand Total	(838,213.00)	(2,374,161.00)	(2,134,083.00)	(1,766,794.00)	(1,819,764.00)	(1,819,764.00)	(1,819,764.00)

NOTE: One or more accounts may not be printed due to Account Table restrictions.

2013 Orleans County Capital Budget

Department		Cost	Revenue	Net County Cost
Computer Services				
Year	Priority			
2013				
	1	Fire Suppression System	\$ 7,400 \$ -	\$ 7,400
	2	Wireless Access Point Management	\$ 5,000 \$ -	\$ 5,000
	3	PSB Door Controller System	\$ 9,265 \$ -	\$ 9,265
			\$ 21,665 \$ -	\$ 21,665
Sheriff				
Year	Priority			
2013				
	1	Fleet Maintenance	\$ 87,500 \$ -	\$ 87,500
			\$ 87,500 \$ -	\$ 87,500
Emergency Management				
Year	Priority			
2013				
	1	Orleans 1 Lease	\$ 6,339 \$ -	\$ 6,339
			\$ 6,339 \$ -	\$ 6,339
Weights and Measures				
Year	Priority			
2013				
	1	New 1/2 ton pickup	\$ 22,000 \$ -	\$ 22,000
			\$ 22,000 \$ -	\$ 22,000
Buildings and Grounds				
Year	Priority			
2013				
		Mitel Voicemail Replacement - Route 31 Campus	\$ 35,000 \$ -	\$ 35,000
		Seal and Pave Parking Lots	\$ 25,000 \$ -	\$ 25,000
			\$ 60,000 \$ -	\$ 60,000
Highway				
Year	Priority			
2013				
	1	Rebuild and Resurface Roads	\$ 1,070,000 \$ 1,070,000	\$ -
		True and Level, Patch and Seal County Roads	\$ 50,000 \$ -	\$ 50,000
		Replace Sander	\$ 8,000 \$ 900	\$ 7,100
			\$ 1,128,000 \$ 1,070,900	\$ 57,100
2013 GRAND TOTAL			\$ 1,325,504 \$ 1,070,500	\$ 255,004

OILGANS COUNTY STATEMENT OF LONG TERM DEBT AS OF DECEMBER 31, 2012

TYPE	ISSUE DATE	MATURITY DATE	INTEREST RATE	COUNTY AMOUNT	CRK 2012 AMOUNT	INTEREST
GENERAL FUND DEBT						
SERIAL BONDS:						
Refurbish Courts Public Safety A & B	12/27/2010	01/01/2020	2.05%	\$1,200,000.00	\$950,000.00	\$91,000.00
Fire Truck & Court House Square	07/15/2007	02/15/2017	4.35%	\$425,000.00	\$50,000.00	\$1,243.28
GRAND TOTALS				\$1,625,000.00	\$1,000,000.00	\$7,183.00
INDUSTRIAL HOME LOANS TERM DEBT						
SERIAL BONDS:						
Refurbish Courts Public Safety	12/20/2010	04/1/2024	2.05%	\$100,000.00	\$100,000.00	\$4,450.00
HOME RECONSTRUCTION	04/15/2006	10/15/2026	4.100%	\$7,100,000.00	\$810,000.00	\$400,155.88
HOME RECONSTRUCTION	09/15/2007	01/15/2028	4.375%	\$2,200,000.00	\$40,000.00	\$20,350.00
GRAND TOTALS				\$8,300,000.00	\$950,000.00	\$424,855.88
LEASING - ENERGY PERFORMANCE						
Energy Performance Contract				*	\$20,000.00	
All Subsites				*	\$10,000.00	
TOTAL						*
GRAND TOTAL ALL FUNDS				\$10,225,000.00	\$1,970,000.00	\$496,038.88
CONSTITUTIONAL TAX MARGIN						
CONSTITUTIONAL TAX LIMIT				\$1,900,000		\$113,228.88
CONSTITUTIONAL DEBT LIMIT				\$113,228.88		

Equalized Total Assessed Value 2,014,619,652

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
12100	NYS - GENERALLY	RPTL 404(1)	69	40,510,980	2.01
13100	CO - GENERALLY	RPTL 406(1)	17	8,180,600	0.41
13500	TOWN - GENERALLY	RPTL 406(1)	51	5,273,800	0.26
13510	TOWN - CEMETERY LAND	RPTL 446	45	1,070,300	0.05
13650	VG - GENERALLY	RPTL 406(1)	82	12,452,110	0.62
13660	VG - CEMETERY LAND	RPTL 446	3	581,400	0.03
13740	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	15	25,011,130	1.24
13742	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	6	3,529,451	0.18
13800	SCHOOL DISTRICT	RPTL 406	29	62,219,385	3.09
13810	SPEC DIST - DRAINAGE IMPROVEMENT	E C L 15-1003(4)	21	273,400	0.01
14100	USA - GENERALLY	RPTL 400(1)	8	13,253,300	0.66
15020	MUNICIPAL INDUSTRIAL DEV AGENCY	RPTL 412-a	57	22,734,417	1.13
18130	UDC OWNED HOUSING PROJECT	MC K UCCON L 6272	2	1,941,500	0.10
21000	RES OF CLERGY - RELIG CORP OWNER	RPTL 462	14	1,333,600	0.07
25110	NONPROF CORP - RELIG(CONST PROT)	RPTL 420-a	111	22,917,709	1.14
25120	NONPROF CORP - EDUC(CONST PROT)	RPTL 420-a	7	2,574,300	0.13
25130	NONPROF CORP - CHAR (CONST PROT)	RPTL 420-a	10	1,305,800	0.06
25210	NONPROF CORP - HOSPITAL	RPTL 420-a	9	12,857,000	0.63
25300	NONPROF CORP - SPECIFIED USES	RPTL 420-b	29	4,132,244	0.21
26050	AGRICULTURAL SOCIETY	RPTL 450	1	527,200	0.03
26100	VETERANS ORGANIZATION	RPTL 452	10	1,166,000	0.06
26250	HISTORICAL SOCIETY	RPTL 444	6	649,100	0.03
26400	INC VOLUNTEER FIRE CO OR DEPT	RPTL 464(2)	24	3,101,600	0.15
27250	PRIVATELY OWNED CEMETERY LAND	RPTL 446	18	447,600	0.02
32201	NYS LAND TAXABLE FOR SCHOOL ONLY	RPTL 536	1	458,900	0.02
41101	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 456(1)	6	19,400	0.00
41102	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 456(1)	1	12,000	0.00
41111	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 456(5)	1	15,905	0.00
41121	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 456-a	793	8,575,550	0.43
41122	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 456-a	153	1,596,050	0.08
41131	ALT VET EX-WAR PERIOD-COMBAT	RPTL 456-a	791	15,917,283	0.80
41132	ALT VET EX-WAR PERIOD-COMBAT	RPTL 456-a	134	2,379,984	0.12
41141	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 456-a	276	5,636,436	0.28

Equalized Total Assessed Value 2,014,619,652

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
41142	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	51	1,104,575	0.05
41151	COLD WAR VETERANS (10%)	RPTL 458-b	85	291,688	0.01
41152	COLD WAR VETERANS (10%)	RPTL 458-b	24	92,800	0.00
41171	COLD WAR VETERANS (DISABLED)	RPTL 458-b	2	40,000	0.00
41172	COLD WAR VETERANS (DISABLED)	RPTL 458-b	6	76,338	0.00
41300	PARAPLEGIC VETS	RPTL 458(3)	2	308,000	0.02
41400	CLERGY	RPTL 460	15	22,500	0.00
41700	AGRICULTURAL BUILDINGS	RPTL 483	110	13,595,955	0.67
41720	AGRICULTURAL DISTRICT	AG-MKTS L 305	1,449	39,596,116	1.97
41750	AGRIC LAND-INDY NOT IN AG DIST	AG-MKTS L 308	446	9,979,690	0.50
41750	AG LAND ELIGIBLE FOR AG ASSMT	AG-MKTS 305(7)	1	18,200	0.00
41800	PERSONS AGE 65 OR OVER	RPTL 467	102	3,163,463	0.16
41801	PERSONS AGE 65 OR OVER	RPTL 467	101	1,894,113	0.09
41802	PERSONS AGE 65 OR OVER	RPTL 467	151	3,465,907	0.17
41805	PERSONS AGE 65 OR OVER	RPTL 467	5	190,781	0.01
41932	DISABILITIES AND LIMITED INCOMES	RPTL 459-c	4	64,605	0.00
41965	HISTORIC PROPERTY	RPTL 444-a	3	136,500	0.01
41980	LOW OR MODERATE INCOME HOUSING	RPTL 421-e	3	1,806,000	0.09
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	30	296,438	0.01
42100	TEMPORARY GREENHOUSES	RPTL 483-c	5	81,580	0.00
42130	FARM OR FOOD PROCESSING LABOR CAMPS	RPTL 483-d	33	1,666,323	0.08
44212	HOME IMPROVEMENTS	RPTL 421-f	3	85,900	0.00
47460	FOREST LAND CERTD AFTER 8/74	RPTL 480-a	5	218,720	0.01
47610	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	18	574,141	0.03
47611	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	9	1,642,959	0.08
47615	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	6	625,713	0.03
47670	PROPERTY IMPROVMT IN EMPIRE ZONE	RPTL 465-e	8	38,208,244	1.90
48500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	2	5,500	0.00

NYS - Real Property System
County of Orleans

Assessor's Report - 2012 - Prior Year File
\$495 Exemption Impact Report
County Summary

RP6221/Y041.001
Date/Time - 10/30/2012 10:39:22
Total Assessed Value 2,014,619,652

Equalized Total Assessed Value 2,014,619,652

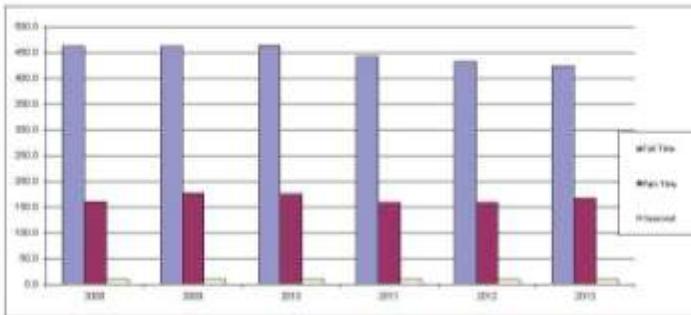
Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
50000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	49	2,813,267	0.13
Total Exemptions Exclusive of System Exemptions:					
			5,461	399,900,961	19.85
Total System Exemptions:			49	2,813,267	0.13
Totals:			5,510	402,514,218	19.98

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments in lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes: _____

Orleans County Position Count - 2013

DEPARTMENT	FULL TIME						PART TIME						SEASONAL					
	2008	2009	2010	2011	2012	2013	2008	2009	2010	2011	2012	2013	2008	2009	2010	2011	2012	2013
Legislative Board	7	7	7	7	7	7	0	0	0	0	0	0	0	0	0	0	0	0
Chief Administrative Officer	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
Clerk of Legislative Board	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
District Attorney	4	4	4	4	5	5	3	3	3	3	3	3	2	2	2	2	2	2
Public Defenders	3	0	0	0	0	0	4	4	4	4	4	4	4	4	4	4	4	4
Clerks	0	0	0	0	0	0	4	4	4	4	4	4	4	4	4	4	4	4
County Treasurer	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Budget Office	0	0	0	0	0	0	2	2	2	2	2	2	2	2	2	2	2	2
Real Property Tax Bureau	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2
County Clerk	12	12	12	11	11	11	0	0	0	0	0	2	2	2	2	2	2	2
County Attorney	0	0	0	0	0	0	4	4	4	4	4	3	3	3	3	3	3	3
Personnel & HR Services	3	3	3	3	3	3	1	1	1	1	1	1	1	1	1	1	1	1
Risk Management	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Board of Elections	2	2	2	2	2	2	0	12	12	12	12	12	12	12	12	12	12	12
Washington Outreach	17	16	16	15	16	16	2	1	1	0	0	0	0	0	0	0	0	0
Comptroller Services	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Public Safety Comm. System	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Shovel	33	32	33	33	32	32	0	0	0	0	0	0	0	0	0	0	0	0
Problems	14	14	14	14	14	14	0	0	0	0	0	0	0	0	0	0	0	0
Int.	36	36	36	36	36	36	13	13	13	13	13	13	13	13	13	13	13	13
Control of Dogs	1	1	1	1	1	1	2	2	2	2	2	2	2	2	2	2	2	2
Emergency Management	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
Public Health	36	36	36	32	32	31	4	6	6	3	4	4	4	4	4	4	4	4
Mental Health Services	36	36	36	36	31	23	3	4	4	4	3	6	6	6	6	6	6	6
Highway Administration	3	3	3	3	3	3	1	1	1	0	0	0	0	0	0	0	0	0
Highway Maintenance	14	14	14	14	13	13	0	0	0	0	0	0	0	0	0	0	0	0
Highway Materials	3	3	3	3	3	3	0	0	0	0	0	0	0	0	0	0	0	0
Post Office	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Food Services	07	09	09	06	04	04	4	3	3	4	4	3	4	4	4	4	4	4
County Housing Office	103	102	102	100	100	101	61	72	72	66	56	56	56	56	56	56	56	56
Job Development Agency	7	0	0	7	6	6	2	2	2	2	3	3	3	3	3	3	3	3
Transfer	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
Shuttle & Transfer	1	1	1	1	1	1	0	0	0	0	0	0	0	0	0	0	0	0
Office for the Aging	10	10	10	11	7	6	0	0	0	0	0	0	0	0	0	0	0	0
Motor Park	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Youth Events	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0
Recreation	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Planning & Development	3	3	3	3	2	2	1	1	1	0	1	1	1	1	1	1	1	1
Oak Orchard Wastewater	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Business Assistance	2	2	2	2	2	2	0	0	0	1	1	1	1	1	1	1	1	1
Open Venues	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
Record Management	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Totals	481	481	483	442	421	423	100	178	176	150	156	168	0	0	0	0	0	0



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